

4. REPORT

Background

A premises licence was originally granted to Sonrisa Limited for Villiers Terrace on 18th November 2008.

Licensable activities authorised by the Licence:

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

Regulated entertainment:
Mon to Wed 1000 to 0030
Thurs to Sat 1100 to 0100
Sun 1200 to 0030

New Years Eve deregulation

Late Night Refreshment:
Mon to Wed 2300 to 0030
Thurs to Sat 2300 to 0100
Sun 2300 to 0030

New Years Eve deregulation

Supply of alcohol
Mon to Wed 1000 to 0030
Thurs to Sat 1100 to 0100
Sun 1000 to 0030

The opening hours of the premises:

Opening hours
Mon to Wed 1000 to 0100
Thurs to Sat 1100 to 0130
Sunday 1200 to 0100

New Years Eve deregulation

The designated premises supervisor is: Mr Stephen Flaherty

4.1 Details of the Application for Review and Supporting Documentation.

Appendix 1

Appendix 1 A- Copy of premises Licence

The application for the review has been made on the following grounds:

The operation of the premises has failed to uphold the Licensing Objectives of The Prevention of Crime and Disorder and Public Safety.

5.0 RELEVANT REPRESENTATIONS (CONSULTATION)

Responsible authorities:

5.1 Comments of Enforcement Services:

No comments made.

5.3 Comments of The London Fire and Emergency Planning Authority

No comments made.

6.0 Comments of Interested Parties

No comments made.

7.0 Comments from Designated Premises Supervisor

Mr Steve Flaherty has submitted emails from customers to refute the claims made by the Police. Appendix 1B

7.0 POLICY CONSIDERATIONS

7.1 The following provisions of the Licensing Act 2003 apply to this application: 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 objectives, which are:

1. Take no further action
2. modify the conditions of the license
3. exclude a licensable activity from the scope of the license
4. remove the designated premises supervisor
5. suspend the license for a period not exceeding three months
6. 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 Licensing Sub Committee.

8.0 The following provisions of the Secretary of State's guidance apply to this application: Paras 2.1-2.18 Crime and Disorder, 2.19-2.31 Public Safety, 2.32-2.40 Public Nuisance, Reviews arising in connection with crime 11.23-11.28, These provisions are attached at **Appendix 2**.

8.1 The following paragraphs of the licensing authority's Statement of Licensing Policy apply to this application; page 46 and 47 Crime and Disorder, these provisions are attached at **Appendix 3**.

- 8.2** 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.

APPENDIX 1 –APPLICATION FOR REVIEW SUBMITTED BY THE MET POLICE

WK/249625

- 2 MAY 2013

Form 691



**METROPOLITAN
POLICE**

TOTAL POLICING

RECEIVED

17 CHINOPARK, ASHLEY ROAD, N17 8LN

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 **Mark Greaves**

apply for the review of a premises licence under Section 51 of the Licensing Act 2003 for the premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description:

Villiers Terrace, 120 Park Road

Post town:

London

Post code:
(if known)

N8 8JP

Name of premises licence holder or club holding club premises certificate (if known):

Sonrisa Ltd, 40 Howitt Road NW3 4LS DPS Stephen Flaherty

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

LN/00006797

Part 2 – Applicant details

I am:

Please tick Yes

1	an individual, body or business which is not a responsible authority (please read guidance note 1 and complete (A) or (B) below)	<input type="checkbox"/>
	a) a person living in the vicinity of the premises	<input type="checkbox"/>
	b) a body representing persons living in the vicinity of the premises	<input type="checkbox"/>
	c) a person involved in business in the vicinity of the premises	<input type="checkbox"/>
	d) a body representing persons involved in business in the vicinity of the premises	<input type="checkbox"/>
2	a responsible authority (please complete (C) below)	<input checked="" type="checkbox"/>
3	a member of the club to which this application relates (please complete section (A) below)	<input type="checkbox"/>

PROTECTIVE MARKING

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Mr	<input type="checkbox"/>	Mrs	<input type="checkbox"/>	Miss	<input type="checkbox"/>	Ms	<input type="checkbox"/>	Any other title (e.g. Rev.)	<input type="checkbox"/>
Surname:				First Names:					
I am 18 years old or over <input type="checkbox"/>									
Current postal address if different from premises address:									
Post town:					Post code:				
Daytime Tel. No.:					Email: (optional)				

(B) DETAILS OF OTHER APPLICANT (fill in as applicable)

Name and Address:	
Telephone Number (if any):	
Email address: (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT (fill in as applicable)

Name and Address:	
Metropolitan Police, Unit 1 Quicksilver Place, Western Road, London N22 6UH	
Telephone Number (if any):	020 3276 0150
Email address: (optional)	mark.greaves@met.police.uk

