

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address CHIEF INSPECTOR SHARON ADLEY MARGATE POLICE STATION FORT HILL MARGATE
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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 prevention of crime and disorder, prevention of public safety, the prevention of public nuisance and the protection of children from harm. The premises has continued to breach the premises licence.

Please see below.

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Please provide as much information as possible to support the application

(please read guidance note 2)

The Police are calling for a full review of the premises licence and the suitability of the Designated Premises Supervisor. The Police have serious concern about both. The Police seek for full revocation of the premises licence.

The Police first became aware after an incident that took place at the premises where a male ended up with an injury in the early hours of Saturday 18th March. Police were called to attend at 0220 in the morning. At 0240 Officer conducted a Licensed Premises visit.

The police are seriously concerned for a few reasons. The Premises has licensable activity for the sale by retail of alcohol on Friday and Saturday evenings to 2330 hours. Customers were still purchasing and drinking 3 hours past this time. Only on Police entering the premises did staff ask people to start drinking up. There was no Premises Licence on display and the Police were told that the named person on the licence as the Designated Premises Supervisor (DPS) has no dealing with the premises. A Mr Hearne claimed to be the manager and the DPS.

On Wednesday 22nd March Local Authority Licensing Officers attended and spoke to staff under caution. Copies of till transactions were taken, that evidence the Premises were serving alcohol past 2330 hours.

On Thursday 23rd March Mr Hearne attended the council to apply to change the DPS. It causes a concern that this had not been done on Monday 20th March after the Police had visited at the weekend.

On Saturday 25th March the Police Licensing Enforcement Officer attended the location to make observations and to visit the premises. At 2345 hours a number of patron were seen inside the premises drinking and dancing. There was a DJ playing regulated entertainment at this time. A licensable activity the premise does not have. At 0010 hours Police entered the premises and patrons were still inside drinking. Mr Hearne identified himself as the DPS to the police and was asked why he was still open. The premises licence states the premises will be closed at 0000 hours.

Mr Hearne also admitted that the premise has stayed open until 0200 hours previously, when events are held at the premises.

Police have serious concerns in that for two years the DPS has never actually worked at the premises. This would be a factor well known to the premises licence holder Mr Lawrence. Further to that Mr Hearne has been working at the premises for 18 months, taking over as manager in November 2016 and then obtaining his personal licence a month later. However still no attempts have been made in apply for change in DPS. The licence has not been on display due to a refurbishment. Not an acceptable excuse.

This premises appear to be run by staff who have no idea about the 4 licensing objectives or what a premises licence means. It can be evidenced that the premises operate by their own rules and will stay open long past its licenced hours for their own profitable gain.

Due to everything that has now come to light the Police cannot support the premises in being open. A change of DPS would not resolve the ongoing issues as for the last two years the Premises Licence holder has done nothing to pull the premises in line to support it premises licence or the licensing objectives. As there has not been a suitable DPS in day to day control of the premises for the past two years each sale of alcohol during that time has been in full breach of its licence.

The Police feel that only revocation of the licence is the only way forward.