

PROTECTIVE MARKING


**METROPOLITAN
POLICE**
TOTAL POLICING

Form 691

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 **PC David Watson**

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:

LOCAL EXPRESS, 500 Brixton Road,

Post town:

Brixton

Post code:
(if known)

SW9 8EQj

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

Jan MATTEEN & Fawad KARIMI

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

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"/> |
| 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"/> |

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(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 Service	
Telephone Number (if any):	
Email 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 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)	
Application is based on undermining the Crime Prevention Objective for the following reasons:-	
a)	Staff have been involved in a serious assault involving weapons.
b)	A person has been employed who does not have the right to work in the UK.

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

Police received a call to the premises at 0316 hours from the London Ambulance Service (LAS) stating that they were tending to a male suffering from a head wound having been assaulted with a weapon, the Victim had injuries amounting to GBH and was required to attend hospital requiring stitches to the wound. Officers arrived on scene and spoke with the Victim who stated that he had been inside the premises trying to purchase a soft drink when he was accused by a member of staff from the premises of shoplifting. The victim said that the staff member was aggressive towards him and pushed him out of the shop before hitting him with a long metal object over the head. The victim provided officers with a description of the suspects who were still inside the premises and one employee from the shop was subsequently arrested at the scene on suspicion of causing GBH to the victim. The suspect arrested described himself as the 'Manager' of the shop and a co-worker was also present.

CCTV from the premises has been obtained and reviewed extensively by Police. The footage includes 3 potential Suspect's for two separate offences; all three for possession of an offensive weapon at one point or another during the incident and one suspect for GBH. All three Suspects are known to be employees of the shop, which has been confirmed by the PLH & DPS. For the Offence of GBH one employee has been identified and witnessed challenging the victim in a confrontational and aggressive manner and appears to antagonise the situation, which subsequently results in him grabbing a metal object from the floor and launching an attack on the victim causing the injuries sustained amounting GBH. During the incident two other employees are witnessed arming themselves with an object that appeared to be a metal stick. One employee can be seen concealing the object behind his back whilst the argument takes place and when the attack begins the third employee takes the object from him and also swings the object in the direction of the victim, although it is unknown whether it makes contact with the victim or causes him further injury. One employee was identified by the victim at the time of the incident and was arrested for the relevant offence. This employee described himself as 'the manager' of the premises during the time of the incident. Whilst in custody this employee was found to be in breach of Immigration offences and therefore does not have the right to work in the UK, he was subsequently served with immigration papers and is currently being dealt with by immigration services.

Upon reviewing the incident in full numerous breaches to the Premises License have come to notice. The license states that CCTV covering inside the premises and directly outside should be updated and maintained according to Police recommendations, at the time of the incident officers attending were informed that only one of the cameras was working, which covered the shop floor. The incident spilled onto the street, directly outside the premises but this camera was not available to be viewed because it was not working. This camera would have offered significant evidential value and is in direct breach of the prevention of crime and disorder. The license states that staff will be discouraged from getting into arguments and will be polite and professional. The main Suspect can be seen being the main aggressor towards the Victim and rather than diffusing the situation he appears to antagonise situation, which is in breach of The Prevention of Public Nuisance. The Premises License states that there must be two members of staff on the premises at all time and that at least one person must be a Personal License Holder (PLH) despite attempts to establish which of the employees is a PLH we have had no response from the premises to clarify this.

Following the incident efforts have been made to engage with the PLH and DPS and discuss what improvements could be implemented to prevent an incident such as this occurring again. Whilst some proposals have been agreed it is believed the most important proposal to prevent crime and disorder taking place again has been disregarded and the premises appears unwilling to consider either security presence or window sales from 0000 hours. Whilst Police are aware that this is an isolated incident at the premises that has otherwise displayed good behaviour in meeting the licensing objectives, Police need to have faith that licensed premises will not contribute to violence and facilitate the employment of illegal workers at night in the 24-hour economy. Taking into consideration the of the seriousness of the main offence that has been committed, the nature of the injuries sustained by the Victim, the additional offences committed by employees of the premises and the various breaches to the Premises License a review of the premises is the only justifiable action.

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Have you made an application for review relating to this premises before? (Please tick yes)

	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:

Empty space for providing details of representations and dates.

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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 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: *Dimitris P. 9591X* Date: 23/11/18

Capacity: LAMBETH LICENSING UNIT - POLICE CONSTABLE

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

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. 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.

