



**METROPOLITAN
POLICE**

TOTAL POLICING

Form for Applying for a Summary Licence Review

Application for the review of a premises licence under section 53A of the Licensing Act 2003
(premises associated with serious crime, serious disorder or both)

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 the 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.

Insert name and address of relevant licensing authority and its reference number:

Name:	London Borough of Brent		
Address:	Brent Civic Centre		
Post town:	Wembley	Post code:	HA9 0FJ
Ref. No.:			

I Police Sergeant Michael Sullivan

on behalf of the chief officer of police for the Metropolitan Police area apply for the review of a premises licence under section 53A of the Licensing Act 2003.

1. Premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description:			
ERIN's HOPE, 189 Edgware Road			
Post town:	London	Post code: (if known)	NW9 6LP

2. Premises licence details

Name of premises licence holder or club holding club premises certificate (if known):
Mr John Joseph Flaherty
Number of premises licence or club premises certificate (if known):
160820

3. Certificate under section 53A(1)(b) of the Licensing Act 2003 (Please read guidance note 1)

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with serious crime or serious disorder or both, and the certificate accompanies this application.

Please tick the box to confirm:

PROTECTIVE MARKING

4. Details of association of the above premises with serious crime, serious disorder or both
(Please read guidance note 2)

PROTECTIVE MARKING

Erin's Hope is a Public House located in 189 Edgware Road, London, NW9 6LP. The premises benefits a Premises Licence for the following activities and hours.

Regulated Entertainment:

Monday to Sunday - 0900 to 02:30

late Night Refreshment:

Monday to Sunday – 23:00 to 02:30

Sale & Supply of Alcohol:

Monday to Sunday – 09:00 to 02:30

The Opening Hours of the Premises:

Monday to Sunday – 09:00 to 03:00

The Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) is Mr John Joseph Flaherty who has been responsible for the premises licence since August 2008 to date.

Edgware Road is a major road forming the A5 road, attracting busy transport hubs. The premises is surrounded by both commercial and residential dwellings (Exhibit MJS/01).

On Sunday, 13th October 2024, at approximately 00:20 hours, police received a call from a member of the public reporting a violent altercation outside Erin's Hope. The caller stated that a member of the door staff had struck a male individual forcefully and pushed him to the ground, resulting in head injuries and visible bleeding.

Mr Flaherty was contacted by Police on Monday 14th October 2024, regarding the incident the night before, he wasn't aware of the incident, but mentioned that SIA had dealt with a drunk trying to enter the pub, he seemed shocked when told of the incident, he was unable to check the CCTV as he was on his way to a funeral, on Tuesday 16th October 2024 Mr Flaherty sent the Pubs external CCTV of the incident to Police via Whatsapp, he was again spoken to on the phone, where he stated that the SIA had not acted correctly and he was shocked by his actions.

Upon reviewing the venue's external CCTV footage, the following events were observed:

A black male, identifiable by his bald head and long brown coat, was positioned near the front door of Erin's Hope. The individual appeared to be wearing an SIA badge on his right arm, suggesting he was a licensed member of door staff.

A white male was seen engaging with the black male, and from their body language and gestures, they appeared to be arguing.

The white male placed a bottle of water near his feet, which was subsequently kicked away by the black male. The black male then assumed a fighting stance, raising both fists in preparation for physical confrontation.

The white male turned away, seemingly unwilling to engage further. At this point, the black male charged at him, striking him on the back of the head with both hands and using his body weight to propel the white male forward. The victim fell headfirst into nearby railings, covering a distance of approximately six feet.

The CCTV then shows the black male continuing to assault the victim while he was on the ground, although the camera did not fully capture this portion of the incident. The assailant then retrieved a metal bucket from the front of the venue and approached the victim, who was being assisted by members of the public.

Multiple bystanders witnessed the assault.

PROTECTIVE MARKING

The victim was transported to the hospital by the London Ambulance Service (LAS) with injuries initially classified as grievous bodily harm (GBH). Upon further investigation, the victim stated he had little memory of the incident due to intoxication, recalling only an argument. He mentioned an old injury had reopened and was bleeding heavily, which led to his hospital visit. As a result, the crime report has been reclassified as actual bodily harm (ABH).

CAD Exhibited as MJS/02

The premises previously came to the attention of the Police in June 2024 due to a 'stabbing' incident. Police received a report of a 'stabbing' at the Erin's Hope Public House.

On Sunday 22nd June 2024 at approximately 0130 hours Suspect has entered ERIN'S HOPE pub in COLINDALE NW9. The suspect had approached the victim and demanded £20 from victim stating that this money was owed. Victim and Suspect have entered a verbal and physical altercations involving them pushing one another before suspect is taken out of the pub by security staff. During this time a woman believed to be suspect's girlfriend has assaulted Victim by punching him in the back of the head.

When suspect was outside of the pub, the victim also exited. Suspect was being aggressive and was being restraining by a member of door staff and was brought away from the venue. Suspect escaped the grasp of the staff member and lunged at Victim who has attempted to defend himself. Suspect has continued to attack Victim before being dragged away by the staff member. At some point during the suspect's attack, victim has received a 1cm stab wound in his chest which he had not noticed until it was pointed out. Victim also received a cut to his left hand pinky finger which he also didn't realise until paramedics were assessing him for further injuries. Victim believes that suspect had used a small knife such as a Stanley knife to cause the injury.