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 type="checkbox"/>
4	The protection of children from harm	<input type="checkbox"/>
Please state the ground(s) for review: (please read guidance note 2)		

PROTECTIVE MARKING

This venue has come to notice twice within a recent three month period involving serious crime and disorder. In the first instance in December the victim of a GBH has declined to assist Police but a CAD call mentions large scale disorder spilling out of venue and bottles being used. The March GBH involves a bottle being used to inflict a serious facial injury. I attended venue and was assured they used safety toughened glasses that would not leave a jagged edge if broken and they agreed bottles would not be supplied after 2200 hours. After checking glasses used by the venue, made by Libby, I find the 'DuraTuff' application is only for the rim to stop chipping and therefore the glasses used do not appear to be toughened to prevent them being used as sharpened weapons if broken.

With regard the bottles we cannot reach an agreement on this as apparently it is adversely affecting the venues business but I feel previous violence and future risk would require the bottle ban to continue.

The venue is being sold and if we did reach an agreement it would not be binding on new owners, who may not know of it, if not a Condition on the License. Therefore this review is to request the Licensing Committee to consider adding Conditions to the venues License regarding:

Only industry recognised toughened safety glasses used

No bottles supplied after 2200 hours

A member of staff on site during opening hours who can operate the CCTV system

Please provide as much information as possible to support the application: (please read guidance note 3)

PROTECTIVE MARKING

On Tuesday 25th December 2012 at Police received a number of emergency CAD calls relating to Villiers Terrace. CAD 346 at 00.39 alleges a fight in street outside venue involving male fighting with 10 males. At 00.42 informant updated Police that males still fighting and 30 / 40 people present. CAD 338 also at 00.39 from a different member of the public alleges a big fight, 20 people fighting, with one male 'out cold'. At 00.45 Police on scene called for an ambulance asap to male victim with lacerations to top of head. At 00.55 Police request more units as crowd getting rowdy. At 00.57 Police repeated request for more units. At 01.00 and 01.02 Police requested more units to assist with rowdy crowd. CAD 358 at 00.41 is from member of public alleging 30 plus males fighting with some using bottles. CAD 389 at 00.45 from member of public alleges large fight at location approx 50 people. Informant states Police arrived but she believes more officers required. Officers found 80 - 100 people outside Villiers Tavern with one injured male lying on the floor outside venue. CRIS 2829113/12 was completed alleging 1 allegation of GBH, Grievous Bodily Harm. Victim had a 1" gash to rear of head and badly swollen face. As this matter was being dealt with a male tried to attack victim and was arrested for Affray, CRIS 2829107/12 refers. CCTV shows disturbance starts inside venue and spills out into street.

CAD 9089 at 23.46 on 23rd March 2013 relates to a call to the venue from manager Steven Peragine alleging a male has been 'bottled'. Police found a male with a serious cut to the face outside venue with a male who had a cut above his eye. These injuries were inflicted inside venue but no scene for Police to examine as glass had been cleaned up by staff. CRIS 2805691/13 refers alleging a GBH and ABH. Security guard at venue told Police victim had been talking to a female on the dance floor and suspect had objected and 'bottled' victim. Security ejected suspect and 4 others from venue before Police arrived.

On 28th March I attended the venue and spoke with Mark Harris, a co - owner of venue and Steven Peragine. I told Mr Peragine that CID had left a number of messages on his phone asking him to contact them as a matter of urgency regarding the investigation of the offence and he had not returned their calls. Mr Peragine told me he had seen the messages but had not responded as he was caring for his children.

On Tuesday 2nd April I attended venue and met DPS Stephen Flaherty and Mark Harris. We agreed he would train staff to preserve scenes of crime for Police and that all managers would be trained to use CCTV although apparently only Steven Peragine was unable to operate it. We also discussed adding a CCTV camera to inside hall of entrance to obtain head and shoulders images of persons entering which has now been done. With regards glasses I was told the venue used toughened glasses that when broken would not have sharp edges that would inflict injury and had an NHS recommendation for their safety. They also agreed not to serve bottles after 2200 hours on Dance Nights which were mostly Friday and Saturdays and we would monitor affects on business. We checked the CCTV system to ensure they could operate it and that it held 28 days of recordings but neither Mr Flaherty or Mr Harris could get it to play material from the last 28 days but assured me it was saved and that they would have their engineer show them how it works.

On 10th April I spoke with Mark Harris who assured me their clients had not objected to having bottled drinks poured into glasses so it had not adversely affected their business. I told him that under those circumstances balancing the risk of further violent disorder at venue against no loss of business they should extend the 2200 hours bottle ban to all days of the week. Mr Harris agreed and accepted my request to email the agreement but he has not done so.

On 15th April Steve Flaherty emailed me stating he had spoken with security and that the assault on the 23rd March had involved use of a glass and not a bottle and as some customers had left on being refused their beer in a bottle he wanted to discuss ending the 'bottle ban'. On 19th April I responded by email that as he had assured me the glasses were toughened safety glasses I was concerned to hear one may have inflicted serious injury and that he needs to look at the safety of the glasses he is using.

On Sunday 28th April I attended Villiers Tavern at 0140 and met Steven Peragine the manager on duty. I asked him to show me he could operate the CCTV but after a few attempts admitted he could not show images from even that same evening. I also asked him to show me what glasses they used and was shown glasses with 'Libbey' stamped on them and in a store room the boxes they came in identifying them as Libbey 15479. I emailed Mr Flaherty about the safety of these glasses and he informed me he believed the 'DuraTuff' coating toughened them to safety standards. I checked makers website and it states 'DuraTuff' treatment is only added to the rim to stop it chipping and therefore I consider a broken glass will leave jagged edges and are not safe in a Licensed venue where previous violent disorder and assaults have taken place.

Have you made an application for review relating to this premises before?

(Please tick yes)

PROTECTIVE MARKING

	Day	Month	Year
If yes, please state the date of that application:			

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

Please tick Yes

PROTECTIVE MARKING

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 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature:

Date:

2nd May 2013

Capacity:

Police Licensing Officer

Contact name (where not previously given) **and postal address for correspondence associated with this application:** (please read guidance note 6)

Mark Greaves PC 164YR

Post town:

London

Post code:

N22 6UH

Telephone Number (if any):

020 3276 0150

If you would prefer us to correspond with you using an e-mail address, your e-mail address (optional):

mark.greaves@met.police.uk

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details, for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example, solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

APPENDIX 1A – COPY OF CURRENT PREMISES LICENCE

PREMISES LICENCE

Receipt: AG902296

Premises Licence Number: LN00006797

This Premises Licence has been issued by:

**The Licensing Authority, London Borough of Haringey,
Technopark, Ashley Road, Tottenham
London N17 9LN**

Signature:.....

Date: 18TH November 2008
12TH January 2010

Part 1 – PREMISES DETAILS

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

**VILLIERS TERRACE
120 PARK ROAD
LONDON
N8 8JP**

Telephone: 0207 339 7010

Where the Licence is time limited, the dates:

Not applicable.

Licensable activities authorised by the Licence:

Supply of alcohol

Regulated entertainment: Live Music, recorded music, performances of dance, anything of a similar description to that of live or recorded music or performances of dance, Making Music, dancing, entertainment of a similar description to that of making music or dancing.

Provision of Late Night Refreshment

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

Regulated entertainment:	Mon to Wed 1000 to 0030
	Thurs to Sat 1100 to 0100
	Sun 1200 to 0030

New Years Eve deregulation

2Late night refreshment:	Mon to Wed 2300 to 0030
	Thurs to Sat 2300 to 0100
	Sun 2300 to 0030

New Years Eve deregulation

LICENSING ACT 2003
Sec 24

Supply of alcohol **Mon to Wed 1000 to 0030**
 Thurs to Sat 1100 to 0100
 Sun 1000 to 0030

New Years Eve deregulation

The opening hours of the premises:

Opening hours **Mon to Wed 1000 to 0100**
 Thurs to Sat 1100 to 0130
 Sunday 1200 to 0100

New Years Eve deregulation

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:

Sonrisa Limited
40 Howitt Road
Belsize Park
London
NW3 4LS

Telephone: 020 7339 7010
Email: ajc@jgrlaw.co.uk

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

06353256

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

Stephen Flaherty
10 Buckingham Road
Wood Green
London
N22 7SR

LICENSING ACT 2003

Sec 24

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

LN/000007793

Issued by London Borough of Haringey

Expires: 04/01/2020

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.

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

An updated digital closed and circuit television system will be installed and maintained at the premises.

The CCTV will be recorded at all times when the premises are open and the recordings shall be available to the police and council on request.

A minimum of three members of staff will be present between 21.00 and the closing of the premises.

The CCTV system shall be recording at all times when the premise is open and the recordings shall be made available to the police and local authority upon request. All recordings shall be kept for 28 days and be of sufficient quality for evidential purposes.

PUBLIC SAFETY

THE PREVENTION OF PUBLIC NUISANCE

A taxi number shall be available on the premises.

The outside area shall only be used until 23.00.

Notices shall be prominently displayed at all exits and in the garden and terrace areas of the premises that customers respect the local residents at all times and leave the premises quietly.

Customers shall not be permitted to smoke in the entrance doorways of the premises.

All doors and windows shall remain closed during the regulated entertainment licensable activities or in any event after 2230. Where a door is used for patrons to enter or leave the premises the door will be fitted with a self-closing device and staff told to ensure that it is not propped open. A member of staff shall be positioned at the door to ensure it is opened for as brief a period as possible.

Entrance / exit from the premises whilst regulated entertainment licensable activities are ongoing shall be via a lobbied door to minimise noise breakout. Where necessary, adequate and suitable mechanical ventilation should be provided to public areas.

All speakers shall be mounted on anti-vibration mountings to prevent vibration transmission of sound energy to adjoining properties.

The licensee shall ensure that no music played in the licensed premises is audible at or within the site boundary of any residential property.

All regulated entertainment shall utilise the in-house amplification system, the maximum output of which is controlled by the duty manager.

No music shall be played in, or for the benefit of, patrons in the garden or other external areas of the premises.

No form of loudspeaker or sound amplification equipment shall be sited on or near the exterior premises or in or near any foyer, doorway, window or opening to the premises.

Signs shall be displayed in the garden / on the frontage requesting patrons to recognise the residential nature of the area and conduct their behaviour accordingly.

Annex 2 – Conditions consistent with the Operating Schedule

The beer garden / frontage shall be closed and patrons requested to come inside the main structure of the premises no later than 2230.

Deliveries and collections associated with the premises shall be arranged between the hours of 0800 and 2000 so as to minimise the disturbance caused to neighbours.

Glasses shall be collected from the beer garden area as soon as the beer garden closes.

Empty bottles and non-degradable refuse shall remain in the premises at the end of trading hours and taken out to the refuse point at the start of the working day rather than at the end of trading when neighbours might be unduly disturbed.

All plant and machinery shall be correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from noise.

A complaints book shall be held on the premises to record details of any complaints received from neighbours. The information is to include, where disclosed, the complainants name, location, date, time and subsequent remedial action undertaken. This record must be made available at all times for inspection by council officers.

There shall be no queuing outside the premises.

Whilst live music entertainment is in progress a licensed door supervisor shall supervise and ensure patrons and potential patrons behave in an acceptable manner and shall supervise patrons and ensure they leave in a prompt and courteous manner, respecting the neighbours.

Illuminated external signage shall be switched off when the premise is closed. Security lights, if any, shall be positioned to minimise light intrusion to nearby residential premises.

THE PROTECTION OF CHILDREN

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

RESOLVED

The Licensing Sub-Committee C (the Committee), having considered all of the representations submitted at the hearing and the written representations in relation to noise and nuisance, decided to grant the application with the following amended hours together with additional conditions:

1. Regulated entertainment: Mon to Wed 1000 to 0030
Thurs to Sat 1100 to 0100
Sun 1200 to 0030

New Years Eve deregulation;

2. Late night refreshment: Mon to Wed 2300 to 0030
Thurs to Sat 2300 to 0100
Sun 2300 to 0030

New Years Eve deregulation;

3. Supply of alcohol Mon to Wed 1000 to 0030
Thurs to Sat 1100 to 0100
Sun 1000 to 0030

New Years Eve deregulation;

4. Opening hours Mon to Wed 1000 to 0100
Thurs to Sat 1100 to 0130
Sunday 1200 to 0100

New Years Eve deregulation;

5. Mandatory conditions under sections 19 and 21 of the Act are to be adhered to.
6. The licensee shall comply with the provisions of the operating schedule.
7. Alcohol shall only be sold to individuals over 18. Where an individual appears to be under 21, alcohol shall only be sold to individuals able to produce valid proof of age by means of a:
 - Passport;
 - Photo driving licence;
 - Proof of age standard card; or
 - Home office, citizen card.
8. The CCTV system shall be recording at all times when the premise is open and the recordings shall be made available to the police and local authority upon request. All recordings shall be kept for 28 days and be of sufficient quality for evidential purposes.
9. All doors and windows shall remain closed during the regulated entertainment licensable activities or in any event after 2230. Where a door is used for patrons to enter or leave the premises the door will be fitted with a self-closing device and staff told to ensure that it is

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

not propped open. A member of staff shall be positioned at the door to ensure it is opened for as brief a period as possible.

10. Entrance / exit from the premises whilst regulated entertainment licensable activities are ongoing shall be via a lobbied door to minimise noise breakout. Where necessary, adequate and suitable mechanical ventilation should be provided to public areas.
11. All speakers shall be mounted on anti-vibration mountings to prevent vibration transmission of sound energy to adjoining properties.
12. The licensee shall ensure that no music played in the licensed premises is audible at or within the site boundary of any residential property.
13. All regulated entertainment shall utilise the in-house amplification system, the maximum output of which is controlled by the duty manager.
14. The level of amplified regulated entertainment shall be controlled by means of a limiting device set at a level agreed with the licensing authority.
15. No music shall be played in, or for the benefit of, patrons in the garden or other external areas of the premises.
16. No form of loudspeaker or sound amplification equipment shall be sited on or near the exterior premises or in or near any foyer, doorway, window or opening to the premises.
17. Signs shall be displayed in the garden / on the frontage requesting patrons to recognise the residential nature of the area and conduct their behaviour accordingly.
18. The beer garden / frontage shall be closed and patrons requested to come inside the main structure of the premises no later than 2230.
19. Deliveries and collections associated with the premises shall be arranged between the hours of 0800 and 2000 so as to minimise the disturbance caused to neighbours.
20. Glasses shall be collected from the beer garden area as soon as the beer garden closes.
21. Empty bottles and non-degradable refuse shall remain in the premises at the end of trading hours and taken out to the refuse point at the start of the working day rather than at the end of trading when neighbours might be unduly disturbed.
22. All plant and machinery shall be correctly maintained and regularly serviced to ensure that it is operating efficiently and with minimal disturbance to neighbours arising from noise.
23. A complaints book shall be held on the premises to record details of any complaints received from neighbours. The information is to include, where disclosed, the complainants name, location, date, time and subsequent remedial action undertaken. This record must be made available at all times for inspection by council officers.
24. There shall be no queuing outside the premises.

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

25. Whilst live music entertainment is in progress a licensed door supervisor shall supervise and ensure patrons and potential patrons behave in an acceptable manner and shall supervise patrons and ensure they leave in a prompt and courteous manner, respecting the neighbours.
26. Illuminated external signage shall be switched off when the premise is closed. Security lights, if any, shall be positioned to minimise light intrusion to nearby residential premises.

Annex 4 – Plans

LODGED WITH LICENSING AUTHORITY

**APPENDIX 1B – SUPPORTING EMAILS FROM DESIGNATED PREMISES
SUPERVISOR AGAINST THE REVIEW APPLICATION**

FWD Application for Review of Premise's License 5.txt

----- Original Message -----

Subject: Application for Review of Premise's License
From: "Russell Clements" <russell@russellclements.net>
Date: Tue, May 21, 2013 9:29 pm
To: office@villiersterracelondon.com

To Whom It May Concern:

This e-mail is sent to support a positive outcome of the above issue for Villiers Terrace. I am a very regular customer of Villiers Terrace & have always find it a highly professionally run business. I have never witnessed any trouble whatsoever & regard it as a very safe place as do my friends & family. I personally believe the incident that has led to the review is an aberration & totally unrepresentative of the manner in which the pub operates. Villiers is a friendly local which plays an entirely positive role in the Crouch End community

Kind regards, Russell Clements 127 Crouch Hill, Crouch End London N8 9QN

FWD Application for the Review of Premises Licence 2.txt

----- Original Message -----

Subject: Application for the Review of Premises Licence

From: annamckinven@gmail.com

Date: Tue, May 21, 2013 10:09 pm

To: "office@villiersterracelondon.com"
<office@villiersterracelondon.com>

Hi,

I heard about the premises license review and felt compelled to write in.

The villiers is a lovely local family pub / restaurant - it has a friendly and welcoming atmosphere, great staff, even better food and we have always had a fantastic time. We often see families with young children dining out on the weekends and have never seen / had any issues with the other patrons. We have come here on many occasions with friends for lunch, dinner and even just evening drinks - it would be a real loss to the community if they lost their license.

Regards,

Anna Mckinven

FWD Application for the Review of Premises Licence 4.txt

----- Original Message -----

Subject: Application for the Review of Premises Licence

From: Natalie Garber <nataliegarber@hotmail.co.uk>

Date: Tue, May 21, 2013 9:57 pm

To: "office@villiersterracelondon.com"

<office@villiersterracelondon.com>

To whom it may concern,

I am writing a small message about villiers Terrace. I have spent many lovely days and evenings at this great local hangout. I used to live in Crouch End but am now not too far in East Finchley but still come down as it's always such a lovely vibe there. The staff are always super friendly, I have never experienced any hostility there and the security are also very polite and courteous. I have shared birthday parties (mine and friends) new years eve, lunches, dinners and I would be very sad to know if anything would change with the licencing there due to some nuicance people who I am informed have recently caused some trouble. I hope nothing will change and it remains as it is, a friendly, fun, cool local bar for so many like minded people to enjoy.
Kind Regards

Natalie Garber

FWD Application for the revue of premises licence.txt

----- Original Message -----

Subject: Application for the revue of premises licence

From: Leigh Clements <leighclem@btinternet.com>

Date: Tue, May 21, 2013 10:37 pm

To: office@villiersterracelondon.com

To whom it may concern.

I would like to express my horror when I heard the news that my favourite place for food, drink

and relaxation has been caught up in this very unfortunate and very rare incident. Myself, family

and friends spend most weekends at Villiers and have never witnessed anything like this before.

It is always full of families enjoying the great food, lovely warm ambience and the staff who are so fantastic.

We even hired it for my husbands retirement party last December and had a wonderful evening

with 130 family and friends, mostly from Crouch End.

I know I speak for our family and many others when I say that people would be devastated if we

lost our lovely Villiers Terrace over an incident that was completely out of character in this wonderful place.

Your sincerely

Leigh Clements

FWD Licence review.txt

----- Original Message -----

Subject: Licence review

From: lorraine downing <lorraine_downing@hotmail.com>

Date: wed, May 22, 2013 11:19 pm

To: "office@villiersterracelondon.com"

<office@villiersterracelondon.com>

I am writing about the licence review I understand you are having to go through.

I wanted to offer my support due to the great times we, my family and I, have always enjoyed at Villiers. It's a lovely pub with a friendly atmosphere and I have never had reason to be worried. Frankly I am surprised that the licence might somehow be under threat given the visible security on duty whenever I have been there at night, they do constant tours of the pub and have always made me feel very safe. I have certainly never been witness to any unpleasantness during any visit I have ever made. It seems an over-reaction to threaten the licence of a terrific pub who do everything right to avoid the sort of incident that has provoked this review. Good luck and I hope it all goes well for you.

Yours Sincerely,

Lorraine.

FWD The villiers Terrace.txt

----- Original Message -----

Subject: The Villiers Terrace

From: marioconstantine <marioconstantine@hotmail.com>

Date: Thu, May 23, 2013 1:50 pm

To: office@villiersterracelondon.com

To Whom it May Concern

I am a resident of the London Borough of Haringey and I live very close by to the Villiers

Terrace bar and restaurant. I have been a regular customer since the establishment first

opened its doors to the public several years ago.

The Villiers Terrace is a good, local family venue, providing great food and drink at

affordable prices, in a friendly and relaxed atmosphere.

I sincerely hope that it continues in the long term to serve the local community as a dining

bar and social venue, as there are very few of its quality in the area.

Yours faithfully

Mario Constantine

FWD Application for the Review of Premises Licence.txt

----- Original Message -----

Subject: Application for the Review of Premises Licence

From: Julie Hennessy <Julie.Hennessy@dg3.com>

Date: wed, May 22, 2013 10:50 am

To: "office@villiersterracelondon.com"

<office@villiersterracelondon.com>

Hi Villiers Terrace

I just wanted to write to say what a great local you are. I've been a resident of Crouch End for over a decade and Villiers has been transformed in the last few years into a great pub and dining room. It is often my first choice for dining and socialising with friends. Given the number of options in the area, that is high praise indeed.

I do hope your review goes well as it would be a great loss to the community if your licence was revoked.

All the best.

Julie (Haslemere Road, N8)

Julie Hennessy

DG3 Group (Holdings) Limited
<http://www.dg3.com>

T: +44 (0)1634 269600 M: 07825 944 109 E: julie.hennessy@dg3.com

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FWD Application for the Review of Premises Licence 3 (2).txt

----- Original Message -----

Subject: Application for the Review of Premises Licence

From: Shoshana Davidson <shoshanadavidson@gmail.com>

Date: Tue, May 21, 2013 10:02 pm

To: office@villiersterracelondon.com

Dear Sir/Madam,

I live in Crouch End and have visited the Villiers Terrace pub on a number of occasions, with both friends and family. I have always felt very comfortable there and have not witnessed any trouble at all on many visits. The pub is friendly, safe and welcoming, with a nice atmosphere for locals to enjoy. The staff also seem very decent. I say this as a young woman who is very aware of her surroundings and would not tolerate loutish or aggressive behaviour. I think it would be a travesty were The Villiers Terrace to lose their license.

Kind regards,

Shoshana

FWD Application for the Review of Premises Licence 6.txt

----- Original Message -----

Subject: Application for the Review of Premises Licence

From: peter dench <peter@peterdench.demon.co.uk>

Date: Tue, May 21, 2013 8:13 pm

To: office@villiersterracelondon.com

Re: Application for the Review of Premises Licence for Villiers Terrace

To Whom it May Concern

I reside directly opposite Villiers Terrace with my wife and young daughter, we have been frequent visitors to Villiers for around five years.

It has become an integral part of our lives, providing a relaxed, warm and friendly atmosphere to meet and celebrate with family and friends.

