



Haringey Council

NOTICE OF MEETING
PLEASE NOTE START TIME

SPECIAL LICENSING SUB-COMMITTEE

THURSDAY 3 JANUARY 2008 at 10:30 HRS
CIVIC CENTRE, HIGH ROAD, WOOD GREEN, N22 8LE.

MEMBERS: Councillors Patel (Chair), Reid and Beacham

AGENDA

1. APOLOGIES FOR ABSENCE

2. URGENT BUSINESS:

Note: It being a special meeting of the sub-committee, under Part Four, Section B, paragraph 17 of the Council's Constitution, no other business shall be considered at the meeting.

3. DECLARATIONS OF INTERESTS:

A member with a personal interest in a matter who attends a meeting of the authority at which the matter is considered must disclose to that meeting the existence and nature of that interest at the commencement of that consideration, or when the interest becomes apparent.

A member with a personal interest in a matter also has a prejudicial interest in that matter if the interest is one which a member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice the member's judgment of the public interest **and** if this interest affects their financial position or the financial position of a person or body as described in paragraph 8 of the Code of Conduct **and/or** if it relates to the determining of any approval, consent, licence, permission or registration in relation to them or any person or body described in paragraph 8 of the Code of Conduct.

4. SUMMARY OF PROCEDURE:

The Chair will explain the procedure that the Committee will follow for each of the hearings considered under the Licensing Act 2003 and the Gambling Act 2005. A copy of both procedures is attached.

5. THE SWAN PUBLIC HOUSE, 363 HIGH ROAD N17 (PAGES 1 - 32)

To consider an application by the Metropolitan Police for the review of the Swan Public House premises licence.

6. EXCLUSION OF THE PRESS AND PUBLIC:

The following items are likely to be the subject of a motion to exclude the press and public as they contain exempt information relating to the business or financial affairs of any particular person (including the Authority holding that information).

Note from the Head of Local Democracy and Member Services: The following items allow for consideration of exempt information (if required) in relation to item 5 which appears earlier on this agenda.

7. THE SWAN PUBLIC HOUSE, 363 HIGH ROAD N17 (PAGES 33 - 130)

To consider an application by the Metropolitan Police for the review of the Swan Public House premises licence.

YUNIEA SEMAMBO
Head of Local Democracy & Member Services
River Park House
225 High Road
Wood Green
LONDON N22 8HQ

NICOLAS MATTIS
Principal Committee Coordinator
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Fax: 020 8489 2660
nicolas.mattis@haringey.gov.uk
www.haringey.gov.uk

20 December 2007

Licensing Act 2003 Licensing Sub-Committee on 03rd January 2008

Report title: Application for a Review of a Premises Licence at THE SWAN PUBLIC HOUSE, 363 HIGH ROAD, TOTTENHAM N17

Report of: The Lead Officer Licensing

Ward(s) BG

1. Purpose

To consider an application by The Metropolitan Police for a review of the Swan Public House premises license. A copy of the premises license is attached at appendix 1.

Summary of application

Inspector Gladwell of the Metropolitan Police has requested a review on the grounds that the operators are not promoting the statutory objectives of:

- 1 preventing crime and disorder
- 2 promoting public safety
- 3 preventing public nuisance
- 4 protecting children from harm

Date review application served: 21st November 2007

In accordance with regulation 38 of the Licensing Act 2003 (Premises and Club Premises Certificates) Regulations 2005, officers arranged for notices of the review to be published for 28 days on the affected premises, on the public noticeboard at the Civic Centre and on the Councils website.

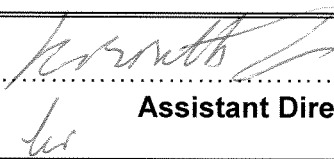
A copy of the review application and supporting documents are at appendix 2

2. Officers Observations

In determining this application the Licensing Sub Committee must have regard to the:

- 2.1 (a) need to promote the four licensing objectives
- (b) representations
- (c) relevant sections of the statutory guidance to licensing authorities (appendix 5)
- (d) relevant sections of the licensing authority's statement of licensing policy (appendix 6)

Report authorised by: Robin Payne.....



