



AGENDA FOR THE LICENSING SUB COMMITTEE D

Members of Licensing Sub Committee D are summoned to a meeting, which will be held in Committee Room 4, Town Hall, Upper Street, N1 2UD on, **18 December 2014 at 6.30 pm.**

John Lynch
Head of Democratic Services

Enquiries to : Jackie Tunstall
Tel : 020 7527 3068
E-mail : democracy@islington.gov.uk
Despatched : 10 December 2014

Membership

Councillor Alex Diner (Chair)
Councillor Angela Picknell (Vice-Chair)
Councillor Aysegul Erdogan

Substitute

All other members of the Licensing committee

Quorum: is 3 Councillors

Welcome : Members of the public are welcome to attend this meeting.
Procedures to be followed at the meeting are attached.



A. Formal matters **Page**

1. Introductions and procedure
2. Apologies for absence
3. Declarations of substitute members
4. Declarations of interest

If you have a **Disclosable Pecuniary Interest*** in an item of business:

- if it is not yet on the council's register, you **must** declare both the existence and details of it at the start of the meeting or when it becomes apparent;
- you may **choose** to declare a Disclosable Pecuniary Interest that is already in the register in the interests of openness and transparency.

In both the above cases, you **must** leave the room without participating in discussion of the item.

If you have a **personal** interest in an item of business **and** you intend to speak or vote on the item you **must** declare both the existence and details of it at the start of the meeting or when it becomes apparent but you **may** participate in the discussion and vote on the item.

***(a) Employment, etc** - Any employment, office, trade, profession or vocation carried on for profit or gain.

(b) Sponsorship - Any payment or other financial benefit in respect of your expenses in carrying out duties as a member, or of your election; including from a trade union.

(c) Contracts - Any current contract for goods, services or works, between you or your partner (or a body in which one of you has a beneficial interest) and the council.

(d) Land - Any beneficial interest in land which is within the council's area.

(e) Licences- Any licence to occupy land in the council's area for a month or longer.

(f) Corporate tenancies - Any tenancy between the council and a body in which you or your partner have a beneficial interest.

(g) Securities - Any beneficial interest in securities of a body which has a place of business or land in the council's area, if the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body or of any one class of its issued share capital.

This applies to **all** members present at the meeting.

5. Order of Business
6. Minutes of Previous Meeting 1 - 8

B. Items for Decision **Page**

7. Nanna's, 274b St Pauls Road, N1 2LJ 9 – 36
Highbury East

8. Fabric, 77a Charterhouse Street, EC1

37 – 196
Clerkenwell

C. Urgent non-exempt items

Any non-exempt items which the Chair agrees should be considered urgently by reason of special circumstances. The reasons for urgency will be agreed by the Chair and recorded in the minutes.

D. Exclusion of public and press

To consider whether, in view of the nature of the remaining items on the agenda, any of them are likely to involve the disclosure of exempt or confidential information within the terms of the Access to Information Procedure Rules in the Constitution and, if so, whether to exclude the press and public during discussion thereof.

E. Urgent Exempt Items (if any)

Any exempt items which the Chair agrees should be considered urgently by reason of special circumstances. The reasons for urgency will be agreed by the Chair and recorded in the minutes.

ISLINGTON LICENSING SUB-COMMITTEES -

PROCEDURE FOR HEARING LICENSING APPLICATIONS UNDER THE LICENSING ACT 2003

INTRODUCTION

TIME GUIDE

- 1) The Chair of the Sub-Committee will open the meeting and invite all members of the Sub-Committee, Officers, the applicant and anybody making representations, including witnesses (who have been given permission to appear) to introduce themselves.
- 2) The Chair will introduce the application and draw attention to the procedure to be followed as detailed below.

CONSIDERATION OF APPLICATIONS:

N.B. The Sub-Committee have read all the papers. All parties should use this time to present a summary of their key points and not to repeat the detail already provided in the report.

- 3) **The Licensing Officer** will report any further information relating to the application or representations. Where necessary the relevant parties will respond to these points during their submissions.
- 4) **Responsible Authorities** to present the key points of their representations; and clarify any points requested by the Authority. Witnesses, given permission by the Authority, may appear. 10 mins
- 5) The Sub-Committee to question the responsible authorities on matters arising from their submission.
- 6) **Interested Parties** to present the key points of their representations; and clarify any points requested by the Authority. Witnesses, given permission by the Authority, may appear. 10 mins
- 7) The Sub-Committee to question the objectors on matters arising from their submission.
- 8) **The applicant** to present the key points of their application, address the representations and clarify any points requested by the Authority. Witnesses given permission by the Authority may appear. 10 mins
- 9) The Sub-Committee to question the applicants on matters arising from their submission.
- 10) If required, the Licensing Officer to clarify matters relating to the application and the Licensing Policy.
- 11) The Chair may give permission for any party to question another party in the order of representations given above.

CASE SUMMARIES

- 12) **Responsible Authorities**
 - 13) **Interested parties**
 - 14) **Applicant**
- 2 mins each

DELIBERATION AND DECISION

- 15) The Sub-Committee may retire to consider its decision. The Committee Clerk and Legal Officer will remain with the Sub-Committee.
- 16) If the Sub-Committee retires, all parties should remain available to provide further information or clarification.
- 17) The chair will announce their decision giving reasons and any conditions to be attached to the licence. All parties will be informed of the decision in writing.

ISLINGTON LICENSING SUB-COMMITTEES -

PROCEDURE FOR HEARING LICENSING REVIEW APPLICATIONS UNDER THE LICENSING ACT 2003

INTRODUCTION

TIME GUIDE

- 1) The Chair of the Sub-Committee will open the meeting and invite all members of the Sub-Committee, Officers, the applicant and anybody making representations, including witnesses (who have been given permission to appear) to introduce themselves.
- 2) The Chair will introduce the application and draw attention to the procedure to be followed as detailed below.

CONSIDERATION OF APPLICATIONS:

N.B. The Sub-Committee have read all the papers. All parties should use this time to present a summary of their key points and not to repeat the detail already provided in the report.

- 3) **The Licensing Officer** will report any further information relating to the application or representations. Where necessary the relevant parties will respond to these points during their submissions.
- 4) **The applicant (interested party or responsible authority)** to present the key points of their representations; and clarify any points requested by the Authority. Witnesses, given permission by the Authority, may appear. 10 mins
- 5) The Sub-Committee to question the applicant (interested party or responsible authority) on matters arising from their submission.
- 6) **Other representatives (interested party or responsible authority)** to present the key points of their representations; and clarify any points requested by the Authority. Witnesses, given permission by the Authority, may appear. 10 mins
- 7) The Sub-Committee to question the other representatives (interested party or responsible authority) on matters arising from their submission.
- 8) **The licensee** to present the key points of their application, address the representations and clarify any points requested by the Authority. Witnesses given permission by the Authority may appear. 10 mins
- 9) The Sub-Committee to question the applicants on matters arising from their submission.
- 10) If required, the Licensing Officer to clarify matters relating to the application and the Licensing Policy.
- 11) The Chair may give permission for any party to question another party in the order of representations given above.

CASE SUMMARIES

- 12) **Applicant**
 - 13) **Other representatives**
 - 14) **Licensee**
- 2 mins each

DELIBERATION AND DECISION

- 15) The Sub-Committee may retire to consider its decision. The Committee Clerk and Legal Officer will remain with the Sub-Committee.
- 16) If the Sub-Committee retires, all parties should remain available to provide further information or clarification.
- 17) The chair will announce their decision giving reasons and any conditions to be attached to the licence. All parties will be informed of the decision in writing.

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Agenda Item 6

London Borough of Islington

Licensing Sub Committee D - 23 October 2014

Minutes of the meeting of the Licensing Sub Committee D held at Committee Room 4, Town Hall, Upper Street, N1 2UD on 23 October 2014 at 6.30 pm.

Present: **Councillors:** Alex Diner (Chair), Angela Picknell (Items B2-B4) and Aysegul Erdogan

Also Present: **Councillors:** Gary Poole for Item B1.

Councillor Alex Diner in the Chair

13 **INTRODUCTIONS AND PROCEDURE (Item 1)**

Councillor Alex Diner welcomed everyone to the meeting and officers and members introduced themselves. The procedure for the conduct of the meeting was outlined and those present were informed that the procedure was detailed in the papers.

14 **APOLOGIES FOR ABSENCE (Item 2)**

None.

15 **DECLARATIONS OF SUBSTITUTE MEMBERS (Item 3)**

None.

16 **DECLARATIONS OF INTEREST (Item 4)**

None.

17 **ORDER OF BUSINESS (Item 5)**

The order of business was as set out in the agenda.

18 **MINUTES OF PREVIOUS MEETING (Item 6)**

RESOLVED

That the minutes of the meeting held on the 12 August 2014 be confirmed as an accurate record of proceedings and the Chair be authorised to sign them.

19 **LEON, UNIT 2, ZINC HOUSE, 19-25 COWCROSS STREET, EC1M 6DR - NEW LICENCE APPLICATION (Item 1)**

The Sub-Committee noted the supporting documents supplied by the applicant which would be interleaved with the agenda papers.

The noise officer reported that the noise conditions on page 29 of the agenda had been agreed with an additional condition that tables and chairs would not be placed outside the premises until 08:00 am.

The applicant reported that licensing hours would cease at 10:30 pm Monday to Saturday and at 10:00 pm on Sunday. It was reported that the concept of the business was to sell healthy food with alcohol as a small part of the business. There were to be 40 covers inside the premises with 20 covers outside. The outside space was not to be used after 9pm. It was noted that this was a cumulative impact area but the licence was for earlier hours than for three nearby premises. It was reported that the application fell within the exceptions detailed in the licensing policy and it was unlikely to add to the cumulative impact with the concept and hours.

Licensing Sub Committee D - 23 October 2014

In response to questions, it was noted that the applicant would accept a Challenge 25 condition, a member of management would monitor the outside area and staff could not start serving alcohol unless trained at selling. The Sub-Committee noted that there would be greater safeguards with the grant of the licence as there would be conditions that would need to be complied with. The applicant offered no off sales after 9pm.

In summary the applicant reported that there had been no representation from the police and that conditions had been agreed with the noise team. Alcohol sales would be minimal. Hours applied for were shorter than those detailed in licensing policy 8. The premises was unlikely to add to the cumulative impact.

RESOLVED

a) That the new premises licence in respect of Leon, Unit 2, Zinc House, 19-25 Cowcross Street, EC1 be granted to sell alcohol for consumption on the premises from 10:00 to 22:30 on Monday to Saturday and from 12:00 to 22:00 on Sunday and consumption off the premises from 10:00 to 21:00 on all days of the week. All in respect of the ground floor only.

b) Conditions as outlined in appendix 3 as detailed on page 29 of the agenda shall be applied to the licence, subject to the following amendments and additions.

- Tables and chairs will not be placed outside until 08:00 am
- The premises shall operate a Challenge 25 scheme.
- Condition 17 to read. Doors and windows to the premises will be kept closed after 21:00 hours except for ingress and egress.

REASONS FOR DECISION

The Sub-Committee listened to all the evidence and submissions and read all the material. The Sub-Committee reached the decision having given consideration to the Licensing Act 2003, as amended, and its regulations, the national guidance and the Council's Licensing Policy.

The Sub-Committee took into consideration Licensing Policy 002. The premises fall under the Bunhill and Clerkenwell cumulative impact area. Licensing policy 002 creates a rebuttable presumption that applications for new premises licences that are likely to add to the existing cumulative impact will normally be refused, unless an applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.

The Sub-Committee noted that the conditions proposed by the Noise Team had been agreed by the applicant, and that a further condition relating to tables and chairs outside the premises before 8am had been offered. The Sub-Committee further noted that, following concerns expressed regarding the impact of off sales, the applicant was prepared to accept that there be no off sales from the premises after 9pm. The applicant also offered to change the time for on sales on Sundays, so that on sales would end at 10pm.

The Sub-Committee heard evidence that the premises would be a food led business selling fast, healthy, fresh food, and that across the company's other premises alcohol sales only made up less than 1% of sales. The premises were small, with only 40 covers inside and a further 20 covers outside. The Sub-Committee noted that the hours sought fell within the suggested opening hours as set out in Licensing Policy 8.

The Sub-Committee heard evidence on how the premises would tackle possible public nuisance caused by a further licence in the area. The applicant stated that there was unlikely to be nuisance caused by the premises due to the size of the premises, the fact that alcohol sales are minimal and due to the type of customer the premises was likely to attract.

