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26 June 2009

To: The Special Licensing Sub Committee

Dear Councillors Dodds, Demirci and Reid,

Special Licensing Sub Committee - Thursday, 2nd July, 2009

In relation to the forthcoming Special Licensing Committee on 2nd July 2009 please find attached an additional document, Statement of the Police, for Agenda Item 6, The British Queen. Please note that whilst the document states "restricted" the Police have given permission for this to be published.

Yours sincerely

Natalie Cole
Principal Committee Co-Ordinator

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WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of URN:

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SAMUEL ELIKWU PC465YR
Age if under 18 Over 18 (if over 18 insert 'over 18') Occupation: Police Officer

This statement (consisting of: **3**..... pages each signed by me) 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 anything in it which I know to be false, or do not believe to be true.

Signature: Date: 25th June 2009.....

Tick if witness evidence is visually recorded (supply witness details on rear)

This statement concerns my visit with a Haringey Environmental Health Officer to the BRITISH QUEEN Public House which is situated in LOVE LANE TOTTENHAM N17.

On Saturday the 20th of June 2009 at about 0410hrs, I was on duty in plain clothes and in company with Mr. Lamin TAMBA, a Haringey Council Environmental Health officer. We attended the British Queen Public House following complaint from a local resident about high level of noise from there.

Upon our arrival, I noticed groups of people leaving the Public House on foot and majority of these were walking to their respective vehicles parked in streets in the vicinity of the premises.

At approximately one hundred metres from the Public House, I could hear the sound of music from the premises, although it was not loud but combined with the noise made by people leaving the venue and the time of the day, the noise radiated seemed louder.

When we got to the front door of the premises we identified ourselves to the two black male standing at the door. I said to both male "Are both of you door supervisors employed by the Licensee for the night?" Both male answered "Yes".

I noticed that the two door supervisors were not wearing their respective SIA badge. When questioned about this, one stated that he has not got his as he had come straight there from his other place of employment. The other stated that he has got his and will bring it out to show us. However this did not materialise before we left the premises at about 0447hrs.

Whilst speaking to the door supervisors, people were going in and out of the premises. Some actually came out of

Signature: Signature witnessed by:

Continuation of Statement of

the premises with their beer bottles in their hands from which they drank as they gathered around us.

Mr. TAMBA then said to the door supervisors "We will like to see the Licensee". One of the door supervisor said, "You wait here and I will go and get him". Mr. TAMBA said, "We want to come in and speak to him". The aforesaid door supervisor ignored the latter statement and went straight into the premises. We tried to follow him inside but he quickly closed the door and locked it from inside. Shortly after the door supervisor had gone inside, the music was turned down completely.

After five minutes had elapsed, the door supervisor came out with the Licensee, a man whom I know from previous encounter to be Mr. Roger DAVIES. Mr. TAMBA said to him, "Do you have a license to open this late?" DAVIES said "Yes" and with this directed our attention to a notice stuck onto one of the windows on the premises. On closer examination of this notice, it transpired that it was merely a copy of his application to the Courts requesting an extension of his opening hours to 0500hrs. Mr. TAMBA explained at length to DAVIES that his current license allows him to open until 0100hrs and that he had violated his license by operating beyond this time. DAVIES then stated that he had applied for a variation of his license and had thought that this allowed him to open until 0500hrs. Mr. TAMBA then explained to him that the current closing time of 0100hrs applies until his application has been approved for extension of hours by the Court.

DAVIES became infuriated and started to shout and swear, stating that all he wanted to do was to try and earn a living. At this point I advised DAVIES to calm down and stop shouting and swearing. I also warned him that should he continue in the aforesaid manner, I will have to arrest him for Public Order Offence. DAVIES refused to produce a master copy of his License upon request by Mr. TAMBA. He also refused to have further discussion with us.

At this point a female DPS came out and assisted in calming DAVIES down before having a discussion with Mr. TAMBA.

Mr. TAMBA then informed DAVIES that he will be submitting a report about this incident to the Borough Licensing Officer.

At this point, I noticed that the Public House was empty and most of his customers had gone home.

We then left the venue at about 0447hrs.

Signature: Signature witnessed by:

RESTRICTED (when completed)

Continuation of Statement of

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Signature: Signature witnessed by:

Witness contact details

Home address:
..... Postcode:
Home telephone number Work telephone number
Mobile/pager number Email address:
Preferred means of contact:
Male / Female (delete as applicable) Date and place of birth:
Former name: Ethnicity Code (16+1): Religion/belief:

Dates of witness non-availability

Witness care

- a) Is the witness willing and likely to attend court? Yes / No. If 'No', include reason(s) on **MG6**.
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness? Yes / No. If 'Yes' submit **MG2** with file.
- d) Does the witness have any specific care needs? Yes / No. If 'Yes' what are they? (Disability, healthcare, childcare, transport, , language difficulties, visually impaired, restricted mobility or other concerns?)

Witness Consent (for witness completion)

- a) The criminal justice process and Victim Personal Statement scheme (victims only) has been explained to me Yes No
- b) I have been given the Victim Personal Statement leaflet Yes No
- c) I have been given the leaflet 'Giving a witness statement to police — what happens next?' Yes No
- d) I consent to police having access to my medical record(s) in relation to this matter: (obtained in accordance with local practice) Yes No N/A
- e) I consent to my medical record in relation to this matter being disclosed to the defence: Yes No N/A
- f) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings, CICA Yes No
- g) The information recorded above will be disclosed to the Witness Service so they can offer help and support, unless you ask them not to. Tick this box to decline their services:

Signature of witness: Print name:
Signature of parent/guardian/appropriate adult: Print name:
Address and telephone number if different from above:

Statement taken by (print name): Station:

Time and place statement taken: