

YR - Haringey Borough

Mrs D Barrett

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19th December 2018

Dear Mrs Barrett

**POLICE OBJECTION NOTICE to a Temporary Event Notice (TEN)
Section 104 Licensing Act 2003**

Name of Premises User: Ms Vaishali Patel

Address of Premises: Funky Brownz, 5 Tottenham Lane, London N8 9DJ

Date(s) requested for TEN: 31st December 2018 – 1st January 2019 Hours: 2200 - 0500

Police are satisfied that the grant of this Temporary Event Notice (TEN) would undermine the Prevention of Crime & Disorder and Public Nuisance objectives.

The venue is has 2 main licensed areas, a Shisha Bar and Bar. Whilst there has been no concerns relating to the daily Shisha Bar operation there has been crime & disorder and anti-social behavior complaints from local residents. A Hearing by a Licensing Authority Committee states on the Premises Licence **'There is to be no Regulated Entertainment Sunday to Wednesday. This means that there is no music or dancing therefore no ability to run the venue as a night club. For the sake of clarity there is to be no music other than background music and no dancing whatsoever on Sunday to Wednesday inclusive.'**

Over previous years the venue has submitted TENs to step outside the Conditions and Licensable hours resulting in anti-social behavior complaints resulting in some TENs for 'Bashment' events which are not the venues normal operating activity but rather an extra one attracting non-regulars to boost earnings.

On Sunday 10th June 2017 Ms Patel had submitted a TEN for a private birthday party extending hours from 0000 – 0400 resulting in:

CAD 1249 at 0350 on Sunday 10th June 2017 is from DPS at Funky Brownz stating:

ENTERED BY: CHS (p187663) AT: 2017-06-10 03:50:06
25-30 all ic3 hanging around caller belv trouble brewing - pol to loc asap
03:50:43 10JUN17 CHS

ENTERED BY: CHS (p187663) AT: 2017-06-10 03:50:43
there was altercation at the club earlier belv trouble btwn family members - caller strongly
susps something is going to happen

CAD1287 at 0358 on 10th June 2017 is from person anon at venues stating:

ENTERED BY: CHS (c725412) AT: 2017-06-10 03:59:56

MALE PULLED OUT A HIGH KNIFE FROM A WASTEBAND FOLLOWING A LARGE FIGHT-
APPROX 40/ 50

04:00:47 10JUN17 CHS

ENTERED BY: CHS (c725412) AT: 2017-06-10 04:00:47

SUSP WITH KNIFE: ASIAN MALE- MEDITERANIAN AA25/30 NOT TALL SLIM BUILD

Police arrived to find last few people leaving and venue closing. Crimint: YRRT00363264 states:

On SATURDAY 10TH JUNE 2017 at around 0400 hours, officers were called to FUNKY BROWN'S NIGHTCLUB on TOTTENHAM LANE N8.

The anonymous caller alleged that there were large groups of people outside the nightclub and that there had been a large knife following disorder between the groups.

Upon arrival, the groups were in high spirit and it did not appear as though there had been any fight and there was no sign of any knives.

The groups had come out of the nightclub as it had just closed and were blocking the road as they were leaving the club, hanging around in the street.

Officers engaged with the group and they were jovial and moved on when asked by security at the club.

I liaised with Ms Patel about viewing CCTV of the incident but it was not available as it was allowed to over-ride despite my request. ... see Emails.

For some years meetings have been held between the Premises Licence holder, local Councilors, Police and local residents resulting building works at venue to reduce noise and SIA staff trying to stop clients parking in the residential road opposite venue. To this end a TEN was granted to have an 'Overtime meets Bashment Central NYE Party' on 31st December 2018. That event at 0230 descended into serious crime and disorder with passing Police seeing about 100 people in the street within yards of beginning of a row of residential venues with multiple people armed with bottles, knives and baseball bats fighting. Two clients were taken to hospital, one with a stab wound to the back the other lacerations to his arm. Two SIA Door Supervisors received injuries trying to stop the fighting and another client had facial injuries. Staff at the venue could not operate CCTV. Blood swabs taken from inside and outside venue. CID at scene state: *I have spoken to manager - Mohammed KANU who stated that that there was a fight inside the venue near the dance floor where his security officers arrived to try and break up the fight which resulted in them receiving injuries. Security have apparently tried to usher people outside where when Police arrive find the victims with injuries.*

VIW5 was a party goer, who emerged from the location barely able to walk, with various injuries to the front and rear of his head. It was clear he was quite drunk also, and obstructive to Police. He was eventually convinced to go to Hospital.

A further CID update on 4th January 2018:

Viw3 - Stated that he was working as security, there was a fight on the dance floor with bottles flying about. He went to stop the fight where he was hit from behind, unsure what it was (bottle or fist) and received a cut to his head. This cut did not require stitches. He does not know who is responsible for this assault. He did not witness any assault on anyone else.

Viw4 - He stated that there was a fight on dance floor where he went to break up the fight, there were bottles being thrown about where he was hit above the eye causing a cut above his eye, cut required couple of stitches. He did not witness the person responsible for this assault. He did not witness any other assault.

Viw6 - Stated that she was dancing on the dance floor with VIW7 when a fight broke out. They left the dance floor due to the fight and had gone outside. She stated that there was people outside with bottles and believes someone was walking up and down the road outside the venue with a machete. She did not witness any assault against anyone or know who is responsible for any attack.

On 8h January 2018 CID update: On the CCTV footage you do not see any assault and do not see anyone being injured There is obviously a disturbance inside the venue but that is not captured on CCTV. The disturbance spills outside the venue and there is a lot of people outside. You do not see anyone being assaulted or injured. You do see someone with a knife briefly.

A knife found in street identified one suspect from DNA. A Police vehicle parked at scene during incident was criminally damaged by unknown person.

Vaishali Patel informed me she had been at the venue earlier but had left to go to another branch. It appears the DPS was also not present.

In the last few years Police have objected to TENS and let some through depending on complaints or lack of them as we try and balance the residents' concerns and the venues need to generate income. The incident on 10th June 2017 with subsequent lack of CCTV meant Police objected to all TENS for

some time but after meetings with venue agreed the 2017 / 18 NYE one which resulted in serious crime and disorder.

A complaint to Ms Patel on a number of occasions related to the space on the TEN for details of events when she puts the briefest of details which does not reflect the actual event, usually a Bashment event.

After the serious crime and disorder on NYE 2017 / 18 the venue has arranged 'Overtime meets Bashment Central the 2 year NYE Party'. The TEN states 'Extended hours for New Years Eve' in box for describing the nature of the event and 'We will have DJ on the night' in box describing nature of Regulated Entertainment. Looking at the flyer this is not a description of what would be really occurring. So the same event with different DJ's as last year and a TEN not mentioning the event.

I met Ms Patel and Ash the DPS on Tuesday 18th December 2018 at Funky Brownz to discuss the event. They offered to put on extra staff with up to 12 - 14 SIA officers for 150 people including the staff so with SIA at 12 and bar staff at least 2 that is for 136 clients and stop event at 0400. The transport links consist of Hornsey Train Station which would not be operating in the early hours of Bank Holiday Monday and minimal night buses so taxis and cars will be used which venue will try to stop parking in Ribblesdale Road residential street on opposite side of the road to venue. Police still consider risk of noise nuisance and ASB as clients leave in early hours to adjacent residential venues.

I asked if after last years concerns the venue had not considered a NYE party for their regular Shisha clients. Vaishali informed me that would not be commercially viable and that the Shisha would be operating anyway and clients could attend the Bashment event if they wished. She told me there would be about 400 Shisha clients whilst Bashment party goes ahead. This means the 400 clients would need to leave through the bar where the Bashment party is taking place and staying if they wish. This may well take numbers well over the 136 plus staff in the TEN. With the bar in low level lighting with loud music and a crowd of NYE revelers how can SIA control exit of 400 other clients as tickets to Bashment are checked at the entrance but Shisha clients already inside?

Police consider that the venue is repeating last year's event with likelihood of attracting same clientele with up to 400 Shisha clients next door and then then leaving / staying via bar area. The TEN was not adequate in description of the event which after last year's concerns does not look good for the venue. Last year Police resources returning from Central London Aid were diverted to venue but if the fighting had broken out an hour later there would have been far less resources so we were lucky there was support. The TEN was submitted on

Police consider this event has an unacceptable level of risk of crime / disorder and Public Nuisance. Whilst some may consider that as New Years Day is a Bank Holiday local residents will not mind being awoken by ASB at 0400 – 0500 but looking emails from last NYE they did.

Yours sincerely,

Mark Greaves
Licensing Officer Haringey Police