The Sub-Committee concluded that the grant of the licence with conditions would not add to the cumulative impact and would promote the licensing objectives. The Sub-Committee noted that after 9pm the premises would have only 40 covers and that the hours sought are within those detailed in licensing policy 8. The Sub-Committee noted that in granting the licence it was possible to regulate the outside area with conditions.

20 LIDL, 67-83 SEVEN SISTERS ROAD, N7 6BU - NEW LICENCE APPLICATION (Item 2)

The licensing officer reported that the resident objector on page 58 of the papers had been withdrawn. The Sub-Committee noted that a revised CCTV condition was to replace proposed conditions 5, 7 8 and 9, conditions 18-20 had been amended to state four hours (not two) and noise conditions had been agreed. There was a remaining representation from the MAGPI team referring to street drinking in the area. It was noted that there was a proposed condition regarding super strength alcohol.

The police reported that the applicant had been willing to engage and had put forward more conditions than expected. These premises were a good distance away from Finsbury Park station and with conditions agreed regarding match days the police had withdrawn their concerns.

The applicant's representative spoke in support of the application. Folders outlining training policies and responsibility pledges were made available to the Sub-Committee. It was recognised that greater conditions were required in a cumulative impact area. The training that would be given to staff was outlined. It was noted that alcohol was kept at the furthest point from the door and was monitored by CCTV to reduce theft. Risk assessments were made to ascertain the need for SIA door supervisors. It was reported that the store was proactive and that they participated in a number of community based groups. Street drinkers were no longer an issue in the area. A condition was proposed regarding the time of deliveries.

In response to questions it was noted that the premises would open at 7am. There would be a bakery and until 11am the sales were predominantly fresh food with nominal alcohol sales. There had been an issue with a neighbouring pub near a local store at Finsbury Park but extra security guards were employed when necessary. Alcohol was removed from the shop floor at the neighbouring store for all events held at Finsbury Park. Alcohol sold would not be of so much interest to street drinkers. The store would not be selling alcohol in bulk. The store manager was likely to be someone who already had experience in another Lidl store. It was agreed by the applicant that large scale musical events could be included in proposed condition 17. There would be one delivery a day and the applicant was currently in consultation with the highway department regarding the area for delivery. The applicant stated that alcohol was applied for at 7am as there was a practical difficulty in selling at a later time. The store did not sell a great deal of alcohol early in the morning so they did not consider there would be greater harm. Incidents in the morning related to shop lifting rather than the sale of alcohol and people would not be served if drunk.

In summary the applicant considered that the committee could depart from the cumulative impact policy on this occasion and this store would help improve the area.

Licensing Sub Committee D - 23 October 2014

RESOLVED

That the new premises licence in respect of Lidl, 67-83 Seven Sisters Road, N7 6BU be granted to allow the sale by retail, off supplies only, Mondays to Sundays from 9:00 until 23:00.

Opening hours to be Mondays to Sundays from 7:00 until 23:00.

Conditions as outlined in appendix 3 as detailed on pages 62/63 of the agenda shall be applied to the licence with the following amendments-

- Conditions 5, 7, 8 and 9 be deleted and replaced with the following wording:-

CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system shall be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises (being the public entrances and exits) and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an authorised officer or a police officer (subject to the Data Protection Act 1998) within 24 hours of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow officers to view recordings and if required by a police officer, provide a copy of images immediately free of charge.

- Condition 10 to read. The premises will participate in the Shopwatch Scheme or any other similar scheme endorsed in the area by the Metropolitan Police and shall participate in the related radio link scheme for as long as it operates in the area. In addition, the premises will become an active member of the Nag's Head Town Centre Management Group, will engage with and attend the Crime Sub Group meetings to help support the development and improvement of the area and will have an active role in the Community Alcohol Partnership.
- Condition 16 to read. No sale of alcohol for consumption off the premises for up to **four** hours before a designated football match at the Emirates stadium if notification in writing from the Metropolitan Police has been given to the Lidl premises at Seven Sisters Road at least 48 hours in advance of the Designated Football Match stating the match is one in respect of which the Metropolitan Police consider that the sale of alcohol at Lidl needs to be restricted as set out in the condition due to the crime and disorder anticipated in connection with the said match.
- Condition 17 to read. On all other occasions when there is a football match at the Emirates stadium or large scale musical events at the Emirates stadium and Finsbury Park the following conditions will apply:-
- For match days, we will employ a security guard for a minimum of 4 hours before kick-off and 4 hours after the scheduled match finish time in order to assist with the policing of sales.
- For match days, from 4 hours prior to kick off and for 4 hours after the match finishes, no beer, lager or cider will be sold in glass bottles.
- For match days, from 4 hours prior to kick off and for 4 hours after the match finishes, a maximum of 4 cans of beer, lager or cider will be sold to anyone.

Licensing Sub Committee D - 23 October 2014

- On large scale event days, we will employ a security guard for a minimum of 2 hours before gates open and 2 hours after the event finish time in order to assist with the policing of sales.
- On large scale event days, from 2 hours prior to gate opening and for 2 hours after the event finish time, no beer, lager or cider will be sold in glass bottles.
- For large scale event days, from 2 hours prior to gate opening and for 2 hours after the event finish time, a maximum of 4 cans of beer, lager or cider will be sold to anyone.

REASONS FOR DECISION

The Sub-Committee listened to all the evidence and submissions and read all the material. The Sub-Committee reached the decision having given consideration to the Licensing Act 2003, as amended, and its regulations, the national guidance and the Council's Licensing Policy.

The Sub-Committee took into consideration Licensing Policy 002. The premises fall under the Holloway and Finsbury Park cumulative impact area. Licensing policy 002 creates a rebuttable presumption that applications for new premises licences that are likely to add to the existing cumulative impact will normally be refused, unless an applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.

The Sub-Committee noted that the applicant and the police had agreed further conditions and that on this basis the police objection had been withdrawn. The Sub-Committee also noted that the local resident objection had also been withdrawn. The Sub-Committee further noted that the proposed conditions from the noise team, including a condition relating to deliveries, had been agreed and that the noise objection had been withdrawn.

The Sub-Committee heard evidence from the police that there had been good engagement from the applicant and that the applicant had offered more conditions than the police would expect for a premises of this type. The police gave evidence that the premises were far enough away from the Emirates stadium that they were unlikely to cause policing problems on match days with the conditions agreed.

The Sub-Committee noted the further bundle of documents provided by the applicant in relation to, amongst other matters, training and membership of local community based groups.

The Sub-Committee heard evidence from the applicant that this store would be stocking less than 50% of the normal Lidl alcohol range and that it would not be stocking high strength lagers and ciders, nor would it be stocking cider sold in large sized bottles. The Sub-Committee heard evidence that the applicant was a member of the alcohol standards group, community alcohol partnership and follows the responsibility deal. In response to questioning from the Sub-Committee the applicant confirmed that early morning sales of alcohol in another nearby store were nominal.

The Sub-Committee noted that the objection from the East Magpi partnership had not been withdrawn. This objection raised the partnerships concerns regarding street drinking and the extensive work that had been done in the area to tackle this problem.

The Sub-Committee decided that granting the licence with the conditions and with amended hours would promote the licensing objectives. The Sub-Committee formed the view that the extra conditions relating to the Emirates stadium and music events at Finsbury Park were necessary and proportionate to promote the licensing objectives. The Sub-Committee formed the view that the reduction in hours was necessary to avoid the premises adding to

the cumulative impact in the area and was proportionate in light of the anticipated sales early in the morning.

The Sub-Committee considered licensing policy 8 in relation to licensing hours, licensing policy 4 in relation to shops selling alcohol and licensing policy 9 in relation to high standards of management.

21

ADDIS ABABA, 192 SEVEN SISTERS ROAD, N4 3NX - TRANSFER AND VARIATION OF DESIGNATED PREMISES SUPERVISOR (Item 3)

The applicant requested an adjournment as his legal representative could not be present. The police asked that the matter proceed as the transfer was deemed granted until a decision by the Sub-Committee had been made. The Sub-Committee agreed to proceed with the hearing.

The police outlined their objections to the application as detailed in the agenda and summarised events that had occurred on the 16 August 2014. The noise officer was called as a witness for the police. She reported that she had written to the licensee regarding an undischarged noise condition requiring an acoustic survey. Following a lack of response she sent a second letter and then visited with the licensing officer. At the visit, noise outside the premises by customers was witnessed and loud music was witnessed inside. The noise officer left a card and was contacted once but had heard nothing further. The police reported that the applicant had not met the high standards of management required.

The Sub-Committee noted that the applicant had taken over in April. No prior knowledge of the applicant was known. The noise team was still waiting to be contacted by the applicant.

The applicant reported that he had obtained the lease in April and had opened the premises on the 12 July. He believed if he changed his name on the council tax and business rate document, the licence would also change. He had left a person he trusted in charge on the night in question. His job had now been terminated. The CCTV was not working.

In response to questions he reported that he managed other venues. The designated premises supervisor was not present at the meeting as he was working. The person left in charge on the 16 August was not the temporary manager, but the cleaner. The applicant reported that the cleaner had re-opened the business after he had left. The police informed the Sub-Committee that they were unable to confirm this explanation of events as the CCTV was not working. When asked by the Sub-Committee, he reported that he could run a safe, crime free venue. He stated the music was not very loud and he had tried to do everything requested. When asked about his knowledge of the licensing objectives he stated they were 'keeping me alive'.

The police reported that the applicant lacked knowledge about the licensing laws and the objectives. This meeting had not changed his opinion. The applicant was not suitable and he had not demonstrated anything to allay his fears.

The applicant stated he would follow the regulations. If granted he would be careful and he had enough experience not to spoil his business. If it happened again he would hand the keys over himself.

RESOLVED

That the application for a premises licence transfer and variation of the designated premises supervisor in respect of Addis Ababa, 192 Seven Sisters Rd, N4 3NX be refused.

REASONS FOR DECISION

The Sub-Committee heard an application from the applicant for an adjournment of the meeting on the basis that the applicant's legal representative could not be present. When asked, the applicant confirmed that his legal representative was away. The Sub-Committee noted that there was no information from the legal representative and no explanation as to why someone else could not attend in their place. The application for an adjournment was refused and the hearing went ahead.

The Sub-Committee noted the police objection at pages 87 and 88 of the agenda. The Sub-Committee heard evidence that the police were concerned that the applicant appeared to know nothing about the licensing act, the councils licensing policy, or, indeed, the terms of the licence. The Sub-Committee noted the police concerns that the applicant had no ability to run a safe, crime free venue.

The Sub-Committee heard evidence from the noise team, who spoke as a witness for the police, that they had written to the applicant regarding an undischarged noise condition and had received no response. The noise team confirmed that a second letter was sent with no response. The noise team gave details of a visit to the premises when pushing and shoving between young men of North African origin was witnessed outside the premises and loud live music was witnessed inside the premises and that it was only after this visit that any contact was made by the applicant. It was noted that there had been no further contact after this.

The Sub-Committee heard evidence from the applicant that he believed that after he took over the lease for the premises and changed the Council Tax and Business Rates into his name, the licence would automatically change as well. The applicant stated that he had been doing business in the area for a long time and was familiar with the area. The applicant stated that he made a mistake which he regretted and that a person that he had trusted had left the premises open. Upon questioning by the Sub-Committee the applicant confirmed that the person he had trusted with the keys to the premises was a cleaner and that this person had now been dismissed. The Sub-Committee noted that the CCTV inside the premises was not working and that it was therefore not possible to verify the applicant's version of events. The Sub-Committee noted that the person named in the application as the new designated premises supervisor was not present at the meeting and so could not be questioned. The Sub-Committee noted that the applicant was asked if he could state the licensing objectives and he answered 'keeping me alive'.

The Sub-Committee shared the police concerns that the applicant had not demonstrated any ability to run a safe, crime free venue. The Sub-Committee was concerned with the applicant's lack of knowledge or concern regarding licensing law and the licensing objectives. The Sub-Committee was concerned that the applicant was unable to manage the premises to the required standards and did not seem aware of the responsibilities that come with an alcohol licence. The Sub-Committee noted the breaches of the existing conditions and the trading out of hours. The Sub-Committee formed the view that granting the applications would not promote the licensing objectives.

The Sub-Committee took into account licensing policies 9 and 10 in relation to the standards of management.

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URGENT NON-EXEMPT/CONFIDENTIAL ITEM (Item C)

The following item was ruled urgent by the Chair as it was necessary to hear the application within 7 working days following the last day for objections.

23 **THE GUNNERS, 204 BLACKSTOCK ROAD, N5 - TEMPORARY NOTICE APPLICATION (Item 1)**

The noise officer reported that following a letter sent in June regarding noise complaints she had initially received a positive response from the applicant but in August had received a further complaint and she had not been contacted further since that time. She considered that residents would be disturbed if a temporary notice was granted until 04:00 am.

The applicant was not present at the meeting.

RESOLVED

That the temporary event notice on the 8/9 November be prohibited and a counter notice be served on the applicant.

REASONS FOR DECISION

The Sub-Committee listened to all the evidence and submissions and read all the material. The Sub-Committee reached the decision having given consideration to the Licensing Act 2003, as amended, and its regulations, the national guidance and the Council's Licensing Policy.

The Sub-Committee noted the submission from the noise team that there had been intermittent noise complaints about the premises and a Minded To letter was sent. The noise team confirmed that a very positive response was initially received and that the designated premises supervisor had indicated that he was going to allow the noise levels to be set by acoustic consultant. However, two months later a further complaint was received regarding noise from the premises and there had been no further response from the designated premises supervisor.

The Sub-Committee noted that during an incident of noise from the premises in 2013 the designated premises supervisor was found intoxicated at the premises. No-one from the premises was present at the hearing.

The Sub-Committee decided that the licensing objectives would not be promoted if the TEN was granted. The Sub-Committee shared the noise teams concerns that the sound levels in the premises had not been properly set and that an event going on until 04:00 am would cause noise nuisance to neighbouring properties.

The Sub-Committee considered licensing policy 28. The Sub-Committee concluded that the additional hours would be an additional stress to the area and it was satisfied that the granting of the TENs would undermine the licensing objective related to the prevention of public nuisance.

24 **ADDIS ABABA, 192 SEVEN SISTERS ROAD, N4 3NX - EXEMPT APPENDICES (Item 1)**
RESOLVED

That the exempt information in the appendix to agenda item B3 be noted.

The meeting ended at 9.40 pm

CHAIR



Report of: **Service Director, Public Protection**

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	18 th December 2014		Highbury East

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE NEW APPLICATION
NANNA'S 274B ST PAUL ROAD, LONDON, N1 2LJ**

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The application is for a licence to allow:
 - the sale of alcohol for consumption on and off the premises: 10:00 to 21:00 Monday to Thursday, 12:00 to 22:00 on Friday, 08:00 to 22:00 on Saturday, and 08:00 to 21:00 on Sunday's.

2. Relevant Representations

Licensing Authority	No
Metropolitan Police	No
Noise	Yes (Withdrawn conditions agreed)
Health and Safety	No
Trading Standards	No

Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes: three households
Other bodies	No

3. Background

3.1 Papers are attached as follows:-

Appendix 1: application form; and a copy of additional supporting letter send to all parties.

Appendix 2: representations;

Appendix 3: suggested conditions and map of premises location.

3.2 The Noise Service and three local residents have submitted representations. The applicants have agreed to the conditions proposed by the Noise Service. The revised conditions agreed with the Noise Service have been sent to all parties making representation.

4. Planning Implications

4.1 The premises has planning consent to operate under use class A1. The Planning Service have confirmed that they are satisfied the premises is operating within this use class.

5 Recommendations

5.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.

5.2 To consider that this address is in the Saturation or "Cumulative Impact Policy" of Islington. This special policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that are likely to add to the existing cumulative impact will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.

5.3 If the Committee grants the application it should be subject to:

i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 3)

iii. any conditions deemed necessary by the Committee to promote the four licensing objectives.

6 Conclusion and reasons for recommendations

6.1 The Council is required to consider this application in the light of all relevant information, and if approval is given, it may attach such conditions as appropriate to promote the licensing objectives.

Background papers:

The Council's Statement of Licensing Policy
Licensing Act 2003
Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

9.12.14
Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

wu/2014 03961

[Insert name and address of relevant licensing authority and its reference number (optional)]

Application for a premises licence to be granted 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/We SALLY STALL apply for a premises licence under section 17 of
(Insert name(s) of applicant)
the Licensing Act 2003 for the premises described in Part 1 below (the premises)
and I/we are making this application to you as the relevant licensing authority in
accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description		ISLINGTON COUNCIL	116/10/00	190-00
274B St. Paul's Road		Cash/Cheque Number (please order)	100007	
		Receipt Number	47629	
		Received By	OSM	
Post town	Islington	Post code	N1 2LJ	

Telephone number at premises (if any)

Non-domestic rateable value of premises

£ 25,000

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick yes

- a) an individual or individuals* please complete section (A)
- b) a person other than an individual*
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

COMMERCIAL/LICENSING
16 OCT 2014
PUBLIC PROTECTION DIVISION
222 UPPER ST, LONDON N1 1XR

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

*If you are applying as a person described in (a) or (b) please confirm:

- Please tick yes
- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
 - I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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 **Postcode**

Daytime contact telephone number

E-mail address (optional)

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr Mrs Miss Ms Other title (for example, Rev)

Surname

First names

Please tick
 yes

I am 18 years old or over

Current postal address if different from premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address (optional)

(B) OTHER APPLICANTS.

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned

Name	TIA NANNA'S VOTE RINGO LTD. - SALLY STALL (DIRECTOR)
Address	416A Essex Road Islington N1 3PJ
Registered number (where applicable)	0860 5520
Description of applicant (for example partnership, company, unincorporated association etc)	Limited company
Telephone number (if any)	0780 534 0947
E-mail address (optional)	sallyloystall@gmail.com

Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
01	12	2014

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day	Month	Year

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

Please give a general description of the premises (please read guidance note 1)

Venue is predominantly a cafe but will also serve ~~wine~~ alcohol alongside light meals in the evenings.

There is a limited amount of seating so the number of people will be limited to around 30 (TBC).

^{Recorded} Music will be played with low level amplification (ambient), so as to limit the disruption to neighbours.

Alcohol will also be available to purchase in an off licence capacity.

Open 7 days / week 7/8 am - 9/10 pm.

What licensable activities do you intend to carry on from the premises?
(Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

Please tick ✓ yes

Provision of regulated entertainment

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H)

Provision of entertainment facilities for:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

Supply of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors				
				Outdoors				
				Both				
Day	Start	Finish	Please give further details here (please read guidance note 3)					
Mon								
Tue								
Wed						State any seasonal variations for performing plays (please read guidance note 4)		
Thur								
Fri						Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat								
Sun								

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors				
				Outdoors				
				Both				
Day	Start	Finish	Please give further details here (please read guidance note 3)					
Mon								
Tue								
Wed						State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur								
Fri						Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat								
Sun								

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

Indoor sporting events Standard days and timings (please read guidance note 6)			State any seasonal variations for indoor sporting events (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

Indoor sporting events Standard days and timings (please read guidance note 6)			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	
Day	Start	Finish		
Mon			Both	
Tue				
Wed				
Thur				
Fri				
Sat				
Sun				

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Please give further details here (please read guidance note 3)	
Day	Start	Finish		
Mon				
Tue				
Wed				
Thur				
Fri				
Sat				
Sun				

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)	
Day	Start	Finish		
Mon				
Tue				
Wed				
Thur				
Fri				
Sat				
Sun				

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)	
Day	Start	Finish		
Mon				
Tue				
Wed				
Thur				
Fri				
Sat				
Sun				

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 3)	Both		
Tue						
Wed				State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur						
Fri						
Sat				Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun						

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>	
Day	Start	Finish		Outdoors		
Mon	0700	2100	Please give further details here (please read guidance note 3) low volume ambient music to be played in the background at all times. Amplified.	Both		
Tue	0700	2100				
Wed	0700	2100		State any seasonal variations for playing recorded music (please read guidance note 4)		
Thur	0700	2100				
Fri	0700	2200				
Sat	0800	2200		Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5) Bank Holidays 0800-2200		
Sun	0800	2100				

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 3)	Both	
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoor	
Mon					Outdoor
Tue			Both		
Wed			Please give further details here (please read guidance note 3)		
Thur					
Fri			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		

Sat			Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)
Sun			

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing								
			Will the facilities for making music be indoors or outdoors or both – please tick [Y] (please read guidance note 2)		<table border="1"> <tr><td>Indoors</td><td></td></tr> <tr><td>Outdoors</td><td></td></tr> <tr><td>Both</td><td></td></tr> </table>	Indoors		Outdoors		Both	
Indoors											
Outdoors											
Both											
Day	Start	Finish									
Mon			Please give further details here (please read guidance note 3)								
Tue											
Wed			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)								
Thur											
Fri			Non standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)								
Sat											
Sun											

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick [Y] (see guidance note 2)		<table border="1"> <tr><td>Indoors</td><td></td></tr> <tr><td>Outdoors</td><td></td></tr> <tr><td>Both</td><td></td></tr> </table>	Indoors		Outdoors		Both	
Indoors											
Outdoors											
Both											
Day	Start	Finish	Please give a description of the facilities for dancing you will be providing								

Mon			Please give further details here (please read guidance note 3)
Tue			
Wed			State any seasonal variations for providing dancing facilities (please read guidance note 4)
Thur			
Fri			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)
Sat			
Sun			

K

Provision of facilities for entertainment of a similar description to that falling within I or J Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing	
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoor
Mon				Outdoor
				Both
Tue			Please give further details here (please read guidance note 3)	
Wed				
Thur			State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within j or k (please read guidance note 4)	
Fri				
Sat			Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sun				

To whom it may concern

I have included some more information about Nanna's below, as well as further detail about meeting licensing objectives.

Nanna's is a nod to the good old days when you knew what your food was made of and where it came from.

Born from my own nostalgia, Nanna's is modeled on my grandmother's lounge room when I was growing up in the 1980s; warm and cozy, full of armchairs and sofas to curl up in, glass cabinets displaying exotic ornaments, crocheted doilies and big fringed lampshades, all in the classic 1970s colour palette – dark wood, mustard yellow and forrest green.

The shop will be split into two sections; pantry on one side and café on the other. Pantry items for sale will include jams, chutneys, breads, wine, fruit & veg. All foods will be sourced from local suppliers and will also be used to prepare menu items. The café will sell locally-roasted coffee, home-made cakes and breakfast items, as well as salads, soups and stews in the afternoons, and in the evenings snacks and charcuterie boards will be offered alongside wines, bottled beers and spirits. Recipe books, magazines and mid-century bric-a-brac (kitchenware/homeware etc.), will also be for sale.

I will partner with Borough Wines, who supply wine by the barrel and invite customers to re-fill their old wine bottles with their own-label red, white or rose wines. This system is both cost effective and environmentally friendly, and has proved incredibly popular with patrons of Borough Wines shops in Stoke Newington, Hackney and Kensal Rise. Alongside Borough Wines I also plan to stock a small selection of wines and locally-brewed beers and spirits (London Fields Brewery, Redchurch Brewery, Stellacello, etc).

The target market is 25-45 year olds who grew up in the 1970s and 80s. The demographic in the residential areas of Hackney and Islington fits the target market, with the vast majority of its residents in the 25-34 age bracket. As a café it will provide quality coffee and home-made food. As a pantry Nanna's will offer an alternative to the local supermarkets and mini-marts.

I want to contribute to the culture of the area, both by offering something new whilst also complimenting local businesses like Trullo, Le Coq and Sawyer & Gray.

All this will be done under A1 use class, making sure the majority of food & beverage sales are takeaway, which will be a doddle considering the site's proximity to Highbury & Islington station and the passing commuter foot traffic.

Nanna's - bringing a bit of the 70s back to St. Paul's Road.

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption (Please tick box Y) (please read guidance note 7)	On the premises	
				Off the premises	
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon	1200	2100	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Tue	1200	2100			
Wed	1200	2100			
Thur	1200	2100	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	1200	2200			
Sat	0800	2200			

Bank holidays - 0800 - 2200

Sun	0800	2100	

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name..... SALLY STALL

Address..... 416A ESSEX ROAD
ISLINGTON LONDON.

Postcode..... N1 3PJ

Personal Licence number (if known)..... TBC (sitting test on 15/11/14)

Issuing licensing authority (if known)..... TBC ~~101192~~

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

None.