The woman believed to be suspects girlfriend then attacks Victim by punching him further when suspect was taken away.

On reviewing the CCTV system, it was apparent that there was serious disorder within and outside the venue. On speaking with the Licence Holder, Mr Flaherty seemed to be unaware of all the facts of the incident and unable to verify details of the SIA company.

During our telephone conversation on Monday 24 June 2024, he did not appear to appreciate the level of seriousness of the incident and presented a lack of knowledge regarding the licensing conditions embedded on the premises licence and upholding the licensing objectives.

Patrons were permitted to enter premises after 01:00hrs and permitted to take open containers outside the defined plan, contrary to Condition:

Condition 5 - Customers shall not be permitted to take open glass containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.

Condition 6 - No entry or re-entry shall be permitted after 01:00 hours.

On Tuesday 25 June 2024, Mr Flaherty was invited to Brent Civic Centre to discuss the incident in the presence of the Licensing Inspector from Brent Council. Mr Flaherty had invited his security company, the director of Guard Sec International Ltd, [REDACTED] to attend the meeting.

During the meeting, I raised my serious concerns regarding the incident. Mr Flaherty presented little knowledge of the conditions embedded on the premises licence.

In light that Mr Flaherty had responded to my request to discuss the issues in person as a matter of urgency, I offered him the opportunity to demonstrate that he is a responsible licence holder and DPS by following an action plan with a timeframe. This included a minor variation to add robust conditions as per our agreement

Action Plan Exhibit MJS/03.

New Conditions, Exhibited MJS/04

PROTECTIVE MARKING

Exhibit MJS/05 copy of an e-mail where Mr Flaherty accepts the conditions outlined in the Action Plan.

Exhibit MJS/06, Copy of warning letter sent to Mr Flaherty regarding the above breaches.

CCTV of the incident 13/01/2024 and the incident 22/06/2024, footage from the pubs external camera, and Police Body Worn Video (BWV) from the stabbing incident Exhibited as MJS/07

On Friday 28 June 2024, Mr Flaherty confirmed in an email that he was happy to accept the action plan.

It had been noted that Mr Flaherty failed submit the minor variation to impose the above additional conditions by 23 July 2024.

Between July 2024 to September 2024, the Licensing Inspector and I have communicated with Mr Flaherty on numerous occasions to obtain an update about the minor variation. Mr Flaherty advised us that he was either awaiting advice from his solicitors or away due to personal circumstances.

On the 16th October 2024 PC Graves, and PC Hicks attended Erin's Hope to conduct a licensing compliance visit and found several breaches to the licence. Both Officers statements attached to the bundle.

Summary

This incident on the 13th October 2024, clearly constitutes violent disorder, involving an assault perpetrated by a trained and licensed Security Industry Authority (SIA) door supervisor. The assailant, who is employed to protect patrons and ensure public safety, reacted inappropriately and violently to a situation involving a drunk individual. His excessive use of force is not in line with the professional conduct expected of trained security staff, whose role includes de-escalating confrontations, not exacerbating them.

Members of the public rely on door staff to maintain order and respond to difficult situations with calm professionalism. The actions of this individual door supervisor, as captured on CCTV, fall far below these expectations and demonstrate a dangerous lapse in judgment.

Venue History and Management Concerns: Erin's Hope has a recent history of violent incidents and poor management oversight. In June 2024, a patron was stabbed by another intoxicated individual wielding a knife. Following this incident, the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS) met with Licensing Police and Council Licensing Officers. During this meeting, the PLH acknowledged poor management practices and agreed to implement a set of conditions designed to improve the running of the venue. An action plan was established, with a timeframe for introducing these conditions via a minor variation to the premises licence.

However, the PLH/DPS has failed to follow through on these commitments, repeatedly offering excuses for the delay, including personal and legal issues. Despite these claims, the failure to implement agreed conditions suggests a lack of serious engagement with the responsibilities of managing a licensed premises.

The most recent incident is further evidence of poor control and management at Erin's Hope. The lack of oversight has allowed another serious offence to occur, further endangering the public.

Police Recommendation: The Police request an immediate suspension of Erin's Hope's premises licence pending a full review. The ongoing lack of proper management, the failure to implement agreed licensing conditions, and the involvement of venue staff in violent disorder create significant concerns for public safety. The Police believe that without immediate intervention, further serious incidents are likely to occur at this venue.

The suspension of the premises licence will allow for a thorough investigation into the operational failures at Erin's Hope and provide time for the subcommittee to consider appropriate long-term measures to address the issues at this establishment.

PROTECTIVE MARKING

Signature of applicant			
Signature:	<i>Mike Silk</i>	Date:	17 October 2024
Capacity:	Police Sergeant		
Contact details for matters concerning this application			
Surname:	SULLIVAN	First Names:	MICHAEL
Address:	603 HARROW ROAD		
Post town:	LONDON	Post code:	HA0 2HH
Tel. No.:	07747221024	Email:	michael.sullivan3@met.police.uk

Notes for guidance

- A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.

Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:

 - conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
 - conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.

Serious disorder is not defined in legislation, and so bears its ordinary English meaning.
- Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder, or both.