Assistant Director Enforcement Services

Contact Officer: Ms Daliah Barrett -Williams

Telephone: 020 8489 8232

3. Access to information:

Local Government (Access to Information) Act 1985

Background Papers

The following Background Papers are used in the preparation of this Report:

File: THE SWAN

The Background Papers are located at Enforcement Service, Civic Centre, High Road Wood Green N22

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Local Government (Access to Information) Act 1985

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The following Background Papers are used in the preparation of this Report:

File: THE SWAN

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Appendices 2A – 2F are confidential and must not be made public without authorisation because they contain exempt information in the following categories:

No.1 – information relating to any individual

No.2 – information likely to reveal the identity of an individual

No.3 – information relating to the financial or business affairs of a particular person

No.7 – information relating to any action taken or to be taken in connection with the prevention, investigation or prosecution of crime.

4. REPORT

Background

- 4.1 The premises benefited from a justices' license until 24th November 2005 granted by the Magistrates, which allowed the sale of alcohol and a Public Entertainment License at that time granted by the Council.

The licences were converted and varied by the Licensing Sub Committee on 18th October 2005 to allow it to trade from 24th November 2005 with the following activities and times: copy at appendix 1

Licensable activities authorised by the Licence:

Regulated Entertainment: Films, Live Music, Recorded Music, Provision of Facilities for Making Music & Dancing

Provision of Late Night Refreshment

Supply of Alcohol

The times the Licence authorises the carrying out of licensable activities:

Films

Monday to Sunday 1100 to 2300

Live Music, Recorded Music, Provision of Facilities for Making Music and Dancing

Mondays to Wednesday 2000 to 0000

Thursday to Saturday 2000 to 0300

Sunday 2000 to 0100

Provision of Late Night Refreshment

Monday to Wednesday 2300 to 0030

Thursday to Saturday 2300 to 0330

Sunday	2300 to 0100
Supply of Alcohol	
Monday to Wednesday	1000 to 0000
Thursday to Saturday	1000 to 0300
Sunday	1200 to 0030

New Years Eve licensable activities from the start of permitted hours on 31 December until the start of permitted hours on 1 January.

An additional hour of licensable activities Saturdays and Sundays before Bank Holidays and Christmas Eve.

The opening hours of the premises:

Monday to Wednesday	1000 to 0030
Thursday to Saturday	1000 to 0330
Sunday	1200 to 0100

New Years Eve opening hours from the start of permitted hours on 31 December until the start of permitted hours on 1 January.

An additional hour Saturdays and Sundays before Bank Holidays and Christmas Eve.

No new admission to the premises after 0000 every night

Where the Licence authorises supplies of alcohol whether these are on and/or off supplies:

Supply of alcohol for consumption both **ON** and **OFF** the premises.

The designated premises supervisor is: Mr Paul Bruce

4.2 Details of the Application for Review. Appendix 2

The Police have brought about the review because of the high level of crime associated with the premises. The Police have had meetings with the Licensee since issuing a warning in July 2007 in relation to their concerns. The evidence produced by the Police shows various crimes including a Murder and grievous bodily harm as well as drug dealing taking place. There is also evidence of underage children being present on the premises and being sold and consuming alcohol on the premise.

5.0 RELEVANT REPRESENTATIONS (CONSULTATION)

Responsible authorities:

5.1 Comments of Metropolitan Police

The Metropolitan Police have submitted various statements and reports to evidence their request for this review, these statements and reports are attached at appendix 2.

Appendix 2 – application form for review and supporting document

Appendix 2A – letter sent to licensee in July of notify of concerns

Appendix 2B – list of crime reports at the public house

Appendix 2C – statements from covert operations carried out at the public house.

Appendix 2D – Incident reports

Appendix 2E – statement and fliers showing advertised events beyond permitted hours

Appendix 2F – statement following visit carried out in November 2007

5.2 Comments of Child Protection Agency or Nominee

The Local Safeguarding Children Board have written a letter of support for the review, this representation is attached at appendix 3.

5.3 Interested Parties –

A representation has been received from Punch Taverns, who are the freeholders for the public house, through their Solicitors in support of the application for a premises license review. The representation is attached at appendix 4 and has been made available to the applicant.

6.0 POLICY CONSIDERATIONS

- 6.1 The following provisions of the Licensing Act 2003 apply to this application:
- Section 13(3) (definition of interested parties)
 - Section 51-53 (review of premises licenses)

In determining the application the Licensing Sub Committee can take such steps as it considers necessary for the promotion of the licensing objective, which are:

1. Take no further action
2. to issue formal warnings to the premises supervisor and /or premises license holder
3. modify the conditions of the license
4. exclude a licensable activity from the scope of the license
5. remove the designated premises supervisor
6. suspend the license for a period not exceeding three months
7. revoke the license.

Where the Licensing Sub Committee takes steps mentioned in 3 or 4 it may provide that the modification or exclusion is to have effect for one such period (not exceeding three months) as it may specify. The licensing sub committee is asked to give full reasons for its decision.

The Licensing Sub Committee must make its decision within 5 working days of the end of the hearing. Any decision of the Licensing Sub Committee is stayed from coming into effect for 21 days from the date of the decision, pending any appeal that

might be made and the determination of that appeal. Any party to the proceedings may appeal against the decision of the decision of the Licensing Sub Committee.

- 6.2 The following provisions of the Secretary of State's guidance apply to this application: Paras 11.1 – 11.10, 11.14 – 11.21, 11.22 – 11.27. These provisions are attached at appendix 5.
- 6.3 The following paragraphs of the licensing authority's statement of licensing policy apply to this application; 7.13-7.14, 11.1-11.3, 12.1-12.4, 13.1-13.7, 14.1-14.3, 18.1-18.2, 25.1. These provisions are attached at appendix 6.
- 6.4 The Licensing Sub Committee is reminded of their duty under the Crime and Disorder Act 1998 to consider the crime and disorder objective in their decisions and the authority's responsibility to co-operate in the reduction of crime and disorder in the Borough.
- 6.5 The Licensing Sub Committee is reminded that the Human Rights Act 1998 guarantees the right to a fair hearing for all parties in the determination of their civil rights. The Act also provides for the protection of property which may include licences in existence, and the protection of private and family life.

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Supply of Alcohol

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APPENDIX 1

COPY OF CURRENT LICENSE

LICENSING ACT 2003
Sec 24

PREMISES LICENCE

Receipt: AG763331

Premises Licence Number: LN00002133

This Premises Licence has been issued by:

*The Licensing Authority, London Borough of Haringey,
Civic Centre, High Road, Wood Green,
London, N22 8LE*

Signature:.....

Date: 24TH November 2005

Part 1 – PREMISES DETAILS

Postal Address of Premises or, if none, Ordnance Survey map reference or description:

**THE SWAN
363 HIGH ROAD
TOTTENHAM,
LONDON
N17 6QN**

Telephone: 020 8808 1542

Where the Licence is time limited, the dates:

N/A

Licensable activities authorised by the Licence:

Regulated Entertainment: Films, Live Music, Recorded Music, Provision of Facilities for Making Music & Dancing

Provision of Late Night Refreshment

Supply of Alcohol

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Mondays to Wednesday 2000 to 0000

Thursday to Saturday 2000 to 0300

Sunday 2000 to 0100

Provision of Late Night Refreshment

Monday to Wednesday 2300 to 0030

Thursday to Saturday 2300 to 0330

LICENSING ACT 2003

Sec 24

Sunday 2300 to 0100

Supply of Alcohol

Monday to Wednesday 1000 to 0000

Thursday to Saturday 1000 to 0300

Sunday 1200 to 0030

New Years Eve licensable activities from the start of permitted hours on 31 December until the start of permitted hours on 1 January.

An additional hour of licensable activities Saturdays and Sundays before Bank Holidays and Christmas Eve.

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An additional hour Saturdays and Sundays before Bank Holidays and Christmas Eve.

No new admission to the premises after 0000 every night

Where the Licence authorises supplies of alcohol whether these are on and/or off supplies:

Supply of alcohol for consumption both **ON** and **OFF** the premises.