O

Hours premises are open to the public Standard timings (please read guidance note 6)			State any seasonal variation (please read guidance note 4) None
Day	Start	Finish	
Mon	0700	2100	Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) Bank Holidays 0800-2200
Tue	0700	2100	
Wed	0700	2100	
Thur	0700	2100	
Fri	0700	2200	
Sat	0800	2200	
Sun	0800	2100	

P

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

We will ensure that no supply of alcohol will be made:

- at the time when there is no designated premises supervisor in respect to the premises license or
- at the time when the designated premises supervisor doesn't hold a premises license is suspended.

b) The prevention of crime and disorder

- we will provide a clear notice indicating opening hours
- a limited number of occupants will be allowed as specified by the fire authority and amount of seating on site.
- People will be reminded on exit that the area surrounding is residential and to keep noise to a minimum
- outside seating will be limited to reasonable hours.

c) Public safety

- all parts of the premises will be maintained and be in good order and safe condition.
- where patrons wait, there will be sufficient care made that they don't obstruct the exit.
- a log book will be provided where anything related to public safety can be recorded & be reviewed.

d) The prevention of public nuisance

- Noise and vibration will not emanate from the building such as to cause neighbours disturbance
- outside seating will be limited to opening hours (ie. removed / folded down after 11pm)
- clear notices reminding patrons that this is a residential area
- rubbish will be placed at reasonable times

e) The protection of children from harm

The premises is considered to be a local and family cafe and although alcohol will be served it is only a small aspect of the business. No illicit materials will be shown or any other over 18 imagery that may be inappropriate will be available.

Most of the concerns voiced by local residents are covered in the information below, which has been accepted by the Licensing department of Islington Police.

Opening hours are as follows:

Mon-Thurs 0700 - 2100
Friday 0700 - 2200
Saturday 0800 - 2200
Sunday 0800 - 2100

The hours I wish to provide alcohol on and off-site are as follows:

Mon-Thurs 1200 - 2100
Friday 1200 - 2200
Saturday 0800 - 2200
Sunday 0800 - 2100

Regarding on-site sales, the following provisions will be made in order to adhere to the licensing objectives:

- Service times restricted to after 1200 during the week to allow for lunchtime and evening consumption during the week
- Service on weekends from 0800 is to allow for the occasional mimosa/bloody mary with breakfast/brunch
- Alcohol will only be served alongside food/snacks at all times

Regarding off-site sales, the following provisions will be made in order to adhere to the licensing objectives:

- No cans, only metal topped bottles
- Restricted service times
- Discreet packaging (eg. brown paper bag with Nanna's logo on it)
- CCTV at all times
- No advertising of products that would appeal specifically to under 18s, reducing the likelihood of unaccompanied children in the shop
- Alcoholic items to be stored and displayed towards the back of the shop so as to reduce the risk of theft

The main counter is positioned so that staff have an excellent view of the whole shop, and the front door. Staff will be briefed about licensing objectives so as to be aware and alert of the possibility of underage sales/theft/etc.

Points raised by local residents include the following;

1. Bicycles being chained to railings outside homes on St Paul's Road - there are already two bike racks right outside the shop. Additional signage on railings can be installed if there are still concerns.
2. Noise concerns -No license for regulated entertainment has been sought, although there will be music played in the café. It will be at a low ambient level, never so loud that people would have to raise their voices to talk to each other. There are sound insulating plasterboards in the ceiling to reduce the noise heard by the neighbours directly above. If necessary a

decibel limit can be negotiated.

3. Drinking/smoking outside the front of the premises – plans for benches either side of the front door have been sent to the Council. There would only ever be up to 12 people outside, and all attempts will be made to ensure noise and smoke is kept to a minimum.

I hope this information is sufficient, please feel free to contact me should you require any further information.

Kind regards,

Sally

Sally Stall



sally@nannasN1.com


Please tick ✓ yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- 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 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent. (See guidance note 11) If signing on behalf of the applicant please state in what capacity.

Signature 

Date 14/10/14

Capacity Director, Vote Ringo Ltd.

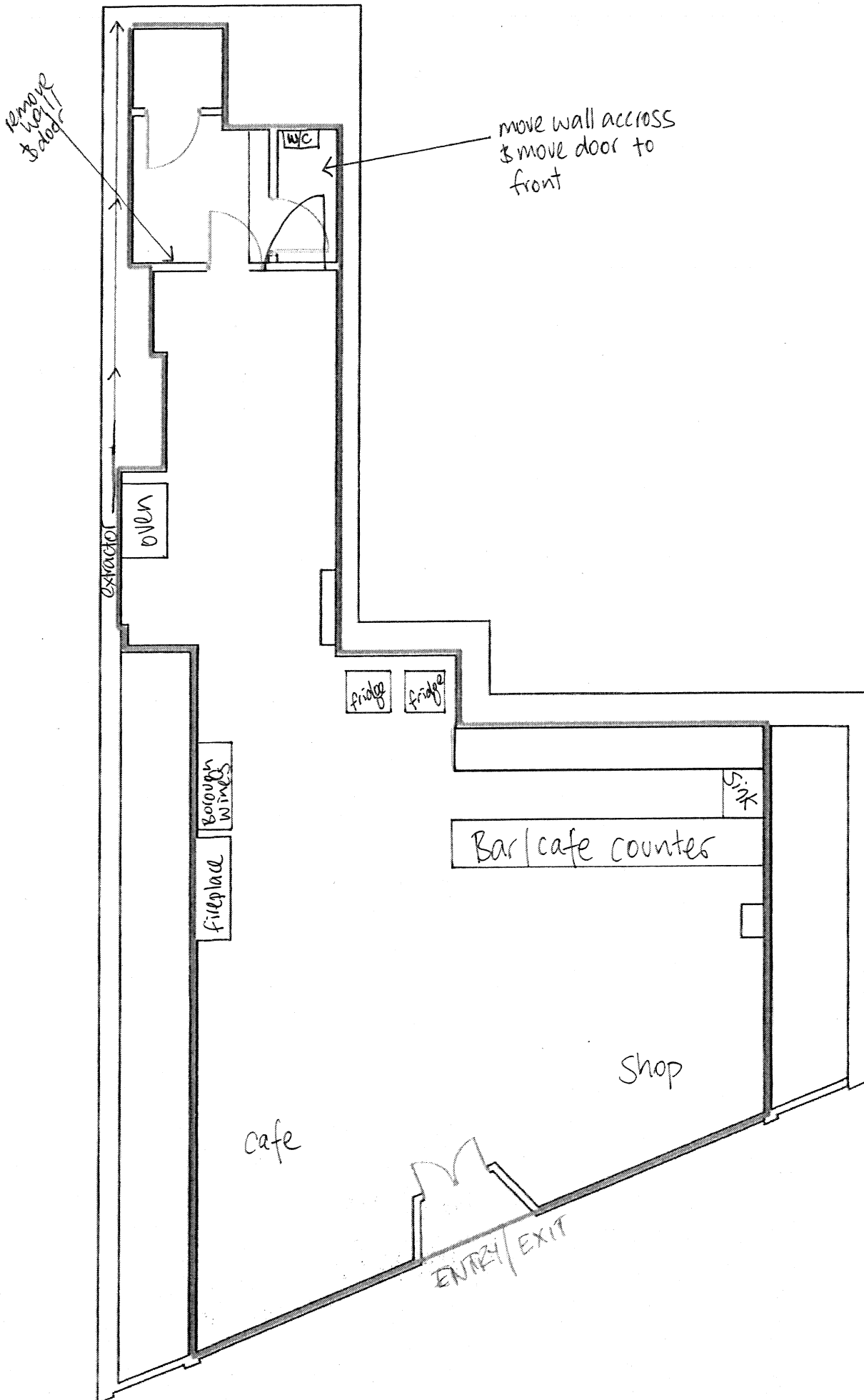
For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12) If signing on behalf of the applicant please state in what capacity.

Signature

Date

Capacity

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)	
Post town	Post code
Telephone number (if any)	
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	



Scale 1/100
Ground Floor

In addition I can confirm that the following conditions have also been agreed with the Noise and would be added to the licence should it be granted.

1. Alcohol will only be sold as ancillary to a customer taking plated food from the advertised menu.
2. There shall be no vertical drinking.
3. The supply of alcohol on the premises shall be by counter or waiting service only.
4. All off sales (save for any alcohol consumed under condition 6) shall be made in closed, sealed containers including re-cycled wine containers.
5. All external tables and chairs shall be rendered unusable or removed from the outside area by 21.00 hours each day.
6. There shall be no more than 12 persons in outside frontage area of the premises at any one time. This patrons shall only be allowed to consume alcohol when seated in an authorised area of private frontage or with on tables and chairs permitted by the Council.
7. Any authorised outside area shall be regularly supervised by staff.
8. All deliveries and disposal/collections of refuse shall be prohibited between the hours of 23.00 – 06:30.
9. There shall be no bottling out between the hours of 23.00 – 07.00.

Rep 1

Re: Licence for Nanna's, 274B St Paul's Road, Islington, London, N1 2LJ

I have tried to submit my objection on the Islington.gov.uk website but an error message occurs.

I want to submit an objection to the hours listed for Nanna's on 274B St Paul's Road, Islington, London, N1 2LJ. I (along with [REDACTED]) own 274 St Pauls Road, Top Floor Flat which is a neighbouring property.

My concern is over increased noise nuisance and litter (especially if raining as my house offers the only shelter) from a late license (10pm) with alcohol.

This property is within a conservation area so must comply with regulation.

Please confirm receipt of this e-mail.

Yours faithfully,

Rep 2

Object to the hours listed.

This premises abuts my residence (ie not middle of commercial row) and my young children (6 and 8) sleep in the front basement bedroom. I am concerned about the increased noise nuisance outside my children's bedroom window as well as smoke nuisance (especially if raining as my house offers the only shelter re a porch) as well as bike nuisance (I have railings outside my house and bikes locked there block the windows as well as people smoking leaning on the railings).

I am concerned as I understand the premise is A1 use and Islington does not do 2 year temporary change so that to me means more takeaway than sit in so that increases the nuisance to me.

I would need to be assured that these nuisances likely to affect my and my children's enjoyment of our property were dealt with before removing any objection. I think alcohol increases the likelihood of these.

Licensing Act 2003 representation pro-forma

Should you wish to comment on the licence application please use this form to help you. Please feel free to attach additional sheets.

You do not have to make any comment, and comments may be made in support of as well as against the application, providing they refer to one or more of the licensing objectives (please see the guidance notes for further advice).

Premises Name and address:

Nanna's, 274B St Paul's Road, Islington, London, N1 2LJ

Your Name

Your Interest

RESIDENT

(E.g. resident, business, TRA Chair, Councillor, solicitor)

Your Address

Your Email

Please comment on the licensing objectives below relevant to your concerns or observations, you may also wish to include suggestions how your concerns could be addressed:

Public Nuisance

- ⊕ DURING THE LAST THREE MONTHS, TWO ESTABLISHMENTS SERVING ALCOHOL HAVE OPENED WITHIN 10 DOORS OF OUR PROPERTY - GIVEN THAT THERE WERE ALREADY EIGHT ESTABLISHMENTS SELLING ALCOHOL DURING THE DAY AND IN THE EVENING ON SUCH A SMALL STRETCH OF ROAD (WHICH IS CLOSE TO UPPER ST ↓ HOLLOWAY RD) A FURTHER LICENCE WILL ADD TO THE CUMULATIVE IMPACT ALREADY FELT IN THE AREA

(CONTINUED OVERLEAF)

Crime and Disorder

- ⊕ THE PROSPECT OF INTOXICATED PEOPLE BOTH OUTSIDE AND NEXT TO THE PROPERTY WILL EXPOSE LOCAL RESIDENTS TO ANTI-SOCIAL BEHAVIOUR, FOUL LANGUAGE AND POTENTIALLY VIOLENCE INFLUENCED BY ALCOHOL.
- ⊕ IN 2008/9 THERE WERE 3,009 CRIMES ATTRIBUTED TO ALCOHOL IN ISLINGTON - WITH ALCOHOL-RELATED VIOLENT CRIME, INCLUDING SEXUAL VIOLENCE SIGNIFICANTLY HIGHER THAN THE LONDON ↓ NATIONAL AVERAGE

(CONTINUED OVERLEAF)

Protection of Children from Harm

⊗ A FURTHER ESTABLISHMENT SELLING ALCOHOL ON THE SAME STRETCH OF ROAD WILL ALSO ENCOURAGE MORE MINORS TO ATTEMPT TO BUY ALCOHOL, ESPECIALLY WHEN IT IS SOLD IN A CAFE ENVIRONMENT WHERE YOUNG PEOPLE WILL BE WELCOME.