Villiers Terrace is a great family pub and dining room, providing a pivotal social hub for the Haringey community, and I hope it continues to do so for many years to come.

Kind Regards

Peter Dench +44(0)7711058090

Photojournalist & Writer

Representation:

www.reportagebygettyimages.com

Patrick Di Nola (Editorial) +44 (0) 20 3227 2455
patrick.dinola@reportage-bygettyimages.com

Pamela Nolan (Commercial)
+44 (0) 20 3227 2456
pamela.nolan@gettyimages.com

website - www.peterdench.com
blog - <http://peterdench.blogspot.com>
twitter - <http://twitter.com/peterdench>

FWD Great pub!!.txt

----- Original Message -----
Subject: Great pub!!
From: Lewis <lewis.mux@gmail.com>
Date: Fri, May 24, 2013 5:28 pm
To: "office@villiersterracelondon.com"
<office@villiersterracelondon.com>

I have been coming to this pub for many years and watched it evolve from a local boozier to a buzzing cocktail bar, and then to the something in the middle, (where it is now) and i have enjoyed all the way. From late night fun to chilled sunny afternoons, the only thing that hasn't changed is the friendliness of the staff, be them recently hired or seasoned veterans. Along with an ever varied food menu. I am proud to call myself a regular :) wouldn't change it for the world.

Lewis muxworthy.

FWD Licence Review 2.txt

----- Original Message -----

Subject: Licence Review

From: "Laurie Downing" <laurie.downing@london.com>

Date: Tue, May 21, 2013 10:43 pm

To: office@villiersterracelondon.com

To whom it may concern.

I am writing in regard to the licence review for Villiers Terrace.

Villiers has been the pub of choice for me and my family for years now. A combination of the friendly staff and customers being the principal reasons but there are plenty of others... great food, a lovely garden, being slightly off the busiest part of town. I consider it without equal in the area.

In specific regard to the nature of the review I can only offer my anecdotal evidence as a regular attendee, including busy nights like New Years Eve, that I have always felt completely safe and have never witnessed trouble of any sort... not least because on those busy nights there are always professional courteous security on duty.

Yours sincerely,

Laurie Downing

APPENDIX 2 –SECTION 182 GUIDANCE

- 11.22 For example, licensing authorities should be alive to the possibility that the removal and replacement of the designated premises supervisor may be sufficient to remedy a problem where the cause of the identified problem directly relates to poor management decisions made by that individual.
- 11.23 Equally, it may emerge that poor management is a direct reflection of poor company practice or policy and the mere removal of the designated premises supervisor may be an inadequate response to the problems presented. Indeed, where subsequent review hearings are generated by representations, it should be rare merely to remove a succession of designated premises supervisors as this would be a clear indication of deeper problems that impact upon the licensing objectives.
- 11.24 Licensing authorities should also note that modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months. Temporary changes or suspension of the licence for up to three months could impact on the business holding the licence financially and would only be expected to be pursued as an appropriate means of promoting the licensing objectives. So, for instance, a licence could be suspended for a weekend as a means of deterring the holder from allowing the problems that gave rise to the review to happen again. However, it will always be important that any detrimental financial impact that may result from a licensing authority's decision is appropriate and proportionate to the promotion of the licensing objectives. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence.

REVIEWS ARISING IN CONNECTION WITH CRIME

- 11.25 A number of reviews may arise in connection with crime that is not directly connected with licensable activities. For example, reviews may arise because of drugs problems at the premises; money laundering by criminal gangs, the sale of contraband or stolen goods, or the sale of firearms. Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts of law. The licensing authority's role when determining such a review is not therefore to establish the guilt or innocence of any individual but to ensure the promotion of the crime prevention objective.
- 11.26 Reviews are part of the regulatory process introduced by the 2003 Act and they are not part of criminal law and procedure. Some reviews will arise after the conviction in the criminal courts of certain individuals, but not all. In any case, it is for the licensing authority to determine whether the problems associated with the alleged crimes are taking place on the premises and affecting the promotion of the licensing objectives. Where a review follows a conviction, it would also not be for the licensing authority to attempt to go beyond any finding by the courts, which should be treated as a matter of undisputed evidence before them.

- 11.27 Where the licensing authority is conducting a review on the grounds that the premises have been used for criminal purposes, its role is solely to determine what steps should be taken in connection with the premises licence, for the promotion of the crime prevention objective. It is important to recognise that certain criminal activity or associated problems may be taking place or have taken place despite the best efforts of the licence holder and the staff working at the premises and despite full compliance with the conditions attached to the licence. In such circumstances, the licensing authority is still empowered to take any appropriate steps to remedy the problems. The licensing authority's duty is to take steps with a view to the promotion of the licensing objectives in the interests of the wider community and not those of the individual licence holder.
- 11.28 As explained above, it is not the role of a licensing authority to determine the guilt or innocence of individuals charged with licensing or other offences committed on licensed premises. There is therefore no reason why representations giving rise to a review of a premises licence need be delayed pending the outcome of any criminal proceedings. As stated above, at the conclusion of a review, it will be for the licensing authority to determine on the basis of the application for the review and any relevant representations made, what action needs to be taken for the promotion of the licensing objectives in respect of the licence in question, regardless of any subsequent judgment in the courts about the behaviour of individuals.
- 11.29 There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of the licensed premises:
- for the sale and distribution of Class A drugs and the laundering of the proceeds of drugs crime;
 - for the sale and distribution of illegal firearms;
 - for the evasion of copyright in respect of pirated or unlicensed films and music, which does considerable damage to the industries affected;
 - for the illegal purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people;
 - for prostitution or the sale of unlawful pornography;
 - by organised groups of paedophiles to groom children;
 - as the base for the organisation of criminal activity, particularly by gangs;
 - for the organisation of racist activity or the promotion of racist attacks;
 - for knowingly employing a person who is unlawfully in the UK or who cannot lawfully be employed as a result of a condition on that person's leave to enter;

APPENDIX 3 –THE PROVENTION OF CRIME AND DISORDER POLICY STATEMENT

Operating Schedule

The operating schedule is part of the application for a premises licence and should contain information so that others can assess whether the steps a business intends to take will satisfy the licensing objectives. As such it is asking the applicant how their business will be run. This is an 'assessment of the risks' by the applicant and what control measures or actions are proposed to stop this risk. This must be specific to the premises and activities detailed in the application and not general in nature.

The operating schedule must include and consider:

- what activities are planned at the premises;
- the times during which the applicant proposes that the activities are to take place;
- any other times during which the applicant proposes that the premises are to be open to the public;
- where the applicant wishes the licence to have effect for a limited period, that period must be detailed;
- details of the Designated Premises Supervisor and a copy of the personal licence;
- if the activities include sale of alcohol, whether such sales are proposed to be for the consumption on the premises or off the premises, or both;
- the steps which the applicant proposes to take to promote each of the licensing objectives - See guidance below

(further items may be required from time to time if the Government so directs)

The Operating Schedule and the Licensing Objectives

Operating Schedules must clearly satisfy the four licensing objectives. This is considered in more detail below with each of the objectives in turn.

1. The prevention of crime and disorder

Licensees have the responsibility to take steps to prevent crime and disorder. The Council will expect applicants to consider various steps and provisions in their Operating Schedule to help in achieving this objective. Such considerations should not only look at issues within the premises, but also matters related to the vicinity of the premises. Listed below are provisions that may be used if applicable.

The record of compliance with respect to the items contained in this section will be considered by the Licensing Sub Committee.

Applicants are expected to demonstrate how these will assist in their premises:

- Registered door supervisors – How they will be used in the premises, what they will be asked to do and what they are seeking to achieve. (NB Door Supervisors must be licensed by the Security Industry Authority) ;
- Use of CCTV - How CCTV will be used and monitored to help prevent crime and disorder;
- The use of responsible drinking promotions - what will and will not be used by the premises to promote custom ;
- Stopping the sale of alcohol to those under 18 years of age- how will the business achieve this. (Of equal concern for both on licences and off licences)
- Promoting of safer drinking (including the use of drink when driving) - what will the business specifically do, policy, practices, how may they assist customers to achieve this;
- Have effective protocols in place to deal with intoxicated patrons and/or persons under the influence of illegal drugs and the supply of illegal drugs. The issue of spiking drinks should also be considered. (This may include for example, co-ordination and participation in a local pubwatch scheme);
- Adequate search facilities - how this will operate;
- Methods to discourage drinking of alcohol (supplied for consumption on the premises) in a public place in the vicinity of the premises;
- Procedures to deal with violence and/or anti-social behaviour including any crime which discriminates against any sectors of the community;
- X • Methods to discourage the handling and distribution of stolen, counterfeit or other illegal goods;
- Addressing prostitution or indecency at the premises;
- Ensuring adequate training given to staff in crime prevention measures
- Procedures for risk assessing promotions and events where the event is likely to attract customers that may heighten the possibility of violence and/or disorder and include plans to minimise such risks.
- Utilising good practices outlined in the British Beer & Pub Association publication- Drugs and Pubs: A Guide for Licensees.

2. Public safety

Licensees have the responsibility to take steps towards protecting public safety. The council will expect applicants to consider various steps and provisions in their Operating Schedule to help in achieving this objective. Listed below are provisions that may be used if applicable. Applicants are expected to demonstrate how these will assist in their premises: