Public Document Pack



Alcohol and Entertainment Licensing Sub-Committee

Tuesday 4 April 2023 at 2.00pm This will be held as an online virtual Meeting

Membership:

Members Councillors:

Ahmed (Chair) Long (Vice-Chair) Mahmood

Substitute Members

Councillors:

Bajwa, Chappell, Chohan, Collymore, Ethapemi, Georgiou, Rubin

For further information contact: Devbai Bhanji, Governance Assistant Tel: 020 8937 6841; Email: devbai.bhanji@brent.gov.uk

For electronic copies of minutes, reports and agendas, and to be alerted when the minutes of this meeting have been published visit:

www.brent.gov.uk/committees

The press and public are welcome to attend this meeting as an online virtual meeting by following the proceedings via the webcast available HERE



Notes for Members - Declarations of Interest:

If a Member is aware they have a Disclosable Pecuniary Interest* in an item of business, they must declare its existence and nature at the start of the meeting or when it becomes apparent and must leave the room without participating in discussion of the item.

If a Member is aware they have a Personal Interest^{**} in an item of business, they must declare its existence and nature at the start of the meeting or when it becomes apparent.

If the Personal Interest is also significant enough to affect your judgement of a public interest and either it affects a financial position or relates to a regulatory matter then after disclosing the interest to the meeting the Member must leave the room without participating in discussion of the item, except that they may first make representations, answer questions or give evidence relating to the matter, provided that the public are allowed to attend the meeting for those purposes.

*Disclosable Pecuniary Interests:

- (a) **Employment, etc. -** Any employment, office, trade, profession or vocation carried on for profit gain.
- (b) **Sponsorship -** Any payment or other financial benefit in respect of expenses in carrying out duties as a member, or of election; including from a trade union.
- (c) **Contracts -** Any current contract for goods, services or works, between the Councillors or their partner (or a body in which one has a beneficial interest) and the council.
- (d) **Land -** Any beneficial interest in land which is within the council's area.
- (e) **Licences-** Any licence to occupy land in the council's area for a month or longer.
- (f) **Corporate tenancies -** Any tenancy between the council and a body in which the Councillor or their partner have a beneficial interest.
- (g) **Securities -** Any beneficial interest in securities of a body which has a place of business or land in the council's area, if the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body or of any one class of its issued share capital.

**Personal Interests:

The business relates to or affects:

(a) Anybody of which you are a member or in a position of general control or management, and:

- To which you are appointed by the council;
- which exercises functions of a public nature;
- which is directed is to charitable purposes;
- whose principal purposes include the influence of public opinion or policy (including a political party of trade union).
- (b) The interests a of a person from whom you have received gifts or hospitality of at least £50 as a member in the municipal year;

or

A decision in relation to that business might reasonably be regarded as affecting the well-being or financial position of:

- You yourself;
- a member of your family or your friend or any person with whom you have a close association or any person or body who is the subject of a registrable personal interest.

Agenda

Introductions, if appropriate.

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Page

1 Apologies for absence and clarification of alternate members

2 Declarations of Interests

Members are invited to declare at this stage of the meeting, the nature and existence of any relevant disclosable pecuniary or personal interests in the items on this agenda and to specify the item(s) to which they relate.

3 Application for a New Premises Licence by Patrick Joseph Finn for 1 - 38 the premises known as The Field, 249 Neasden Lane, NW10 1QG, pursuant to the provisions of the Licensing Act 2003

Date of the next meeting: Date Not Specified

Please remember to **SWITCH OFF** your mobile phone during the meeting.

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Agenda Item 3

LICENSING ACT 2003

Application for a New Premises Licence

1. The Application

Name of Applicant:	Patrick Joseph Finn
Name & Address of Premises:	The Field, 249 Neasden Lane, NW10 1QG
Name & Address of Fremises.	
Applicants Agent:	Callum Haddow – Saunders Solicitors

1. Application

The application is for a new premises licence as follows:

To provide: Live music from 7pm to midnight Thursday to Sunday. Recorded music, the supply of alcohol and to remain open from 10am to midnight Monday to Sunday

2. Background

The premises licence at this premises has previously been revoked on three occasions following reviews of the licence.

Mr Finn previously applied for a licence at this premises in 2022 which was subsequently refused by the licensing sub committee.

3. Promotion of the Licensing Objectives

See page 4-5 of the application

4. Relevant Representations

Representations have been received from Licensing Officers and the Police.

5. Interested Parties

None

6. Policy Considerations

Policy 1 – Process for Applications

Conditions on the licence, additional to those voluntarily sought/agreed by the applicant, may be considered. Conditions will focus on matters which are within the control of individual licensee and which relate to the premises or areas being used for licensable activities, the potential impact of the resulting activities in the vicinity. If situations arise where the licensing objectives may be undermined but cannot be dealt with by the use of appropriate conditions the Licensing Authority will consider whether it is appropriate for a licence to be granted or continue to operate.

7. Associated Papers

- A. Application Form & plan
- B. Licensing Representation
- C. Police Representation
- D. NCT Rep & Withdrawal
- D. OS Map



Regulatory Services Brent Civic Centre Engineers Way Wembley HA9 0FJ

TEL: 020 8937 5359 EMAIL: business.licence@brent.gov.uk WEB: www.brent.gov.uk Online Ref. No: 14441 Application No: 27367 Date: 13 February 2023

LICENSING ACT 2003 Licence:Premises Licence New Application Application No: 27367

Dear Sir/Madam,

Applicant:Mr Patrick Joseph Finn

Part 1 – Premises Details

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

The Field Public House 249 Neasden Lane, London, Brent, NW10 1QG

Telephone Number at premises (if any):

Non domestic rateable value:

Part 2 – Applicant Details

Proposed Licence Holder: Mr Patrick Joseph Finn

Part 3 – Operating Schedule

When do you want the premises licence to start? 19-01-2023

If you wish the licence to be valid only for a limited period, when do you want it to end?

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

Please give a general description of the premises:

A public house on the main street in Neasden

What licensable activities do you intend to carry on from the premises?

Section E: Live music Section F: Recorded music Section J: Sale of alcohol: On the premises

The times the licence authorises the carrying out of licensable activities

Section E: Live music: Indoo	rs	
Day	Start Time	End Time
Monday		
Tuesday		
Wednesday		
Thursday	19:00	00:00
Friday	19:00	00:00
Saturday	19:00	00:00
Sunday	19:00	00:00

To extend by one hour the standard finish time for any authorised period ending between 00.59 and 02.00 on which a period of summer time ends. To extend the standard finishing time by one hour for the authorised periods starting on Burns Night, Valentines Day, St David's Day, St Patrick's Day, Good Friday, Easter Saturday, Easter Sunday, St George's Day, Christmas Eve, Boxing Day, New Year's Eve and the Saturday and Sunday immediately preceding each Bank Holiday that falls on a Monday.

Section F: Recorded music: I	ndoors	
Day	Start Time	End Time
Monday	10:00	00:00
Tuesday	10:00	00:00
Wednesday	10:00	00:00
Thursday	10:00	00:00
Friday	10:00	00:00
Saturday	10:00	00:00
Sunday	10:00	00:00

To extend by one hour the standard finish time for any authorised period ending between 00.59 and 02.00 on which a period of summer time ends. To extend the standard finishing time by one hour for the authorised periods starting on Burns Night, Valentines Day, St David's Day, St Patrick's Day, Good Friday, Easter Saturday, Easter Sunday, St George's Day, Christmas Eve, Boxing Day, New Year's Eve and the Saturday and Sunday immediately preceding each Bank Holiday that

Section J: Sale or Supply of Ald	cohol: On the premises		
Day	Start Time	End Time	
Monday	10:00	00:00	
Tuesday	10:00	00:00	
Wednesday	10:00	00:00	
Thursday	10:00	00:00	
Friday	10:00	00:00	
Saturday	10:00	00:00	
Sunday	10:00	00:00	

To extend by one hour the standard finish time for any authorised period ending between 00.59 and 02.00 on which a period of summer time ends. To extend the standard finishing time by one hour for the authorised periods starting on Burns Night, Valentines Day, St David's Day, St Patrick's Day, Good Friday, Easter Saturday, Easter Sunday, St George's Day, Christmas Eve, Boxing Day, New Year's Eve and the Saturday and Sunday immediately preceding each Bank Holiday that falls on a Monday.

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Kenneth Guthrie

Date of birth:

Licence Number: Issuing authority:

Concerns in respect of Children:

None

The opening hours of the premises

Day	Start Time	End Time
Monday	10:00	00:00
Tuesday	10:00	00:00
Wednesday	10:00	00:00
Thursday	10:00	00:00
Friday	10:00	00:00
Saturday	10:00	00:00
Sunday	10:00	00:00

To extend by one hour the standard finish time for any authorised period ending between 00.59 and 02.00 on which a period of summer time ends. To extend the standard finishing time by one hour for the authorised periods starting on Burns Night, Valentines Day, St David's Day, St Patrick's Day, Good Friday, Easter Saturday, Easter Sunday, St George's Day, Christmas Eve, Boxing Day, New Year's Eve and the Saturday and Sunday immediately preceding each Bank Holiday that falls on a Monday.

a) General – all four licensing objectives (b, c, d, e):

Suggested Conditions:1tCCTV 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. This must comply with the Data Protection Act including signage. 2. tThe CCTV system shall display on any recordings, the correct date and time of the recording. 3. tCCTV camera shall be installed to cover the entrance of the

premises, the rear door, and further cameras installed to cover the full interior of the premises. 4. tA member of staff trained in the use of the CCTV system shall be available at the premise at all times that the premises are open to the public. 5. tThe CCTV system shall be capable of obtaining/maintaining clear facial recognition images and a clear head and shoulders image of every person entering or leaving the premises. 6. tThe Licence holder /DPS/Manager shall inspect and test that the CCTV is operational and working correctly on a weekly basis. A signed and dated record of the CCTV examination and any findings shall be kept on the premises and made available to the police and authorised officers of the Local Authority on request. 7. tA copy of the premises licence summary including the hours which licensable activities are permitted shall be visible from the outside of each entrance to the premises. 8.tNotices shall be prominently displayed at all exits requesting patrons to respect needs of the local residents and businesses and leave the area quietly. 9. tCustomers shall not be permitted to take open glass vessels outside the premises as defined on the plan submitted to and approved by the Licensing Authority. 10. tThere shall be a minimum of two door supervisors on Fridays and Saturdays from 20:00 hours until all patrons have left the premises. 11. SIA Security shall wear clothing that can be clearly and easily identified on CCTV. 12. tA sign stating 'No proof of age, No sale' shall be displayed at the point of sale. 13. tThe premises will operate a challenge 25 age verification policy with the only acceptable forms of photographic identification being a driving licence or passport. 14. tPersons under 18 will not be permitted to remain on the premises after 21:00 hours. 15. tBefore staff are authorised to sell alcohol they will undergo induction training to cover the responsibility of persons selling alcohol, the age verification policy and the premises licence conditions. Refresher training will be completed every 6 months. 16. Customers shall not enter or leave the premises from/by the rear door, except in the event of an emergency. 18. tNotices clearly explaining the licensee's drugs and weapons policy shall be displayed at the entrance and at suitable places throughout the premises. 19. tNotices explaining the licensee's policy on admission and searching shall be placed at each entrance. 20. tToilets shall be checked at least every two (2) hours for the use of drugs and other illegal activities. 21. tA toilet check list shall be displayed on the wall in all toilets. Staff shall use these checklists to record their name and certify the time of the check. Checklists are to be replaced daily and old checklists must be retained and made available for inspection by the Police and authorised officers from Brent Council. 22. tA personal licence holder shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol. 23. tThe designated smoking area (DSA) shall be located at the front of the premises facing Neasden Lane. 24. tWhen the premises licence is in operation the DSA shall be limited to no more than five (5) people at any one time. 25. tThe licensee shall keep an incident book which shall be available to the police and Licensing Authority. The incident book will record: a. Weekly checks of the CCTV system - date, time, whether or not satisfactory. b. Defects in the CCTV system - details and action taken to rectify c. Allegations of crime - details of any crime reference, date and time and brief description of incident d. Refusal of sale of alcohol - description of person refused, reason for refusal, date, time and person refusing e. Ejections from the premises - date, time, description of person ejected, reason, person ejecting individual f. Visits by responsible authorities - date, time, name of officer and authority, reason for visit g. Details of any door supervisors on duty at the premises - date, time, full name and badge/licence number h. Details of any complaints - date, time, brief description of complaint, name of person taking complaint, details of action taken. 26tThe locks and flush latches on the exit doors and gates shall be unlocked and kept free from fastenings other than push bars or pads whilst the public are on the premises. 27tThe socket outlets (or other power supplies used for DJ equipment, band equipment and other portable equipment) that are accessible to performers, staff or the public shall be suitably protected by a residual current device (RCD having a rated residual operating current not exceeding 30 milliamps). 28tExits are not obstructed (including by curtains, hangings or temporary decorations), and accessible via non-slippery and even surfaces, free of trip hazards and clearly identified 29tNo person shall be permitted to sit on the floor, on stairs or in gangways and passageways. 30tWhere chairs and tables are provided, internal gangways are kept unobstructed 31tA capacity specific assessment shall be conducted and approved by the Licensing Authority. This assessment shall be completed by a competent person and show all calculations used to reach the final capacity and reference the guidance used to achieve this figure. This assessment shall be appraised annually or at the time of any building or layout structural works. 32. Mr Timothy Sheahan shall be prohibited from having any involvement in the running of this licensed premise.