Part 2

Name, (registered) address, telephone number and e-mail (where relevant) of holder of Premises Licence:

Mr Paul Bruce
C/o: THE SWAN
363 HIGH ROAD
TOTTENHAM, LONDON
N17 6QN

Mr Peter Whyte
9 Thorne Close
Leytonstone
London
E11 4HU

LICENSING ACT 2003

Sec 24

Registered number of holder, for example company number, charity number (where applicable):

Name, address and telephone number of designated premises supervisor where the Premises Licence authorises the supply of alcohol:

Mr Paul Bruce
C/o: THE SWAN
363 HIGH ROAD
TOTTENHAM, LONDON
N17 6QN

Personal Licence number and issuing authority of personal licence held by designated premises supervisor where the Premises Licence authorises for the supply of alcohol:

LN00001285

Issued by London Borough of Haringey

Expires: 25th November 2015

Annex 1 –Mandatory Conditions

(2) Supply of alcohol: No supply of alcohol may be made under the premises licence-

- (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
- (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

(3) The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Exhibition of films:

(2) Where the film classification body is specified in the licence, unless subsection (3) (b) applies, admission of children must be restricted in accordance with any recommendation made by that body.

(3) Where-

- (a) the film classification body is not specified in the licence, or
 - (b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,
- admission of children must be restricted in accordance with any recommendation made by that licensing authority.

(4) In this section-

“children” means persons aged under 18; and

“film classification body” means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984.

Door supervision: At specified times one or more individuals must be at the premises to carry out a security activity and each of these individuals must be licensed by the Security Industry Authority.

Annex 2 – Conditions consistent with the Operating Schedule

THE PREVENTION OF CRIME AND DISORDER

That CCTV be installed, maintained and operated on the premises for the duration of operating hours for the prevention of crime and disorder.

CCTV system to be recording at all times when the premises are open and the recordings shall be made available to the police and council on request.

Anti-Drugs signs will be displayed on the premises.

Two door supervisors will be present between 22.00 and the closing of the premises.

PUBLIC SAFETY

Fire safety equipment will be checked regularly and any requirements made by the Fire Safety Officer will be complied with.

The maximum number of persons accommodated at any one time shall not exceed:

Restaurant: 50

Bar Area: 150

The inward opening gate to Philip Lane and the inward opening doors to the High Road shall be kept locked in the open position whilst the premises are open to the public.

All Certificates required by the Council to submitted promptly when they become due.

THE PREVENTION OF PUBLIC NUISANCE

Signs will be displayed at the exit reminding customers to leave quietly and respect the neighbours.

Staff will call Taxis/ Mini cabs for the use of customers leaving the premises when requested to do so.

No new admission to the premises after 00:00 every night.

THE PROTECTION OF CHILDREN

All staff will be trained that alcohol will only be sold to persons who can produce photographic identification where there is any doubt that they are over the age of 18.

Persons under the age of 18 will not be permitted to use Gaming machines.

No persons under the age of 18 will be admitted into the back bar when 18 certificate films are being shown.

Alcohol may only be sold to individuals over the age of 18 with valid proof of identification with one of the following:

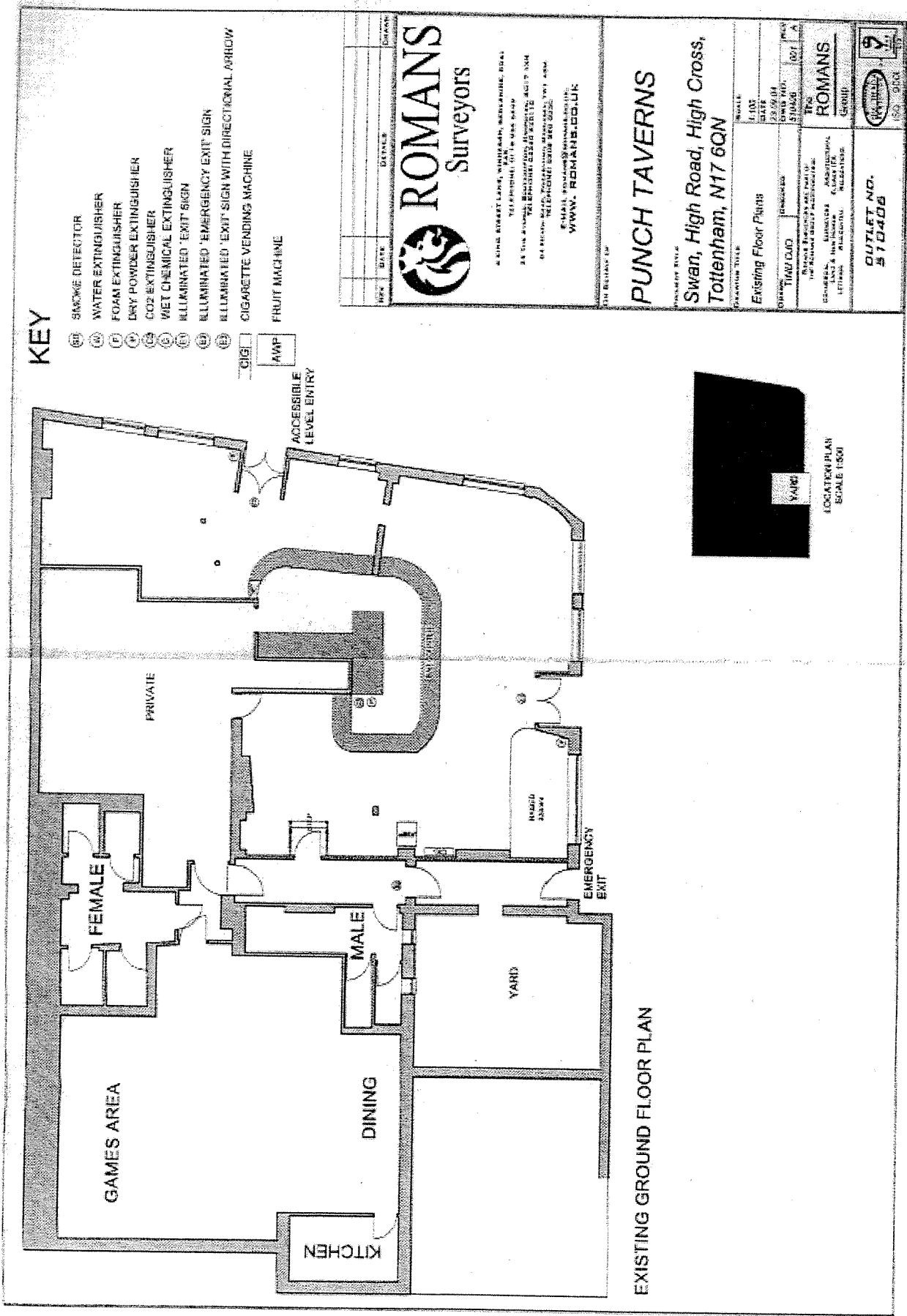
- A valid passport
- A photo driving license issued in a European Union Country
- A proof of age standard card system
- A citizen card, supported by the Home Office

Annex 3 – Conditions attached after a hearing by the licensing authority

That the Committee grants the application in part and subject to the following conditions:

- (i) Conditions to enforce the operating schedule to ensure the Licensing objectives are met.
- (ii) Impose recommendations of the Child Protections Agency on age restrictions to meet the crime prevention objective.
- (iii) Standard mandatory conditions are enforced.
- (iv) Hours of operation are as follows
 - Sale of Alcohol is Monday to Wednesday 10:00 to 00:00; Thursday to Saturday 10:00 to 03:00; and Sunday 12:00 to 00:30.
 - Provision of Regulated Entertainment is Monday to Wednesday until 00:00; Thursday to Saturday until 03:00; and Sunday until 01:00.
 - Opening hours for public are Monday to Wednesday until 00:30; Thursday to Saturday until 03:30; and Sunday until 01:00
- (v) Days before Bank Holidays and for Christmas Eve, one extra hour beyond the usual permitted hours are granted.
- × (vi) That two door supervisors be SIA approved and will be present between 22:00 and closing times.
- × (vii) No new admission to the premises after 00:00 every night.
- (viii) That CCTV be installed, maintained and operated on the premises for the duration of operating hours for the prevention of crime and disorder.
- (ix) That anti-drugs signs be displayed in the premises for the prevention of crime and disorder.
- (x) Signs for exiting customers to leave quietly for the prevention of public nuisance
- (xi) Conditions to restrict numbers in the premises to 50 in the restaurant and 150 in the bar area for the benefit of crime and disorder, public safety, and public nuisance objectives.

Annex 4 - Plans





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Town and Country Planning Act 1990 (As amended)

Plan relating to the Enforcement Notice dated

THE SWAN PUBLIC HOUSE, 363 HIGH ROAD N17



Robin Payne
 Assistant Director
 Enforcement Service
 639 High Road
 Tottenham
 N17 8BD

	Drawn by	Haringey Council
	Scale	1:1500
	Date	20/11/2007
	Drawing	N/A

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APPENDIX 2

COPY OF REVIEW APPLICATION FORM

**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 Inspector David Gladwell

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description The Swan Public House 363 High Road	
Post town Tottenham	Post code (if known) N17 6QN

Name of premises licence holder or club holding club premises certificate (if known) Mr. Paul Bruce & Mr. Peter Whyte

Number of premises licence or club premises certificate (if known) LN00002133

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

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

Post town

Post Code

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 Inspector David Gladwell Wood Green Police Station High Road Wood Green N22 4HZ
Telephone number (if any) 0208 345 2058
E-mail address (optional)

This application to review relates to the following licensing objective(s)

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | <input checked="" type="checkbox"/> |
| 3) the prevention of public nuisance | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input checked="" type="checkbox"/> |

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

The Police seek a review of the premises licence for the above mentioned premises on the grounds of Crime & Disorder, Public Safety, Prevention of Public Nuisance and Protection of Children from harm.

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

See attached schedule

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

--	--	--	--	--	--	--	--

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

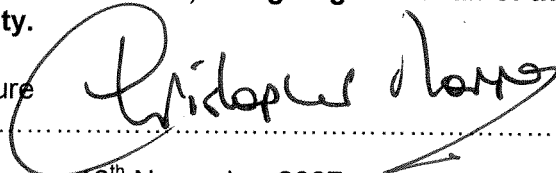

Please tick yes

- 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
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 3)

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

Signature  INSP. (TRAPE)
 Date 16th November 2007  INSP GUDWELL.

Capacity Inspector

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

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.

Schedule 8

Application for a Review under the Licensing Act 2003

The Swan Public House 363 High Road Tottenham London N17 6QN

Opening Remarks

This application for a review is being made by Inspector David Gladwell on behalf of the Metropolitan Police Service (Haringey Borough) in its capacity as a 'Responsible Authority'.

This application for review is requested because of matters arising at the premises which undermine the following licensing objectives:-

- (1) The Prevention of Crime and Disorder
- (2) Prevention of Children from Harm
- (3) Prevention of Public Nuisance
- (4) Public Safety

Recent Timeline of Events

Our intention is to offer the committee a balanced and fair perspective on the running of the venue, however we do have a number of concerns, which include the following:

Historic levels of crime and disorder associated with the venue
Complete disregard of the conditions imposed on their Premises Licence.
Supplying alcohol to young people under the legal age limit.
Complete disregard of the agreed operating hours.

Supporting Documents

On the 20th July 2007 Chief Inspector Graham Dean served a warning letter on the Designated Premises Supervisor of the Swan a Mr. Paul Bruce this letter requested Mr. Bruce to take immediate steps to prevent serious incidents happening at his premises.

Summary of CRIS Data on the Swan Public House dating from 4th September 2006 to 4th September 2007 – submitted by Detective Sergeant Danny Warner and Higher Analyst Roger Wood on the 12th September 2007

Summary of CRIMINT Data on the Swan Public House dating from 4th September 2006 to 4th September 2007 – submitted by Detective Sergeant Danny Warner and Higher Analyst Roger Wood on the 12th September 2007.

These reports were prepared in support of police concerns raised by Detective Chief Inspector Simpson.

CO14 Covert visits – Findings

On Friday 3rd August 2007 officers from CO14 (Clubs & Vice) carried out a covert visit to the venue between the hours of 23.00 and 01.00. Police Constable Janet Barracks and Police Constable Norman Ellis visited the premises. They observed that no Door Supervisors were employed at the premises. This is in breach of condition 6 of the Premises Licence that they must employ at least two door supervisors and they must be present between 22.00 and closing time. They also observed that new people were attending the venue and purchasing alcoholic drinks after midnight. This is in breach of condition 7 of the Premises Licence that no new admission to the premises will be allowed after midnight every night.

On Friday 10th August 2007 officers from CO14 (Clubs & Vice) carried out a covert visit to the venue between the hours of 22.15 and 01.15. Detective Constable Sam Rigby and Police Constable Michael Howard visited the premises. They also observed that no Door Supervisors were employed at the premises and that people were being admitted after midnight.

They also saw a female who was drunk (who fell from the stage) request a song for her 17 year old daughter. The daughter was being served alcohol.

On Saturday 11th August 2007 officers from CO14 (Clubs & Vice) carried out a covert visit to the venue between the hours of 23.15 and 01.30. Police Constable Katie Weston and Police Constable Janet Barracks visited the premises. They also observed that no Door Supervisors were employed at the premises and that people were being admitted after midnight.

They also saw a couple of people smoking spliffs in the corridor leading to the toilets.

CAD Reports.

I have provided a copy of all CAD reports from the period starting the 15th March 2007. Brief outlines listed below.

Thursday 15th March at 19.40 Police attended to deal with an allegation of Threats to Kill.

Tuesday 27th March at 21.56 Police were called by a member of staff to customers, smoking cannabis and refusing to leave.

Sunday 15th April at 02.16 Police were called to a large fight outside the Swan. Police had no units to deal. Premises should be closed by 01.00

Tuesday 24th April at 19.30. Anonymous information received via Crimestoppers that a man was to be shot at the Swan. Police attended and informed the Designated Premises Supervisor Mr Bruce of the allegation. Police advised him to close the premises but he declined and kept the premises open. Police attended on a regular basis throughout the night.

Saturday 28th April at 05.03 Police received an anonymous call to a fight inside the Swan. Police attended and found no trace of the disturbance. One female who was intoxicated was attempting to enter but was refused by the staff. Premises should be closed by 03.30

Friday 11th May at 23.53. Police attended an allegation of assault at the Swan. Female who assaulted failed to substantiate the allegation.

Wednesday 6th June at 03.42. Mr Bruce called police to 10 men wearing balaclavas forced their way into the pub and were causing a disturbance. Premises should be closed by 00.30

Saturday 23rd June at 05.06. Police were called to a shooting incident. A 17 year old female was shot in the head and subsequently died from her wounds. Premises should be closed by 03.30

Thursday 19th July at 21.34 Police attended an allegation of assault. People covered in blood. Nobody wished to talk to police.

Saturday 4th August at 15.50 Police attended an allegation of assault bottles being used. Male taken to hospital with head injuries.

Friday 24th August at 04.55 Police attended an allegation of a large fight at the Swan. Premises should be closed by 03.30

Saturday 25th August at 04.06 information received that a male carrying a firearm had entered the Swan. Police attended. No trace. Premises should be closed by 03.30.

Murder.

On Saturday 23rd June at 05.06 a young girl aged 17years was shot in the head whilst she was attending a party inside the public house. The public house should close to members of the public at 03.30 this incident took place over one and a half hours beyond this time.

Taken alone this incident would undoubtedly raise concerns about the running of the venue. Taken together with all other incidents referred to in this report, we feel that we genuinely have no option to seek a review of the venues licence.

Impact on local police operations.

Prior to the shooting in June 2006 police already had concerns about the impact of the venue on local policing resources and operations.

The basis of those concerns are evident in the above report. The Swan has had a disproportionate impact on local police demands and employment.

The concerns that have existed for some considerable time have been magnified considerably by recent events.

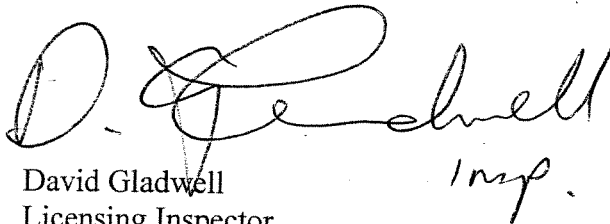
As has already been suggested in this report, we actually feel that we have no option but to seek a review of the licence. In simple terms this is on the basis of:-

- A duty of care to the local community
- A duty of care for customers using the venue
- A duty of care for our own officers
- The undermining of the licensing objectives referred to above.

Closing remarks

We are of the view that only a review of the licence will satisfactorily address the numerous serious issues relating to all the licensing objectives that have been raised in this report. We seek closure of this public house.

We reserve the right to rely on any further incidents of crime & disorder or breaches of the licensing objectives that take place at or in the vicinity of the premises between the service of this application and the review hearing.

A handwritten signature in black ink, appearing to read 'D. Gladwell' with a stylized flourish at the end.

David Gladwell
Licensing Inspector
Haringey Borough

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