b) The prevention of crime and disorder:

As above

c) Public safety:

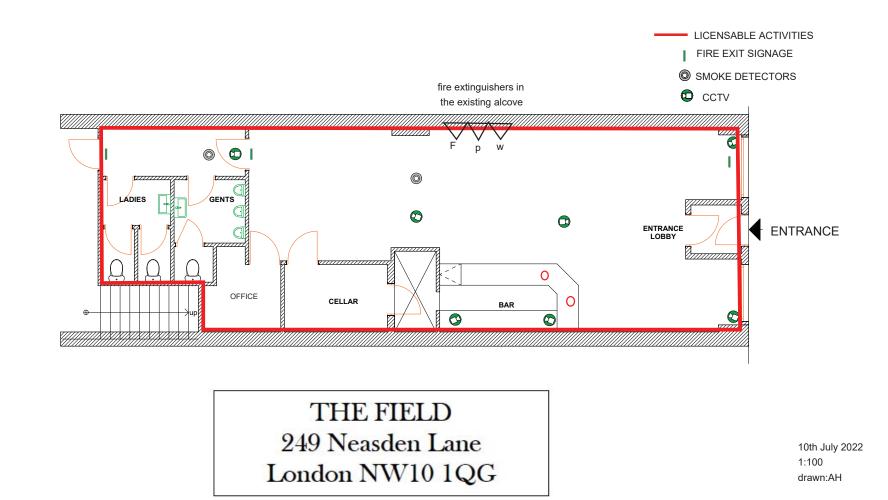
As above

d) The prevention of public nuisance:

e) The protection of children from harm:

As above

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Brent Civic Centre Engineers Way Wembley Middlesex HA9 0FJ EMAIL Esther.chan@brent.gov.uk WEB www.brent.gov.uk

Mr Callum Haddow Saunders Solicitors Ltd 6 Snow Hill EC1A 2AY

17 March 2023

Reference: 27367

Dear Mr Haddow,

Re: Licensing Representation to the Application for the New Premises Licence at The Field Bar, 249 Neasden Lane, NW10 1QG

I certify that I have considered the above new application and I wish to make representations.

Officer: Esther Chan – Licensing Inspector

An officer of the Licensing Authority, in whose area the premises are situated, who is authroised for the purposes of exercising its statutory function as a 'Responsible Authority' under the Licensing Act 2003.

The application has been made for a new premises licence under section 17 of the Act.

The Licensing Authority representations are primarily concerned with the four licensing objectives;

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance; and
- the protection of children from harm.

Background

Neasden town centre consists of a medium sized parade of shops that run along Neasden Lane which is just off the North Circular Road. The town centre is in an area of medium to high levels of deprivation. Neasden Town Centre is a hotspot for alcohol flagged calls to the Police and attracts anti social behaviour ranging from street drinking to drug dealing.

The Field, formally known as Sal's Bar has been trading as a public house for a number of years.

The premise licence has been revoked on three occasions instigated by reviews of the premise licence from responsible authorities in 2017, 2018 and 2021 for undermining the licensing objectivies associated to public safety, crime and disorder.

It has been establised that occurrence of the issues that led to these reviews were due the persistent influence of the original manager, known as Timothy Sheahan despite the changes to the actual licence holder.

In 2022, Mr Patrick Joseph Finn had applied for a new premise licence to supply alcohol and provide regulated entertainment, however the sub committee determined that the licensing objectives of the prevention of crime and disorder, public safety and the prevention of public nuisance would be undermined were the application to be allowed and therefore refused it.

The sub-committee considered that the application was being made against a background of significant problems experienced with the premises over the past five years, both in terms of the then management and its compliance with the licensing objectives and licence conditions, as well as with ongoing and regular complaints of crime linked to the venue.

The committee accepted that these issues could not be laid at the feet of Mr Finn himself, and accepted from him that he would attempt to address all of those issues and had distanced himself from individuals who had been previously involved with the premises who he had initially intended to employ. Despite that however the sub-committee was mindful of the need to minimise the risk of such issues re-occurring.

Following the refusal of the aforementioned application, Mr Finn has submitted another application for a new premise licence in February 2023.

During the consultation period, I was notified by the Safer Neighbourhood Team that Police Officers had visited the premise on a number of occasions on 25th January 2023 and 14 February 2023 and subsequently provided me with their witness statements describing their encounter during their visits.

Mr Finn was invited to attend Brent Civic Centre to have a discussion with me, on the behalf Licensing Authority in respect of the application and visits conducted by the Police.

Due to personal reasons Mr Finn was unable to attend a meeting in person and subsequently had a telephone conversation with me on Thursday 9 March 2023. I was accompanied by my colleague, Licensing Officer John McGann at the time of my telephone conversation with Mr Finn.

A series of questions were asked to ascertain if Mr Flynn was aware of the visits conducted by the Police and how he intended to manage the business. The below questions and answers were captured:

- 1. Esther Chan Have you seen the application and happy with the content? Patrick Finn - Yes, I am meeting with the agent tomorrow to go through the conditions.
- 2. Esther Chan Can you explain how you intend to meet the licensing objecvtives? *Patrick Finn - I have dropped late night opening.*

- 3. Esther Chan Have you made any changes to the pub? Patrick Finn - I have checked what cameras are working on the CCTV system but don't want to spend any money until I get the licence.
- 4. Esther Chan You mentioned that you are aware of Mr Tim Sheahan's previous involvement in the business, have you had any engagement with Tim Sheahan recently? *Patrick Finn No I've had no engagement with Tim Sheahan. John McGann had called me to inform that Tim Sheahan was in the premises when the police visited. He saw my name on the blue notice, so he knew I was the applicant.*
- 5. Esther Chan Have you visited the premises since the refusal of the last application? *Patrick Finn Possibly the beginning of December 2022.*
- 6. Esther Chan Do you still have access to the premises? *Patrick Finn - I have the keys to gain access.*
- 7. John McGann Why do you have access to the premise if you haven't got the lease? *Patrick Finn - I was given a set of keys to look around the premise to determine what refurbishment works are needed.*
- 8. Esther Chan Who is the freeholder / leaseholder of the premises? Patrick Finn – The freeholder is Mr A Khan, I have contact with him and the lease may be under Tim Sheahan possibly but I am not certain.
- 9. Esther Chan Who occupies the building at present and holds the keys? *Patrick Finn Nobody, only I have the keys.*
- 10. Esther Chan Have you signed the lease? Patrick Finn – No.I will only sign the lease when I have the licence.
- 11. Esther Chan What is leasehold length? Patrick Finn – Yearly, with an Opt Out option.
- 12. Esther Chan Who is paying the business rates? *Patrick Finn – No idea.*
- 13. Esther Chan Do you still have your other business? *Patrick Finn* – Yes.
- 14. Esther Chan How often do you intend to be at the premises if the application is granted?
 Patrick Finn I will be primarily in London.
- 15. John McGann How do you know the proposed DPS Kenneth Guthrie? Patrick Finn – I wasn't happy with the last one. Kenneth runs a few pubs in London.
- 16. Esther Chan Do you have Kenneth Guthrie's contact number? *Patrick Finn* – *No.*

- 17. Esther Chan How often will Kenneth Guthrie be at the premise? Patrick Finn – Annette Piperan will be managing the premise.
- 18. John McGann On 14 February, there was a man called Tim Sheahan who gave his home address as 37 Knowles House, 51 Lonestone Avenue, which is the same address as the DPS. What is the connection between the DPS and Mr Sheahan? *Patrick Finn – No idea.*

At the end of our conversation, Mr Finn assured us that Mr Tim Sheahan will have no involvement in business, should the application for a premise licence be granted.

Due to the historical issues connected to the premise, the Metropolitan Police had reasons to believe that the premise was trading without a premise licence, which led them to visit the premises on a number of occasions.

The witness statement from PC Lashley-Foster indicate that the premise was in preparation for trading despite the application was not even submitted to the Council, when the Police visited on 25 January 2023. When questioned by the police, both Ms Piperan and Ms Handro could not confirm who owned the bar. Although, Mr Finn told me he had hired Annette Piperan as a manager, he did not mention Camylla Handro who apparently holds the same position as Ms Piperan.

The witness statements from PC During, PC Smallwood and PCSO Imber indicate that alcohol was being supplied without authorisation, when they visited 14 February 2023 at 19:00hrs. It was apparent that Mr Sheahan was in the premises and falsely provided his name as the applicant, Mr Finn of 37 Knowles House, NW10 3AZ when questioned by the Police. He also stated that he will be the owner and was waiting for the licence. The male then admitted that he was in fact Mr Timothy Oliver Sheahan, when he was requested to clarify his identity.

During my telephone conversation with Mr Finn on 9 March 2023, it was pointed out to him that the Licensing Authority had been made aware that Mr Sheahan was in the premises on 14 February 2023 and the residing address that Mr Sheahan provided is the identical to Kenneth Guthrie's (proposed DPS) address. Mr Finn did not offer any explanantion, which poses concerns that Mr Sheahan continues to have some form of business involvement.

In light that there is evidence to suggest that Mr Tim Sheahan will have involvement in the business, the Licensing Authority have serious concerns that the applicant, Mr Finn will have little control over how the premises is going to operate and thus, undermine the licensing objectives. The Licensing Authority request that the application be refused.

Yours sincerely,

Eher

Esther Chan Licensing Inspector Regulatory Services This page is intentionally left blank



Brent Civic Centre Engineers Way Wembley Middlesex HA9 0FJ

TEL 020 8937 2054

EMAIL john.mcgann@brent.gov.uk WEB www.brent.gov.uk

Mr. Patrick Joseph Finn

10/03/2023

Our Ref: Application Number 27367

Mr. Finn,

Supporting Evidence in relation to the application for a Premises Licence under Sect 17 of The Licensing Act 2003 for premises at The Field Public House, 249 Neasden Lane, London, NW10 1QG

The above-named application is being dealt with by Ms. Esther Chan. On Thursday 09/03/2023 I was present with Ms. Chan when she conducted a telephone call with Mr. Patrick Joseph Finn in relation to this application. A number of questions were asked in relation to Mr. Finn's plans for the premises and his current position in relation to the lease on the premises. Mr. Finn stated that he believed that the lease may still be in the name of the previous leaseholder and that he was not going to sign any lease until the application for a premises licence was granted in his name.

We also discussed what Mr. Tim Sheahan's role would be in the running of the premises following two licensing reviews in 2017 and 2021 when he was involved in the running of the pub.

In 2018 the premises licence was revoked, and a new licence was subsequently granted on the condition that Mr. Tim Sheahan have no involvement but there was evidence at the review hearing in 2021 that he was still actively involved with the pub.

There is recent evidence from the Metropolitan Police that Mr. Sheahan is involved with the premises. A statement has been obtained from PC |Smallwood 2269NW who states that on Tuesday 14/02/2023 at 7.00pm a visit was conducted to The Field Public House, 249 Neasden Lane, London, NW10 1QG as a result of concerns that the premises may be operating without a premises licence. One male found inside the premises initially gave his name as Mr. Joseph Finn of **Concerns**. But, when further questioned by the police he admitted that he was in fact, Mr. Timothy Oliver Sheahan.

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During the phone call to Mr. Finn, we discussed that on the application for the new premises licence he had shown the proposed Designated Premises Supervisor to be Kenneth Guthrie of

which is the same address Mr. Sheahan had provided to the police on 14/02/2023. It was then put to Mr. Finn that this raised concerns that Mr. Sheahan is still involved in the plans for this premise. Mr. Finn denied this.

The above gives a strong indication that Mr. Sheahan has continued to be involved in the running of this premises and if a new premises licence is granted I believe that any condition to prevent his involvement in the premises would be ignored. The premises would likely to be then operated in a similar manner that it had been in the recent past and would undermine the licensing objectives.

Yours faithfully

John McGann Licensing Officer Regulatory Service

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STATEMENT OF WITNESS (Criminal Procedure Rules, r. 16.2; Criminal Justice Act 1967, s. 9)
Statement of: Constable Alice Lashley-Foster Age if under 18: Over 18 Occupation: Police officer
This statement 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.
Signature: PC LASHLEY- FOSTER 3036 NW Date: 03 Feb 2023
This statement concerns the time I went to THE FIELD PUB, 249 NEASDEN LANE, NEASDEN, LONDON, NW10 1QG on 25th JANUARY 2023 at 1710 HOURS. There were two women that myself and my colleague spoke to inside of The Field pub HANDRO (dob: And PIPERAN (dob: And PIPERAN)). THE FIELD PUB, 249 NEASDEN LANE, NW10 1QG is the address of a pub that currently does not have an a licence to serve/sell alcohol. They have a large front room with a bar on the left hand side when entering. They have toilets located towards the back of the property with a back door at the very rear that opens up onto an alleyway on the street behind the property. Intere are concerns that this pub is still or has been operating without a licence to serve/sell alcohol. ON the 25th JANUARY 2023 AT 1710 HOURS I attended THE FIELD PUB, 249 NEASDEN LANE, NEASDEN, LONDON, NW10 1QG in the company of PC Tingley 2704W. On the window at the front of the property was open and we could walk right in. The lights were on in the property and there was one woman standing behind the bar, HANDRO, and another standing to the side of the bar, PIPERMAN. I could see that their fidges were fully stocked with alcohol and there was cash in the till. When we asked why there was cash in the till if they were root operating they explained that they were reparing everything which included cleaning the lines and making sure the pub was in order to re-open. HANDRO and PIPERMAN, said yes whils the other, HANDRO, said no. I looked around the property and I could see that there were, when they were asked if they kept cash in their till orveright, one of the women, PIPERMAN, said yes whils the other, HANDRO, said no. I looked around the property and I could see that there were kegs located by the back dor of the property when we looked. We spoke to PIPERMAN and she explained that she had just been hired as the new thar manager to help get the
Signature: PC LASHLEY- FOSTER 3036NW
WVIDEUE

Signature Witnessed by:

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	RESTRICTED (when complete)	/G 1
CJ Ac	WITNESS STATEMENT t 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1	
Statement of	PC smallwood 2269NW URN:	
Age if under 18	Over 18 (if over 18 insert 'over 18') Occupation: Police Officer 241820	
make it knowing t	onsisting of: 2 pages each signed by me) is true to the best of my knowledge and belief at hat, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything i e false, or do not believe to be true.	
Signature:	PC SMallwood 2269NW Date: 15/02/2028.	
Tick if witness evid	ence is visually recorded (supply witness details on rear)	
This statement relate	to visit at; THE FIELD PUB, NEASDEN LANE, NW10 1QG. There are no CAD references in relation	n to
incident, this was a sp	ot check licencing visit.	
On Tuesday the 14 th	of FEBRUARY 2023 I was posted with colleagues; Hereit 2895NW, Party 2841NW, and	d P
7128NW. W	e were posted in a marked mini-bus, in police uniform along NEASDEN LANE NW10. Our tasking for the	day
to assist Brent Counci	I Enforcement Officers issue tickets to offenders in Neasden, as part of the OP Nightingale Operation.	
Whilst at location, I	vas contacted by my supervisor A/PS H 3703NW who made me aware of a pub along Neasden Lane	, nai
"THE FIELD" may b	e operating without a licence, and asked if I could check the premises due to being at the location. At appro	xim
1900 hours, I viewed	the location from the main road of NEASDEN LANE. It was clear the pub was not readily open to the pul	blic.
door was close, shutte	rs were down over the windows and no lights were visible. We then checked the rear entrance. On arriving,	, the
door was slightly ajar	and lights were visible. I announced "police" and "police please come to the door" loudly multiple times to	no a
At this point I made o	ontact once again with my supervisor A/PS H	ht to
attention that this cou	d be an insecure premises. At this point I made the decision to enter, as I had an honest held belief that the	own
the premises would gi	ve me permission to enter if they were aware of the circumstance.	
On entering I ann'oun	ced "Hello, Police" a final time, walking through the short corridor to the main room. Here, I was met w	ith
males all in their 50's	s or 60's. Two of the males had pints of beer in front of them, including an additional empty beer glass ea	ich,
	the males why they did not answer when I shouted police through the building. All three males sat sile	ntly
residue inside. I aske		
	es were fully stocked with bottled beers and soft drinks, there were nozzles on the beer taps with residue	on t
responding. The fridg	es were fully stocked with bottled beers and soft drinks, there were nozzles on the beer taps with residue d. I asked PC 2841NW to check behind the bar to see if there were any other persons present. No additional	

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Continuation of Statement of

PC SMallwood 2269NL

asked the male "Are you the owner or just working here?" the male replied "I'm just working here". I asked this male to provide his details, he gave his information as follows; MR JOSEPH FINN dob **Control** residing at **Control** when clarifying these details, the male explained that the home address provided was that of his friends who he is currently staying with. I asked the male for his actual home address, the male refused to provide details stating it was in South East London, later changing his story stating it was actually his daughter's address. The male was asked to provide ID in order to confirm these details, he could not, stating he did not have any form of ID.

I disclosed to the male I was aware that the premises currently does not own a licence to sell alcohol, asking him why there were two males sat at the bar drinking. He told me "We're not selling alcohol, there's no till. We took away the till". I asked the male "what is your role here?" he replied "I will be the boss", I asked the male "so are you the owner?" to which he replied "I will be the owner of the premises, we're waiting for a licence". At this point I exited the rear of the pub and spoke with A/PS Hicks once more to update him. On my return, PC 2895NW informed me that he had ascertained that the male did in fact have identification in the form of a debit card. The name on the card was "T O SHEAHAN". PC 2895NW informed me the male admitted to him that this was in fact his real name, and he had originally provided false details. I now know the male's real identity to be Mr TIMOTHY OLIVER SHEAHAN dob **Control** Residing last known address "THE FIELD" 249 NEASDEN LANE NW10 1QG. I informed Mr Sheahan that I would be reporting to the council that there were persons present drinking alcohol, that he stated he was only working at the location when he was in fact the owner, and that he provided false details to the police in attempts to cover his real identity.

I produce my body worn video footage as my exhibit RJS/01.

PC Swallwood 2269UM

Signature witnessed by:

Page 24

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Page 2 of 2

Signature:

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WITNE	SS STATEMENT		h bes daved in the	
Criminal Procedure Rules, r 27. 2; Criminal	Justice Act 1967, s. 9; Mag	istrates' Co	ourts Act 1980, s	.5B
	URN	- 240 ATT22, 1	u uz lite in si	
Statement of: Walter HOTOBAH DURING			1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1	
Age if under 18: OVER (if over 18 insert 'over 18')	Occupation: PC			
This statement (consisting of 2 page(s) each sig				

This s ٦đ 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: PC DURING 2895 NW Date: 15/02/2023

This statement refers to a time when I witnessed alcohol being consumed in an unlicensed premises. (THE FIELD, 249 NEASDEN LAN NW101QG)

In this statement I will be referring to myself PC HOTOBAH DURING 2895NW as (I), 2269NW as (PC 2269), PC P 2841NW as (PC 2841NW), PCSO PC S as (PCSO 7128NW), APS H 3703NW as (APS 3703NW) and PC P. 2865NW.

On TUESDAY 14TH FEBRUARY 2023 I was on duty in full uniform along with PC 2296NW, PC 2841NW and PCSO 7128NW on ASB Neasden OP Nightingale. This operation is to assist BRENT COUNCIL inforce PSPO on NEASDEN LANE NW10.

Whilst on OP NIGHTINGALE, at around 1900hours PC 2269NW had Intel of a potential unlicensed premises (THE FIELD) serving alcohol, which we went to investigate. The main entrance to THE FIELD was closed so we went around the back to see if anyone was working around the back. As we approached the rear the venue I could see a light shining through the crack of a door directly parallel to the entrance. PC 2296NW knocked and shouted "it's the police is there anyone inside" no reply was given. Further attempts were made with no answer. PC 2269NW then made a call the APS 3703NW a decision was made to enter the property.

PC 2269NW entered the property first I went in second followed by PC 2841NW AND PCSO 7128NW. As I walked through the rear door I could see toilets to my right and a welllit open area directly in front. As I approached the well-lit area I saw three (3) IC1 males between the ages of 45-65 years of age sitting in silence by the bar drinking. I could see two males drinking pints beer with empty pint glasses next to them I also noticed the bar was fully stocked with different verities of alcoholic drinks in the fridges and the optics on the beer pump were lit up. PC 2269NW asked the three men why didn't the answer when he called out, no reply. PC 2269nw asked who was the owner and if there was anyone else in the pub. At that point PC 2841NW, PCSO 7128NW and I looked around to see if there was anyone else in the venue. I checked the toilets. When I returned back to the bar I saw PC 2269NW asking one of the males for their details. I took the details form PC 2269NW and called PC 2865NW, who at the time was sitting in CHALK HILL SNT BASE to confirm details via PNC and IIP. The male gave the NAME Joseph FINN DOB Witness Signature: PC DURING 2895NW

Signature Witnessed by Signature:....





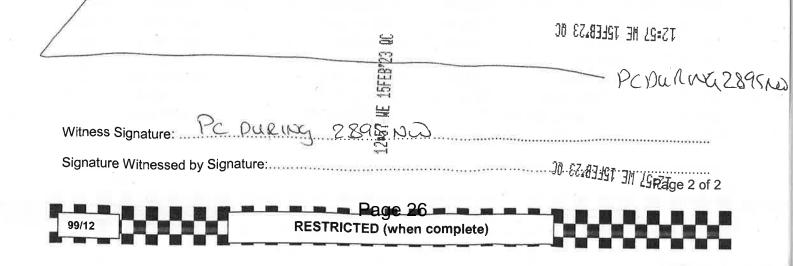
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Continuation of Statement of:

No trace on PNC name not linked to the address was given. As I went back to report the findings to PC 2269NW I saw the male who gave the information and asked if he could confirm his DOB in case it was written down wrong in error. " the male replied. I confirmed with PC 2865NW if that was the same information I relayed to him, which he confirm yes and there was NO TRACE. As I walked towards PC 2269NW I remembered seeing the male in question with a debit card in his possession. I asked to see to confirm details given was correct to find that male had in fact given PC 2269NW false detail. I asked the male if this was his debit card, which he replied yes. I said the name on this debit car is different to the name you gave to my colleague. The name on the card was T O SHEAHAN. I asked the male what does the T "Timothy" he replied and the O is for "Oliver" the male replied I then asked for his real DOB " His real name was in fact Timothy Oliver SHEAHAN DOB I called PC 2865NW back and passed on the new information, Mr SHEAHAN came back with a trace on PNC and last known address was 249 NEASDEN LANE NW10. I then relayed the information to PC 2269NW who then approached MR SHEAHAN and words were exchanged.

The whole incident was captured on my BWV which I will be exhibiting as WHD/01 THE FIELD NW10

https://met.uk.evidence.com/axon/evidence?evidence_id=ac392a64c9704db4bd55764d6b4 a6ed0&partner_id=85575e0c7f814dbb8e4a0073265aa36e



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	WITNESS S	TATEMEN	Г				
Criminal Procedure Rules, r	27. 2; Criminal Justice	Act 1967, s. 9; Ma	agistrat	es' C	ourts Ac	x 1980, s	.5B
		URN					
Statement of: PCSO IMBER							
Age if under 18: Over 18	(if over 18 insert 'over 18')	Occupation: Pol	ice Offic	cer			
This statement (consisting of 2 I make it knowing that, if it is te anything which I know to be fa	endered in evidence, I sha	all be liable to pros					
Witness Signature: PCSO IMB Date: 15/02/23	ER 7128NW		_				

This statement outlines the time I visited THE FIELD pub and witnessed alcohol being consumed.

On TUESDAY 14th FEBRUARY I was in full uniform in NEASDEN LANE at approximately 1920hrs as part of OPERATION NIGHTINGALE with 2269NW, 2895NW, 2841NW. I was outside the back of THE FIELD pub 249 NEASDEN LANE NW10 1QG.

Whilst on OPERATION NIGHTINGALE we received potential Intel by A/PS 3703NW about an unlicensed premises in NEASDEN goes by the name THE FIELD and that they were not allowed to sell any alcohol due to not having a license.

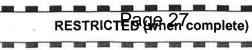
Upon arrival I stood with 2269NW, 2895NW, 2841NW at the back of the property. The back door of THE FIELD pub was not secure we knew this as the back door did not looked closed properly and PC Security pulled the door with his fingers and the back door opened slightly and the lights were on. PC Security 2269NW then knocked on the door and shouted "POLICE!". There was no answer. PC Security knocked again and shouted "POLICE!". There was again no answer.

We entered the premises as we thought someone had broken in. Upon entering there were female then male toilets to the right. Walking further into the premises there was a bar with beer pumps, tables and chairs. There were 3 (three) males sitting around the bar drinking alcohol out of glasses along with some empty ones also where they were sitting. PC P. 2841NW and I walked around the back in the room next to the bar to check if anyone else was in the premises, there was no one else there, but there were multiple kegs on the floor with plastic tubing attached that had a liquid inside. There were fridges behind the bar and were filled with bottles of alcohol. PC S 2269NW asked the 3 males inside if anyone worked there. One male said he worked. One of the other male said he had come to check what further work needed to be done with the electrics as he stated he was doing electric work for the premises.

The male who said he worked there, then further stated he was the owner. PC SI 2269NW obtained the details of the male who stated he was the owner. Checks were carried out by 2895NW. 2895NW saw the male had a bank card in the back of his phone case and 2895NW then asked to see the bank card to confirm the males details

Witness Signature: PCSO IMBER 7128NW

Signature Witnessed by Signature:....





RESTRICTED (when complete) MG11C

Continuation of Statement of: Anjali Patel were correct. The details on the bank card were different to the details the male had previously given to PC Sector 2269NW.

The male who stated that he is the owner then stated that he had applied for the licence under a different name than his own.

I have recorded the interaction and the search on my BWV. I will exhibit that as MGI/01.

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From: Joe Finn
Sent: 14 March 2023 13:13
To: Graves Phil S - NW-CU <<u>Phil.S.Graves@met.police.uk</u>>
Subject: Re: The Field 249 Neasden Lane, NW10 1QG - 27367 - Police holding Reps

Hi Phil No 1 your colleague told it was Tim shehan No 2 I have no control as I won't sign lease till I get a license No 3 I have but they with me, last I was in the premises was early November with my electron nobody else there No 4 nothing to do with me, Tim Sheehan I presume No 5 nothing to do with me, same again As I've been telling Brent council all along if I have lease and license Tim Sheehan Will be barred, I've had that much Hassel over him I about to pull out

regards Joe

On Mon, 13 Mar 2023, 14:05 , <<u>Phil.S.Graves@met.police.uk</u>> wrote:

Joe

Thanks for the prompt response, but I'm going to need a bit more information off you before I can progress with your application.

- 1. Who was the male in the bar when police attended if it wasn't you?
- 2. Who was in control of the pub while you were in Eire?
- 3. Who has the keys to the venue?
- 4. Why was there money in the tills, as you're not meant to be trading?
- 5. Why was there beer in the lines when you don't have a license?

Thanks,

Phil

PC Phil Graves 3122 NW – NW BCU Licensing Officer – Brent From: Joe Finn
Sent: 13 March 2023 12:17
To: Graves Phil S - NW-CU <<u>Phil.S.Graves@met.police.uk</u>>
Subject: Re: The Field 249 Neasden Lane, NW10 1QG - 27367 - Police holding Reps

Hi Phill

I was not on the premises on those dates as I was in Ireland, I have been informed by your colleague John MC gann that the previous owner was on the premises and gave my name I believe him to be a blaguard I can prove my whereabouts on those dates regards Joe

On Mon, 13 Mar 2023, 09:38 , <<u>Phil.S.Graves@met.police.uk</u>> wrote:

Good morning Mr Finn,

I was in the process of dealing with your application and while doing this was passed video footage from colleagues of mine.

On 25/01/23 officers have entered The Field and found money in your Tills.

On 14/02/2023 officers have again entered The Field and found yourself and two males sat drinking lager at the bar.

Before I can progress with your application I require a written account from yourself as you why you had money in your till and why you are serving alcohol when you don't currently have a license.

Thanks,

Phil

CC Brent – Please treat this e-mail as holding reps. I cannot progress this application until Mr Finn gives an account for the two incidents above.

From: Lewis, Diane <Diane.Lewis@brent.gov.uk>
Sent: 07 March 2023 17:05
To: Callum Haddow
Cc: Business Licence <business.licence@brent.gov.uk>
Subject: RE: CONSULT: New Premises - The Field, 249 Neasden Lane, NW10 1QG - 27367

Dear Callum,

Thank you for your email and confirmation that you are willing to accept the conditions.

I can therefore confirm that the Nuisance control Team will be withdrawing our representation.

Kind regards,

Diane Lewis Nuisance Control Officer Resident Services Brent Council

From: Callum Haddow
Sent: 07 March 2023 15:36
To: Business Licence <<u>business.licence@brent.gov.uk</u>>; Lewis, Diane <<u>Diane.Lewis@brent.gov.uk</u>>
Subject: RE: CONSULT: New Premises - The Field, 249 Neasden Lane, NW10 1QG - 27367

Dear Sirs

I can confirm that my client has no issue with the additional of the proposed licence conditions suggested in the email from the Noise Team.

Regards

Callum Haddow Solicitor & Director

SAUNDERS SOLICITORS

From: Lewis, Diane <<u>Diane.Lewis@brent.gov.uk</u>>
Sent: 01 March 2023 11:41
To: Business Licence <<u>business.licence@brent.gov.uk</u>>
Subject: RE: CONSULT: New Premises - The Field, 249 Neasden Lane, NW10 1QG - 27367

Dear Business Licensing,

I have looked at this application, in particular the location of the premises which is situated in a mixed commercial/ residential area.

Representation is made that the likely effect of the approval of this application without suitable conditions will be detrimental to the Licensing Objectives with regards to the prevention of public nuisance. Representation is made on the grounds that public nuisance is likely to be experienced by the occupiers of neighbouring and nearby residential units from:

- The noise caused by airborne entertainment noise from regulated entertainment
- The noise caused by patrons exiting the premises at noise sensitive hours

In order to avoid complaints from nearby residents and to ensure effective management of the event, it is my opinion that if suitable conditions are imposed and the premises is well managed, the licensing objective relating to public nuisance can be upheld.

It is recommended that the following conditions are attached to the application in order to prevent public nuisance:

- 1. All doors and windows shall remain closed throughout the playing of live and recorded music; designated staff shall be made aware of the potential for sound break-out from the venue and ensure exit/entry doors are not left open for longer than necessary or propped open
- 2. No noise or vibration from live or recorded music, shall be audible in neighbouring residential properties; A DJ sound check shall be carried out at the start of live music events and thereafter designated staff shall carry out periodic checks to ensure music levels remain moderate
- 3. No form of loudspeaker or amplification device shall be placed near an entry/exit or windows in the property
- 4. All speakers shall be mounted on anti-vibration mountings to prevent transmission of sound energy to adjoining properties.
- 5. The playing of live or recorded music shall not be permitted in any garden or external area
- 6. Signs shall be placed on the frontage instructing patrons to recognise the residential nature of the area and conduct their behaviour accordingly -The management shall reserve the right to ask patrons to move inside the premises or leave if it felt that they could be disturbing neighbours

If the applicant is willing to accept the conditions outlined above, the Nuisance Control Team will be in a position to withdraw the representation.

Kind regards,

Diane Lewis Nuisance Control Officer Resident Services Brent Council The Field 249 Neasden Lane NW10 1QG



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TERRITORIAL POLICING

Working together for a safer London

NW BCU Licensing Department - Brent

Mr Joseph Finn 249 Neasden Lane Neasden Middlesex NW10 1QG

Your Ref: 27367

Harrow Police Station 74, Northolt Road Harrow HA2 ODN *Tel:* 020 8733 5008 *Email:* nwmailbox.licensingbrent@met.police.uk *Web:* www.met.police.uk

Date: Thursday 30th of March 2023

Police representations to the application for a new premises license for 'The Field Public House, 249 Neasden Lane, Neasden NW10 1QG'

Police certify that we have considered the application shown above and wish to make representations that the likely effect of the grant of the application is detrimental to the Council's Licensing Objectives for the reasons indicated below.

Officer: PC Phil Graves Licensing Constable 3122NW

Our ref: 01QK/117/22/3122NW

An officer of the Metropolitan Police, in whose area the premises are situated, who is authorised for the purposes of exercising its statutory function as a 'Responsible Authority' under the Licensing Act 2003.

The application has been made for a new premises license under section 17 of the Licensing act 2003. The Police representations are concerned with all four of the licensing objectives, namely:

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

The Application

This is a new application made by Mr Patrick Finn, for an existing public House.

The reason for the new application was due to the previous license been revoked in the summer of 2022.

Back Ground of the Venue

The Field Bar, previously known has 'Sal's Bar' has a long history of licensing breaches, COVID breaches and a history of crime emanating from the venue.

The venue has had it license revoked three times already, in 2017, 2018 and 2021.

Our records show that Mr Finn applied for an almost identical license at this venue, but it was refused due to objections raised by the local authority and police

Recent Events

I recently made aware that uniformed officers visited the venue on two occasions. On 25/01/23 officers have entered The Field and found money in the tills. Body cam footage showed two ladies inside the venue who were unable to provide a reasonable explanation as why there was money in the tills when the pub had no license to sell alcohol and should therefore not be trading.

On 14/02/2023 officers have again entered the pub and their bodycam footage showed two males sat at the bar. Both of these males had lager in their pint glasses that they continued to drink while police were present.

There was a third male present who gave his details as Mr Joseph Finn DOB 20/04/1964, the same name as the applicant.

The above two incidents show that the pub was trading and selling alcohol while not having a license apparently with the current applicant allowing alcohol to be served without a license.

Due to this I e-mailed Mr Finn asking him for an explanation as to what happened on these two dates. Below is a cut and paste of the e-mail dialogue between myself and Mr Finn.

Good morning Mr Finn,

I was in the process of dealing with your application and while doing this was passed video footage from colleagues of mine.

On 25/01/23 officers have entered The Field and found money in your Tills.

On 14/02/2023 officers have again entered The Field and found yourself and two males sat drinking lager at the bar.

Before I can progress with your application I require a written account from yourself as you why you had money in your till and why you are serving alcohol when you don't currently have a license.

Thanks,

Phil

RESPONSE FROM MR FINN:-

Hi Phill

I was not on the premises on those dates as I was in Ireland, I have been informed by your colleague John MC gann that the previous owner was on the premises and gave my name I believe him to be a blaguard I can prove my whereabouts on those dates regards Joe

FURTHER E-MAIL FROM MYSELF TO MR FINN. MR FINN'S REPLIES TO EACH QUESTION ARE IN RED BELOW :-

Joe,

Thanks for the prompt response, but I'm going to need a bit more information off you before I can progress with your application.

1. Who was the male in the bar when police attended if it wasn't you?

No 1 your colleague told it was Tim shehan

2. Who was in control of the pub while you were in Eire?

No 2 I have no control as I won't sign lease till I get a license

3. Who has the keys to the venue?

No 3 I have but they with me, last I was in the premises was early November with my electron nobody else there

4. Why was there money in the tills, as you're not meant to be trading?

No 4 nothing to do with me, Tim Sheehan I presume

5. Why was there beer in the lines when you don't have a license?

No 5 nothing to do with me, same again

As I've been telling Brent council all along if I have lease and license Tim Sheehan Will be barred, I've had that much Hassel over him I about to pull out regards Joe

The Field was previously owned by a male called Mr Tim Sheehan but his license was revoked in August 2018 due to a series of licensing breaches. Due to Mr Sheehan's actions when responsible for the public house he is currently not allowed to have any involvement in the running of this business.

Mr Finn is now e-mailing me stating that Mr Sheehan was in the venue serving beer.

Summary

There is a long history of licensing breaches at this venue, which has had its license revoked three times. The venue sits in the middle of a crime hot spot and a CIZ.

There is currently no license in place, but officers have attended on two occasions. The first had money in the till with two ladies working behind the bar. The second found two males sat drinking lager. A male was there who gave his name as the applicant, Mr Joseph Finn. Mr Joseph Finn states that this wasn't actually him, but a male called Mr Tim Sheehan who is not meant to have any dealings with the venue.

Taking all the above information into account and the long history of this venue having its license revoked so many times in such a short period of time police have no confidence that

this venue will be run in line with any of the four licensing objectives, so therefore strongly oppose this application.

Yours Sincerely,

PC Phil Graves 3122NW NW BCU - Brent Licensing Philip.Graves@met.police.uk