Public Safety

I wish my identity to be kept anonymous:

Yes No

We will treat representations as anonymous where there is a genuine reason to do so; if you wish your name and address details to be withheld then please explain the reason:

Copies of this representation will be sent to the applicant, or their agent/solicitor, including name and address details (but other personal contact information such as telephone numbers and email addresses will be removed) unless you have specifically requested anonymity. Copies of this representation will be included in a report that will be available to the public and will be published on the internet; however the published on-line version of the report will have name and address details removed.

Signature: 

Date: 

Please ensure name and address details completed above

Return to:

Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR

or send by email to:

licensing@islington.gov.uk

Appendix 3

1. The licence holder shall provide a clear notice indicating the opening hours of the premises.
2. The seated capacity at the premises shall be limited to 30 patrons.
3. Customers will be reminded on leaving the premises that the surrounding area is residential and to keep the noise to a minimum.
4. All parts of the premises will be maintained and be in good order and a safe condition.
5. Customers shall not be permitted to obstruct the exit whilst queuing inside the premises.
6. The licence holder shall provide a log book where anything related to public safety can be recorded and reviewed.
7. Noise and vibration will not emanate from the premises so as to cause a disturbance to residents.
8. No illicit materials or imagery that may be inappropriate for persons under 18 will be available or on display at the premises.

Conditions suggested by the Noise Service, agreed by the applicant.

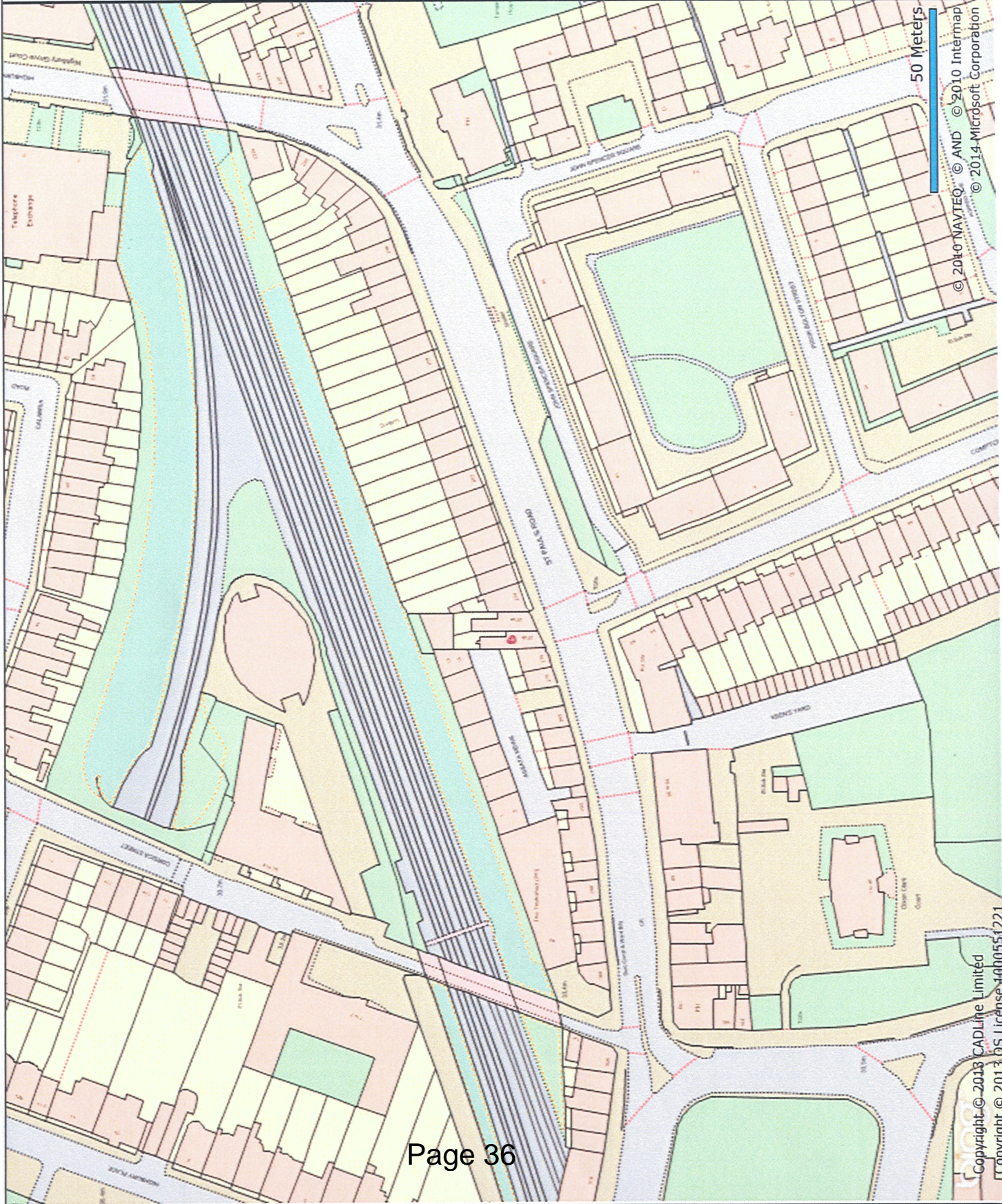
9. Alcohol will only be sold as ancillary to a customer taking plated food from the advertised menu.
10. There shall be no vertical drinking.
11. The supply of alcohol on the premises shall be by counter or waiting service only.
12. All off sales (save for any alcohol consumed under condition 6) shall be made in closed, sealed containers including re-cycled wine containers.
13. All external tables and chairs shall be rendered unusable or removed from the outside area by 21.00 hours each day.
14. There shall be no more than 12 persons in outside frontage area of the premises at any one time. These patrons shall only be allowed to consume alcohol when seated in an authorised area of private frontage or with on tables and chairs permitted by the Council.
15. Any authorised outside area shall be regularly supervised by staff.
16. All deliveries and disposal/collections of refuse shall be prohibited between the hours of 23.00 – 06:30.
17. There shall be no bottling out between the hours of 23.00 – 07.00.

**Title : Nanna's, 274b
St Paul's Road, N1 1LJ**

Islington Borough
Boundary

Printed by :
RO RO

Printed at :
08-12-2014



Agenda Item 8



ISLINGTON

Environment & Regeneration
Municipal Office, 222 Upper Street, London, N1 1XR

Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	18 December 2014		Clerkenwell

Delete as appropriate		Non-exempt
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Note: some of the papers submitted in support of this review are exempt and not for publication as they contain exempt information under paragraph 96.4, category 1, 3 and 7 of the Access to Information Procedure Rules.

Subject: PREMISES LICENCE REVIEW APPLICATION
Fabric, 77a Charterhouse Street. London EC1

1. Synopsis

- 1.1 This is an application by the Metropolitan Police Service for a Review of the Premises Licence under Section 51 of the Licensing Act 2003. A copy of the review application is attached as Appendix 1.
- 1.2 The grounds for review is related to the licensing objective:
 - i) Prevention of crime and disorder.
 - ii) Public Safety

2. Relevant Representations

Licensing Authority	Yes
Metropolitan Police	Yes
Pollution Team	Yes

Health and Safety	No
Trading Standards	No
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes
Local business	Yes
Other bodies	No

3. Background

3.1 The premises currently holds a licence allowing:

- i) The sale by retail of alcohol, on and off supplies: Mondays to Sundays, 24 hours a day.
- ii) The provision of regulated entertainment: plays, exhibition of films, live music, recorded music and performance of dance, Mondays to Sundays, 24 hours a day.
- iii) The provision of late night refreshment: Mondays to Thursdays to 02:30 and Fridays to Sundays to 05:00.

3.2 The Licensing Service has received two responsible authority representations, Licensing Authority and Noise Service, 17 from local residents and one from a local business. Of the 17 local resident representations, six are written in support of the venue, as is the local business representation.

3.3 Papers are attached as follows:-

- Appendix 1: Review application from the Metropolitan Police Service
- Appendix 1a MPS supporting information*
- Appendix 2: current premises licence
- Appendix 3: representations
- Appendix 4: suggested conditions and map of premises location.

*A number of the exhibits submitted in support of the review application have been withheld from the public domain under the Council's rules governing exempt material. These exhibits will be made available to members of the Licensing Sub-Committee and the premises licence holders.

4. Planning Implications

4.1 The Planning Service has reported that there is no relevant planning history, no restrictive conditions and no enforcement cases open.

5 Recommendations

5.1 To determine the application to review the premises licence under Section 52 of the Licensing Act.

- 5.2 The Committee must, having regard to the application and any relevant representations, take such steps as mentioned in Section 52(4) of the Act (if any) as it considers appropriate for the promotion of the licensing objectives.
- 5.3 The steps stated in Sections 52(4) of the Act are as follows:
- a) to modify the conditions of the licence; and for this purpose the conditions of the licence are modified if any of them are altered, omitted or any new condition is added;
 - b) to exclude a licensable activity from the scope of the licence;
 - c) to remove the designated premises supervisor;
 - d) to suspend the licence for a period not exceeding three months;
 - e) to revoke the licence;
 - f) the Committee also have the option to leave the licence in its existing state;
 - g) the Committee also has the power in relation to steps a) and b) to provide that the modification and exclusion only has effect for a limited period not exceeding three months.

6 Conclusion and reasons for recommendations

- 6.1 The Council is required to consider this review application in the light of all relevant information, and must take such steps as is considers appropriate to promote the licensing objectives.

Background papers:

The Council's Statement of Licensing Policy
Licensing Act 2003
Secretary of States Guidance

Final Report Clearance

Signed by

Service Director – Public Protection

Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk



ISLINGTON

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 Steven HARRINGTON 425NI on behalf of the Commissioner of Police of the Metropolis

Apply for the review of a premises license under Section 51 of the Licensing Act 2003 described in part 1 below

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description	
FABRIC 77A CHARTERHOUSE STREET	
Post town LONDON	Post Code EC1M 3HN
Name of premises licence holder or club holding club premises certificate (if known)	
Fabric Life Limited 12 Greenhill Rents London EC1M 6BN	
Number of premises licence or club premises certificate (if known)	
LN/4086-030613	

Part 2 - Applicant details

I am

Please tick ✓/yes

- an interested party (please complete (A) or (B) below)
- a person living in the vicinity of the premises
- a body representing persons living in the vicinity of the premises
- a person involved in business in the vicinity of the premises
- a body representing persons involved in business in the vicinity of the premises
- a responsible authority (please complete (C) below)
- 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

Please tick ✓/yes

I am 18 years old or over

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 Pc Steven Harrington 425NI Police Licensing Officer C/O Islington Council Public Protection Division 222 Upper Street London N1 1XR
Telephone number (if any) 07799133204
E-mail address (optional) licensingpolice@islington.gov.uk

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

Please tick one or more boxes

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

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

I am Police Constable Steven Harrington 425NI Police Licensing Officer for Islington and I act on behalf of the Commissioner of Police of the Metropolis.

Fabric Nightclub: In the last three years, since 30/07/2011 there have been 8 incidents of patrons collapsing at the venue having taken illegal drugs. (Listed below) Four of these incidents resulted in the near death of the victims and four have resulted, unfortunately, in the death of the victims. Two of these drug related deaths at the venue have occurred in the last three months. The last incident occurred on Monday 15th September 2014. Fabric staff did not call or request Police attendance for any of these incidents. Police have only been made aware by LAS or by Hospital staff.

The levels of this type of incident are wholly disproportionate to other late night club venues in the area. I am not aware of any similar incidents at any of the other club venues in Islington Borough or in fact within the MPS.

In the last six months between 1st April 2014 and 1st October 2014 there have been 12 drug related offences at the premises where Police have been called to deal. (Listed below in the summary of incidents).

The Police invite the Sub-Committee to consider all proportionate and appropriate options available to them in order to deal with the issues arising at this premise and to promote the licensing objectives in the future.

Engagement:

The venue has been visited a number of times over the last three years and there have been meetings between the Management team of Fabric and the Senior Leadership Team from Islington Police. Letters and electronic correspondence have also been sent seeking voluntary implementation of measures to prevent further incidents of drug ingestion. The details of the above are in the attached schedule. (Fabric schedule of incidents).

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

CRIS and CAD reports in chronological order:

SUMMARY OF INCIDENTS

CRIS & CAD REPORTS

CRIS 2719820/11 Saturday 30th July 2011 0336hrs

18 year old male travelled to Fabrics Night Club with 20 - 30 friends from Bedfordshire. He had taken MDMA that they had purchased in Bedfordshire whilst at the club. It seems he reacted badly, suffering seizures. Around 03.36hrs on Saturday morning police were called to the club by the LAS who were dealing with a male exhibiting violent behaviour. However, on arrival he had calmed down and was being treated by LAS. He was taken to the hospital where a coma was induced and he was placed on life support. By Sunday afternoon he was breathing independently. Survived

CRIS 2720005/11 & CAD 1057/Monday 1st August 2011 0030hrs

A 23 year old patron travelled to Fabrics from Stanmore Middlesex and purchased some MDMA from someone outside the club. Some of the MDMA was mixed in a bottle of water from which they all drunk. At about 12.30am on Monday morning police attended the medical room where the patron was having trouble breathing, lung had collapsed. The patron spent over 2 weeks in a coma in Royal London Hospital but survived. Police were alerted to this incident by LAS.

CRIS 2702344/12 & CAD 2229/Saturday 28th January 2012 0550hrs

28 year old patron was found collapsed inside Fabric. LAS attended and CPR administered Patron conveyed to hospital where pronounced dead. Police were alerted to this incident by LAS.

The Inquisition and Toxicology Report for the above incident. Copies provided. Exhibited in accompanying statement SAH/13

CAD 2794 Sunday 29th July 2012 0653hrs MERLIN 12FOU006877

21 year old patron collapsed inside Fabrics, MDMA overdose, life threatening, transferred to hospital & survived.

CAD 2474 Sunday 21st October 2012 0655hrs MERLIN 12FOU009473

22 Year old patron collapsed inside club. MDMA overdose. Incident reported to Police by staff at UCH. Fabric did not notify police. Patron pronounced dead at Hospital.

CRIS 2718173/13 & CAD 2504/Saturday 17th August 2013 0626hrs

24 year old patron was supplied with ecstasy by unknown person and took it prior to entering Fabrics Nightclub, where he collapsed. Patron was conveyed to UCH. Staff at the hospital informed Police of the incident. Patron survived

CRIS 2717261/14 & CAD 1499/Saturday 26th July 2014 0246hrs

21 year old patron attended Fabric and allegedly took illegal substances prior to entering the club. Patron collapsed in the club. LAS were called and attended. Patron conveyed to the UCH where later died. Police were alerted by LAS to this incident.

CRIS 2721386/14 Sunday 14th September 2014 0100hrs

An 18yr old female attended Fabric with some friends. The female purchased some MDMA powder within the premises and she and her friends took some. Female became ill and was eventually taken to hospital by Ambulance. The female has subsequently died. The venue did not inform the Police of the incident even though Police Sergeant Instone visited the premises between 5-6am during the time that the female was taken ill and spoke with the head of Security who stated that there were no problems. Police were only made aware of the incident when Staff at the Royal London Hospital contacted Police on Monday 15th September 2014 at 1434hrs.

Below is an extract from the details of investigation Page 1;

VIW2 stated he and VIW1 had gone to Fabric on Saturday 13th September just before midnight. Whilst in the club they started looking for drugs. The club is apparently on a number of levels. She first approached an Italian male on the second level and asked him where she could get some drugs. He told her 'The Italian guy upstairs on the third floor.' They went up to third floor and VIW1 purchase half a gram of what they believed to be MDMA powder. VIW2 does not know how much she paid for it.

The twelve recent drug related offences are as follows:

CRIS 2713924/14 - 16/04/2014 Person arrested on suspicion of Possession of drugs with intent to supply. MDMA Ongoing at this time.

CRIS 2709163/14 - 19/04/2014 MDMA Charged with possession.

CRIS 2709238/14 - 20/04/2014 charged with Possession with intent to supply MDMA and Ketamine

CRIS 2715557/14 - 06/07/2014 Caution for possession of MDMA

CRIS 2716727/14 - 20/07/2014 Caution for possession of MDMA

CRIS 2716726/14 - 20/07/2014 Caution possession of Ketamine

CRIS 2716728/14 - 20/07/2014 Caution possession of Ketamine

CRIS 2718997/14 - 17/08/2014 Possession with intent to supply. Awaits drugs analysis

CRIS 2720051/14 - 30/08/2014 Possession with intent to supply. Awaits drug analysis

CRIS 2720053/14 - 30/08/2014 Charged with Possession with intent to supply MDMA

CRIS 2721813/14 - 20/09/2014 Arrested on suspicion of possession of Class A drugs with intent to supply. Investigation ongoing

CRIS 2722431/14 - 27/09/2014 Arrested on suspicion of possession of Class A drugs with intent to supply. Investigation ongoing

SUMMARY & RECOMMENDATIONS

Fabric is a venue that appears to attract younger clientele. It attracts clientele from all over Europe and it would seem that the immaturity or lifestyle of these patrons leads to them becoming actively involved in the taking of illegal drugs and this could account for the disproportionate and wholly unacceptable number of deaths and near death incidents at the venue. The use of recreational drugs is far more prevalent than in the past and they are cheaper and far more readily available now and as a result of this Police would expect the Management of the venue to put in place all options open to them in an attempt to prevent these drugs being sold and used within their venue and to promote the Licensing Objectives. The management have engaged with Police but although there have been a number of letters and correspondence exchanged since 2012 and most recently following the two the deaths in July and September 2014, none of the recommendations suggested by Police have as yet been agreed or implemented.

A meeting was held at Islington police Station on 21st August 2014 in response to the death of the patron on 26/07/2014 and was between Supt Steve Deehan, the Owner of the club, the club's head of security, the Council Licensing Managers and Pc Paul Hoppe Police Licensing Officer. This meeting was to discuss the death and measures to be put in place to prevent any further such incidents. Minutes of this meeting are exhibited as SAH/04. However just a few weeks later a further death occurred at the premises.

During the last three years there have been a number of meetings, visits and letters from the Police giving recommendations to assist in dealing with the issues at the venue. The Management have engaged with Police but only to a certain level, stopping short of implementing the recommendations suggested by police. It is now time for effective measures to be implemented in an attempt to prevent any future deaths or near death incidents within the venue.

In light of this Police would seek as a minimum, the following:

1: An ID scanning system to be installed and operated at the venue during all hours of operation.

This will allow for the identification of all persons within the venue and will assist in identifying suspects involved in criminal activity within the club. This will also assist victims and police in identifying suspects. The system will automatically alert the staff to persons who have been barred from the venue. The system can be linked to other premises where the same system is operating allowing an exchange of information regarding persons involved in the sale or use of drugs and who have been barred from either venue for such.

In the last incident described above CRIS 2721386/14 September 14th 2014 the friends of the person who collapsed described the person who had sold them the drugs. If some form of scanning equipment had been in use this person could have been identified from the images stored on the scanner and if the time this person entered the club was logged then the scanner could have been used to identify the individual.

2: Drugs dogs to be used outside of the venue for at least 50% of the hours of operation per night. Shifts to be varied from night to night. Any person identified by the drugs dog, to be refused entry. A log to be kept of the hours the dogs are deployed and numbers of refusals.

The dogs would work in and at the front of the queue. Police would require the full details and track record of any company used to supply the dog and the company would only be employed on the approval of the Police. *Any person indicated by the dog will be refused entry. At times when the drug dog is not operating then a full search of persons and bags will be carried out by SIA Registered door staff. Everyone entering will be searched without exception. A full written record will be maintained listing all seizures of drugs found on persons and this record will be made available immediately to a Police Officer or officer from a responsible authority. Any person found attempting to enter with drugs will be barred from the venue.*

This condition would assist the venue greatly in reducing the amount of drugs within its premises. It will also allow the door supervisors to turn away people from the club who have handled drugs and perhaps taken them before they try and enter the venue. This would also act as a deterrent to persons who would normally attend the club to purchase or sell drugs within the venue

3: CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge.

This will allow investigating officers to progress a criminal investigation far more speedily and efficiently and assist in the identification of suspects when cross referenced with the ID Scanning system. This will also act as a deterrent to persons who currently feel that they can take or sell drugs within certain locations within the venue and not be identified

4. No patron will be admitted to the premises without being subjected to a thorough search of their person and bag.

The Police invite the Sub-Committee to consider the options set out above as well as any further action they deem appropriate and proportionate in order to promote the licensing objectives.

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 read guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature *[Handwritten Signature]* PC425^{NE}
Date THURSDAY 6TH NOVEMBER 2014
Capacity Licensing officer for Metropolitan Police Service

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

The ground(s) for review must be based on one of the licensing objectives.

Please list any additional information or details for example dates of problems which are included in the grounds for review if available.

The application form must be signed.

An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

This is the address which we shall use to correspond with you about this application.

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Steven HARRINGTON PC 425 NI** URN:

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Age if under 18 **Over 18** (if over 18 insert 'over 18') Occupation: **Police Officer 193779**

This statement (consisting of: 6 ...pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: *Steven Harrington PC425NI* Date: 06/11/14

Tick if witness evidence is visually recorded (supply witness details on rear)

My name is Steven Harrington and I am a Police Constable with the Metropolitan Police Service. I currently work as a Licensing Officer at Islington Police Station. I have been given this specific responsibility by the Borough Commander who is acting under the written delegated authority of the Commissioner of Police for the Metropolis. A copy of this authority has been lodged with Islington Council Legal Department.

This statement is submitted to support the application by the Metropolitan Police Service made under Section 51 of the Licensing Act 2003. This is for the review of the premises license held for the premises at 77A Charterhouse Street EC1M 3HN and known as Fabric.

The application for a review is on the basis of concerns in relationship to the following Licensing Objectives:

- The prevention of crime and disorder.
- Public Safety.

SUPPORTING DATA

The data in this report has been collated from various Police indices. It has been taken from the CRIS system - the MPS computer database used to record all allegations of crime, the CAD system that records all calls to police and the CRIMINT system used for intelligence reports. I have searched between dates 1st July 2011 and the 26th October 2014. Should any new information be forthcoming I will produce it at the earliest opportunity.

CAD REPORTS

A computer aided despatch (CAD) message is created every time a member of the public contacts police via either the 101 or 999 system. In some cases there will be no further information other than a CAD message, as the request or call may not necessitate any further work. In the majority of cases they do lead to further work, the majority being crime reports. You can however have several CAD messages for one incident, such as multiple

Signature: *Steven Harrington PC425NI* Signature witnessed by:

Continuation of Statement of **Steven HARRINGTON PC 425 NI**

informants. Police officers will also create CAD messages if they need to attend a venue which would necessitate any form of risk, or to pass messages/requests to other boroughs. It is almost impossible to successfully interrogate the CAD system with any degree of precision due to its use of 'incident qualifiers'. Operators will always use the most important qualifier to initiate any CAD, so as to pass the information on to officers in the fastest possible manner. Therefore if there is a firearms incident in a public house, a firearms marker will be used, then perhaps a disturbance marker and not necessarily a licensed premises marker (the officer will know they are going to a licensed premises as it would state such in the address field). For that very reason, to search a CAD system purely on the qualifiers used for licensed premises will not necessarily give an accurate indication as to how many times police have been called to a venue. Again, officers attending a venue to carry out a licensing check for example, may not necessarily initiate a CAD incident, depending on their level of the perceived risk.

SUMMARY OF INCIDENTS**CRIS and CAD reports in chronological order: I exhibit all redacted CRIS and CAD reports as SAH/1****CRIS 2719820/11 & CAD 1742/Saturday 30th July 2011 0336hrs**

18 year old male travelled to Fabrics Night Club with 20 - 30 friends from Bedfordshire. He had taken MDMA that they had purchased in Bedfordshire whilst at the club. It seems he reacted badly, suffering seizures. Around 03.36hrs on Saturday morning police were called to the club by the LAS who were dealing with a male exhibiting violent behaviour. However, on arrival he had calmed down and was being treated by LAS. He was taken to the hospital where a coma was induced and he was placed on life support. By Sunday afternoon he was breathing independently. Survived

CRIS 2720005/11 & CAD 1057/Monday 1st August 2011 0030hrs

A 23 year old patron travelled to Fabrics from Stanmore Middlesex and purchased some MDMA from someone outside the club. Some of the MDMA was mixed in a bottle of water from which they all drunk. At about 12.30am on Monday morning police attended the medical room where the patron was having trouble breathing, lung had collapsed. The patron spent over 2 weeks in a coma in Royal London Hospital but survived. Police were alerted to this incident by LAS.

CRIS 2702344/12 & CAD 2229/Saturday 28th January 2012 0550hrs

28 year old patron was found collapsed inside Fabric. LAS attended and CPR administered Patron conveyed to hospital where pronounced dead. Police were alerted to this incident by LAS.

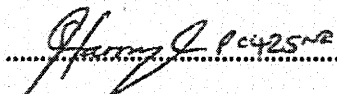
The Inquisition and Toxicology Report for this incident are attached and provide evidence of the levels of MDMA within the victim's body. Exhibit SAH/13

CAD 2794 Sunday 29th July 2012 0653hrs MERLIN 12FOU006877

21 year old patron collapsed inside Fabrics, MDMA overdose, life threatening, transferred to hospital & survived.

CAD 2474 Sunday 21st October 2012 0655hrs MERLIN 12FOU009473

Signature:



Signature witnessed by:

2003(1)

Continuation of Statement of **Steven HARRINGTON PC 425 NI**

22 Year old patron collapsed inside club. MDMA overdose. Incident reported to Police by staff at UCH. Fabric did not notify police. Patron pronounced dead at Hospital.

CRIS 2718173/13 & CAD 2504/Saturday 17th August 2013 0626hrs

24 year old patron was supplied with ecstasy by unknown person and took it prior to entering Fabrics Nightclub, where he collapsed. Patron was conveyed to UCH. Staff at the hospital informed Police of the incident. Patron survived

CRIS 2717261/14 & CAD 1499/Saturday 26th July 2014 0246hrs

21 year old patron attended Fabric and allegedly took illegal substances prior to entering the club. Patron collapsed in the club. LAS were called and attended. Patron conveyed to the UCH where later died. Police were alerted by LAS to this incident.

CRIS 2721386/14 Sunday 14th September 2014 0100hrs

An 18yr old female attended Fabric with some friends. The female purchased some MDMA powder inside the club from an Italian looking male (Described by friends) and her and her friends took some. Female became ill and was eventually taken to hospital by Ambulance. The female has subsequently died. The venue did not inform the Police of the incident even though Police Sergeant Instone visited the premises between 5-6am during the time of the incident happening and spoke with the head of Security who stated that there were no problems. Police were only made aware of the incident when Staff at the Royal London Hospital contacted Police on Monday 15th September 2014 at 1434hrs.

Below is an extract from the details of investigation Page 1;

VIW2 stated he and VIW1 had gone to Fabric on Saturday 13th September just before midnight. Whilst in the club they started looking for drugs. The club is apparently on a number of levels. She first approached an Italian male on the second level and asked him where she could get some drugs. He told her 'The Italian guy upstairs on the third floor.' They went up to third floor and VIW1 purchase half a gram of what they believed to be MDMA powder. VIW2 does not know how much she paid for it.

In addition to the above incidents there have been twelve drug related offences reported at the venue in the last six months;

CRIS 2713924/14 - 16/04/2014 Person arrested on suspicion of Possession of drugs with intent to supply. MDMA Ongoing at this time.

CRIS 2709163/14 - 19/04/2014 MDMA Charged with possession.

CRIS 2709238/14 - 20/04/2014 charged with Possession with intent to supply MDMA and Ketamine

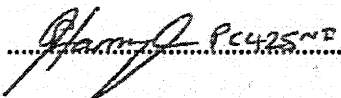
CRIS 2715557/14 - 06/07/2014 Caution for possession of MDMA

CRIS 2716727/14 - 20/07/2014 Caution for possession of MDMA

CRIS 2716726/14 - 20/07/2014 Caution possession of Ketamine

CRIS 2716728/14 - 20/07/2014 Caution possession of Ketamine

Signature:



Signature witnessed by:

.....

2003(1)

Continuation of Statement of **Steven HARRINGTON PC 425 NI****CRIS 2718997/14 - 17/08/2014 Possession with intent to supply. Awaits drugs analysis****CRIS 2720051/14 - 30/08/2014 Possession with intent to supply. Awaits drug analysis****CRIS 2720053/14 - 30/08/2014 Charged with Possession with intent to supply MDMA****CRIS 2721813/14 - 20/09/2014 Arrested on suspicion of possession of Class A drugs with intent to supply. Investigation ongoing****CRIS 2722431/14 - 27/09/2014 Arrested on suspicion of possession of Class A drugs with intent to supply. Investigation ongoing****DIALOGUE**

I refer to the attached Exhibits and documentation.

Exhibit SAH/2 - Fabric schedule of incidents. This lists the responses to the incidents mentioned above in this statement.

Exhibit SAH/3 - Letter from Detective Chief Inspector Wallace to Mr Gary Kilbey, dated 18/12/2012 in response to two near fatal incidents and a fatal incident at the venue.

Exhibit SAH/4 - Copy of minutes of meeting held on 21/08/2014 between Supt Steve Deehan - Met Police, Gary Kirby - Fabric Life Owner, Terrie Lane - Islington Licensing Manager, Inspector Debbie Pierson - Met Police South Area, Luke Laws - Fabric Life General Manager, Paul Durand - Sabre Security, Pc Paul Hoppe - Met Police Licensing Officer. This meeting was held in response to the death of a patron on 26/07/2014.

Exhibit SAH/5 Copy of letter sent by Supt Deehan to the Management of the venue in response to the latest fatal incident on 14/09/2014. Letter dated 18/09/2014.

Exhibit SAH/6 response from Woods Whur Solicitors on 23/09/2014 to SAH/5.

Exhibit SAH/7 Letter from Emma Scott responding to Woods Whur Solicitors letter SAH/6

Exhibit SAH/8 Letter dated 13th October 2014 from Woods Whur Solicitors.

Exhibit SAH/9 Letter from Emma Scott responding to Woods Whur Solicitors letter SAH/8.

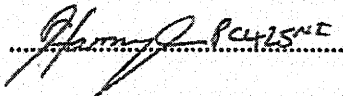
Exhibit SAH/10 Letter dated 28th October 2014 from Woods Whur Solicitors responding to Emma Scott SAH/9

Exhibit SAH/11 Letter Dated 29th October from Emma Scott responding to Woods Whur Solicitors letter SAH/10.

Exhibit SAH/12 Letter Dated 30th October from Woodswhur responding to Emma Scott SAH/11

Exhibit SAH/13 Redacted copies of the Inquisition and Toxicology Report for the death that occurred on 28th January 2012

Signature:



Signature witnessed by:

2003(1)

Continuation of Statement of Steven HARRINGTON PC 425 NI

Exhibit SAH/14 Letter dated 3rd November from Woodswhur detailing a meeting with Top Dog Security and requesting a meeting to discuss the results of the site survey and the potential for the introduction of ID Scan at the premises.

SUMMARY & RECOMMENDATIONS

Fabric is a venue that appears to attract younger clientele. It attracts clientele from all over Europe and it would seem that the immaturity or lifestyle of these patrons leads to them becoming actively involved in the taking of illegal drugs and this could account for the disproportionate and wholly unacceptable number of deaths and near death incidents at the venue. The use of recreational drugs is far more prevalent than in the past and they are cheaper and far more readily available now and as a result this Police would expect the Management of the venue to put in place all options open to them in an attempt to prevent these drugs being sold and used within their venue and to promote the Licensing Objectives. The management have engaged with Police but although there have been a number of letters and correspondence exchanged since 2012 and most recently following the two the deaths in July and September 2014, none of the recommendations suggested by Police have as yet been agreed or implemented.

A meeting was held at Islington police Station on 21st August 2014 in response to the death of the patron on 26/07/2014 and was between Supt Steve Deehan, the Owner of the club, the club's head of security, the Council Licensing Managers and Pc Paul Hoppe Police Licensing Officer. This meeting was to discuss the death and measures to be put in place to prevent any further such incidents. Minutes of this meeting are exhibited as SAH/04. However just a few weeks later a further death occurred at the premises.

During the last three years there have been a number of meetings, visits and letters from the Police giving recommendations to assist in dealing with the issues at the venue. The Management have engaged with Police but only to a certain level, stopping short of implementing the recommendations suggested by police. It is now time for effective measures to be implemented in an attempt to prevent any future deaths or near death incidents within the venue.

In light of this Police would seek as a minimum the following:

1: An ID scanning system to be installed and operated at the venue during all hours of operation.

This will allow for the identification of all persons within the venue and will assist in identifying suspects involved in criminal activity within the club. This will also assist victims in identifying suspects. The system will automatically alert the staff to persons who have been barred form the venue. The system can be linked to other premises where the same system is operating allowing an exchange of information regarding persons involved in the sale or use of drugs and or other offences who have been barred from either venue..

In the last incident described above CRIS 2721386/14 September 14th 2014 the friends of the person who collapsed described the person who had sold them the drugs. If some form of scanning equipment had been in use this person could have been identified from the images stored on the scanner and if the time this person entered the club was logged then the scanner could have been used to identify the individual.

2: Drugs dogs to be used outside of the venue for at least 50% of the hours of operation per night. Shifts to be varied from night to night. Any person identified by the drugs dog, to be refused entry. A log to be kept of the hours the dogs are deployed and numbers of refusals.

Signature: 

Signature witnessed by:

Continuation of Statement of Steven HARRINGTON PC 425 NI

The dogs would work in and at the front of the queue. Police would require the full details and track record of any company used to supply the dog and the company would only be employed on the approval of the Police.

Any person indicated by the dog will be refused entry. At times when the drug dog is not operating then a full search of persons and bags will be carried out by SIA Registered door staff. Everyone entering will be searched without exception. A full written record will be maintained listing all seizures of drugs found on persons and this record will be made available immediately to a Police Officer or officer from a responsible authority. Any person found attempting to enter with drugs will be barred from the venue.

This condition would assist the venue greatly in reducing the amount of drugs within its premises. It will also allow the door supervisors to turn away people from the club who have handled drugs and perhaps taken them before they try and enter the venue. This would also act as a deterrent to persons who would normally attend the club to purchase or sell drugs within the venue

3: CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge.

This will allow investigating officers to progress a criminal investigation far more speedily and efficiently and assist in the identification of suspects when cross referenced with the ID Scanning system. This will also act as a deterrent to persons who currently feel that they can take or sell drugs within certain areas within the venue and not be identified.

4. No patron will be admitted to the premises without being subjected to a thorough search of their person and bag.

The Police invite the Sub-Committee to consider the options set out above as well as any further action they deem appropriate based upon the evidence presented to them and proportionate to promoting the licensing objectives.

Signature:

Signature witnessed by:

**Detective Chief Inspector
Steven Wallace**

Gary Kilbey
Managing Director
Fabric
77a Charterhouse Street
London
EC1M 6HJ

Islington Police Station
2 Tolpuddle Street
Islington
N1 0YY

Telephone: 020 7421 0287
Facsimile:
Email:
Steve.Wallace@met.police.uk
www.met.police.uk

Your ref:
Our ref:

18 December 2012

Dear Mr Kilbey

Re: Review of Premises Licence by the Metropolitan Police Service - Fabrics

As you are aware, I have been monitoring the use of drugs and high levels of property crime associated with Fabrics for over a year now.

I have now received a report from a pathologist that indicates that the man who collapsed inside Fabrics on Sunday 21st October 2012 died as a result of an overdose of ecstasy. The death follows three other incidents in the last 18 months where a 28 year old man died and two youths aged 18 and 23 years were left in a life threatening condition after collapsing at the club. The Metropolitan Police Service has serious concerns for the safety of individuals using the club.

Despite numerous meetings with yourself and members of your management team aimed at reducing theft at Fabrics, the level remains unacceptably high. The chart accompanying this letter demonstrates levels of crimes associated with Fabrics over the past 22 months.

Having reviewed the drug related incidents associated with the premises and information provided to me by undercover officers who have visited the premises, I consider that Fabrics is a place where the use of drugs is accepted by staff and management, and patrons expect to be offered and dealt drugs. The information indicates that the risk to public safety is aggravated because of the length of the licensing hours and absence of last entry time, which delivers intoxicated patrons into a vibrant drugs market and encourages them to take drugs for longer.

Crime statistics demonstrate that Fabrics remains in the top 5 of all licensed premises in London with a total of 69 crimes recorded in the last 12 weeks.

Following legal advice, the Metropolitan Police Service is satisfied that Fabrics are failing to promote the licensing objectives of public safety and prevention of crime and disorder. We are satisfied that the threshold for a review under section 51 Licensing Act 2003 has been met.

However, taking into account our history of working together to address these issues and your apparent willingness to seek a solution through negotiation, the Metropolitan Police are on this occasion prepared to engage in negotiation to improve public safety and reduce the current levels of crime.

In deciding not to commence review proceedings at present, the Metropolitan Police Service have specifically followed the direction provided in paragraph 11.10 of the Guidance issued under s.182 Licensing Act 2003 which states that:

“Where authorised persons and responsible authorities have concerns about problems identified at premises, it is good practice for them to give licence holders early warning of their concerns and the need for improvement, and where possible they should advise the licence or certificate holder of the steps they need to take to address those concerns. A failure by the holder to respond to such warnings is expected to lead to a decision to apply for a review. Co-operation at a local level in promoting the licensing objectives should be encouraged and reviews should not be used to undermine this co-operation.”

Furthermore you are referred to paragraphs 11.27 and 11.28 of the aforementioned Home Office Guidance where it confirms that;

“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.....*

*11.28 It is envisaged that licensing authorities, the police and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that **revocation of the licence – even in the first instance – should be seriously considered.**”*

It is important to reiterate that should we fail to reach a satisfactory resolution in this instance, or the agreement reached fails to adequately reduce crime and improve public safety at the premises, the Metropolitan Police Service will have no choice but to proceed directly to a formal review of the premises licence before the licensing sub-committee.

The Metropolitan Police Service believes that the following provisions may assist in promoting the licensing objectives, namely public safety and the prevention of crime:

1. A last entry time to the club of 2 am to reduce the migration from other areas of already intoxicated (and therefore vulnerable) individuals.
2. The introduction of Club Scan as a condition of entry. This has shown to be an effective crime prevention and detection tool in other premises of similar size experiencing theft and drug misuse offences.
3. A reduction in operating hours to reduce the amount of time patrons are exposed to an environment where alcohol and drugs can be consumed together. The club should be closed by 5 am.
4. An Over 21 years entry policy to encourage a more responsible patron cohort.

Emma Scott, a Metropolitan Police Service solicitor has been instructed in the matter. I would be grateful if a copy of any correspondence regarding this case could be sent to her at the following address:

Directorate of Legal Services
Metropolitan Police Service
1st Floor
Victoria Block
New Scotland Yard
SW1H 0BG

I look forward to receiving your written response on the matters raised in this letter as soon as possible in order that we can expedite a mutually agreeable resolution.

Yours sincerely,

Steven Wallace
Detective Chief Inspector.

FABRIC Life

Minutes of Meeting

Thursday 21st August 2014

1200 Midday

Present:

Supt Steve Deehan - Met Police (SD)
Gary Kirby - Fabric Life Owner (GK)
Terrie Lane - Islington Licensing Manager (TL)
Inspector Debbie Pierson - Met Police South Area (DP)
Luke Laws - Fabric Life General Manager (LL)
Paul Durrand - Sabre Security (PD)
PC Paul Hoppe - Met Police (PH)

SD - Introduced the purpose of the meeting, being the prevention of further serious incidents at FABRIC life after the unexplained death of a customer of Saturday 26th July 2014. There have been three deaths and four 'near misses' since 2011 and there has been debate over whether drugs were responsible for these incidents. There must be more that the venue can do to prevent further deaths.

GK - Stated that these incidents had a detrimental affect on his staff - those who had been working that night had been traumatised by this latest incident. He was researching whether he could take legal action against those responsible for these incidents. GK also stated that he and his team were looking at lots of areas for improvement.

SD - This latest incident clearly evidenced that there was a problem with drugs and drug taking at the club. SD asked the question "Are you (FABRIC management) doing everything you can to prevent drugs from coming into the club?"
In order to protect the premises licence, what can you do to assist in fixing the situation.

GK - Gave a practical example of how easy it was to smuggle drugs into a venue to the quantity of drugs carried (watch).

SD - Suggested the employment of a **drugs dog** to 'search' and filter through the customers outside the venue. As this is a non-intrusive measure, and would be an easy way to screen customers and prevent those who were in possession of drugs or had taken drugs entering the premises. This is because drugs leave trace on users/ handlers. Those customers the dog 'indicated' would not be allowed entry to the venue. They would be simply turned away and this would prevent further potential deaths at the premises.

GK - Pointed out that he felt it would be beneficial to increase the threat of prosecution on drug related offences as a way of dissuading users and dealers to attend the venue. He

gave an example where a local magistrate commented on handing prison sentences to dealers from nightclubs.

SD - He would consider speaking to local CPS and Court to establish a positive charge policy and to create a community impact assessment for drug offenders at the premises as part of the overall plan. But this would not *prevent* drugs from coming into the venue. He also reminded all present that Coroners make comment and recommendations after findings at their inquests. The Police would also continue to run policing operations in the local area to prevent the use and supply of drugs, but further action was necessary at the door of the premises.

DP - A recent operation near FABRIC resulted in more than 20 police cautions for drugs. While not directly linked to the venue, this indicated a drugs problem in the general locality.

PH - Stated that he felt *prevention* of getting drugs into the venue in a high profile way, such as with a drugs dog, is the key to stopping deaths. As this is not something that lots of venues do, it would make a impact on the club scene and word would spread.

GK - Stated he was clearly very keen to work with police but also stated that he had to keep an eye on the commercial affect of any policy changes he introduced. He said that although he could see that a drugs dog would be beneficial to his venue, he was concerned that these customers would only go to another venue. He also stated that if the drugs dog was successful, would it be rolled out across the Borough? He also asked if he had a liability for those people he turned away, knowing that the dog had positively indicated they had contact with drugs.

SD - Explained that many people may have had an inadvertent contact with drugs (such as police confiscating drugs), but the key was, that customers who had this contact should not be allowed into the venue due to the number of deaths. He indicated that the Police would suggest similar measures to other club owners were there was evidence of a significant problem and Fabric management did not have a responsibility to those turned away. The Police would expect that if someone was turned away and they appeared ill or unable to look after themselves the club would call an ambulance or police. We would however expect that those individuals were being detected now.

SD - Reminded all it should also be noted that the Police are very keen to work in partnership with local operators, the local authority and all parties to resolve issues in the community. That said however the Police have an enforcement role and where appropriate even when we have worked in partnership to resolve issues there may be a need to uphold the law by enforcing legislation against licence holders and operators.

GK - Stated he was keen to work together with Police to reduce crime and disorder.

Action Points:

SD - to take advice from Central Licensing on a general drugs policy and the use of a drugs dog.

SD - To approach the local CPS to establish a positive charge policy for drugs possession at Fabric and a community impact statement to be prepared for the court.

GK - to take advice from his own legal team on the implications of employing a drugs dog and respond to the local authority licensing department.



**METROPOLITAN
POLICE**

TOTAL POLICING

SAH/5

18th September 2014

Gary Kilby
Managing Director
Fabric
77a Charterhouse Street
London
EC1M 6HJ

By Email

DIRECTORATE OF LEGAL SERVICES

**Director: Hugh Giles
Solicitor**

New Scotland Yard
Broadway
London SW1H 0BG

DX: 134700 VICTORIA 7

Enquiries to: Emma Scott

Direct line: 020 7230 7121
Facsimile: 020 7230 7516
Switchboard: 020 7230 1212

Your ref:

Our ref: L/107257/EJS

Emma.Scott@met.police.uk
Service not accepted by e-mail

Dear Sirs,

Re: Review of Premises Licence by Metropolitan Police Service - Fabric Nightclub

Following the death of a customer at the premises on the 26th July 2014 you attended a meeting with me on the 21st August 2014. The purpose of this meeting was to discuss the fact that there had been three deaths and four "near misses" at the premises since 2011.

I explained at the meeting that is our firm belief that these incidents were all linked to the consumption of drugs and I found it difficult to believe that it was purely coincidence that no other licensed premises has experienced such an unacceptably high level of drug related casualties.

At the conclusion of the meeting, the MPS made recommendations regarding a number of initiatives we believed the premises could implement, which could assist in reducing the opportunities for drugs to be covertly taken into the premises.

However, just a few weeks later, on the 15th September 2014 at 14.34 hours the MPS were called to the Royal London Hospital to attend an 18 year old female who remains on a life support machine after consuming what is suspected to be MDMA/ecstasy within your nightclub. We have been informed that the hospital currently await the patient's family to arrive before her life support machine is switched off.

It is of particular note that at no point were we notified about this latest incident by your staff. As you are well aware, this unacceptable inaction by your premises has the potential to seriously frustrate a criminal investigation by preventing the MPS from maximising forensic opportunities.

Lexcel

Practice Management Standard
Law Society Accredited

I am extremely concerned and very disappointed that I find myself addressing you regarding yet another serious drug-related incident that has occurred within your premises.

I am therefore writing to formally confirm our grave concerns for the safety of individuals using the club.

Whilst efforts have been made by the MPS to informally identify and resolve the issues at the premises, almost a month later I do not believe any of the recommendations have been introduced and we are facing another potential drug-related fatality. I make it absolutely clear that the MPS are of the clear view that the current position is untenable.

I have taken legal advice on this case and have been advised that as Fabric is failing to promote the licensing objectives of public safety and prevention of crime and disorder, the threshold for a review under section 51 Licensing Act 2003 has been met.

I am reminded that this borough wrote to you in a similar vein on 18th December 2012 and I enclose a copy of that letter for your information.

In coming to the decision to pursue a review rather than to continue to negotiate with you, the MPS has paid particular heed to the following paragraphs of the section 182 Licensing Act 2003 guidance;

11.10

"Where authorised persons and responsible authorities have concerns about problems identified at premises, it is good practice for them to give licence holders early warning of their concerns and the need for improvement, and where possible they should advise the licence or certificate holder of the steps they need to take to address those concerns. A failure by the holder to respond to such warnings is expected to lead to a decision to apply for a review. Co-operation at a local level in promoting the licensing objectives should be encouraged and reviews should not be used to undermine this co-operation."

11.18

"However, where responsible authorities such as the police or environmental health officers have already issued warnings requiring improvement - either orally or in writing - that have failed as part of their own stepped approach to address concerns, licensing authorities should not merely repeat that approach and should take this into account when considering what further action is appropriate".

11.27

"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....."*

11.28

"It is envisaged that licensing authorities, the police and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered." (my emphasis).

The MPS believes that having now raised this issue twice with your premises in the last two years, we have given you adequate warning of our concerns. Furthermore, in recent months and following a further fatality at the premises in July, we have attempted to work with you and make recommendations which you have chosen not to implement.

I anticipate that in response to this letter you will dispute the culpability of your premises in these unfortunate incidents. I would point out that the licensing regime is not about establishing guilt of any party, it is about diagnosing problems and taking remedial action in order to promote the licensing objectives. With the unacceptable level of serious incidents occurring at this premises, I challenge you to assert there is not a problem in the operation of your nightclub. The MPS would be neglecting their duties and responsibilities if we allowed this alarming trend to continue.

The purpose of this letter is to be open and transparent with you regarding our intentions. We are currently in the process of collating the evidence required to lodge our review application with the local authority and anticipate that this will be complete within 7 days.

I can indicate that revocation is being seriously considered as the only viable option available to prevent any further drug related deaths. It appears from evidence that Fabric is a nightclub which is intrinsically linked to the consumption of class A drugs by virtue of the genre of music it caters for. The information indicates that this risk to public safety is aggravated because of the expansive licensing hours and absence of last entry time, which delivers intoxicated patrons into an environment where drugs are available and encourages them to drink/ take drugs for longer.

However, as you are aware, the provisions that the MPS has previously discussed with you in order to promote the licensing objectives are as follows;

1. A last entry time to the club of 3 am to reduce the migration from other areas of already intoxicated (and therefore vulnerable) individuals.
2. The introduction of Club Scan as a condition of entry. This has shown to be an effective crime prevention and detection tool in other premises of similar size experiencing theft and drug misuse offences.
3. A reduction in operating hours to reduce the amount of time patrons are exposed to an environment where alcohol and drugs can be consumed together. The club should be closed by 5 am.
4. Deployment of a drugs dog and agreement from the premises that upon indication an individual would be refused entry.

In addition to the above the MPS now view the following 2 additional points as also being required;

5. 100% search regime as a condition of entry.

6. Raising the minimum entry age to 21 in order to provide additional protection to potentially vulnerable young people.

The prime objective for the MPS is to promote the licensing objectives in an expeditious and effective manner and prevent any loss of life. It would be preferable for both parties not to engage in lengthy and costly review proceedings if it were at all avoidable. I would therefore be grateful if you could confirm in writing by 4pm, 25th September 2014 whether you are willing to agree to these conditions.

I make it clear that in the absence of any satisfactory agreement incorporating these provisions, the MPS will have no choice but to proceed with our review application without any further recourse to you.

Emma Scott, a Metropolitan Police Service solicitor has been instructed in the matter. I would be grateful if a copy of any correspondence regarding this case could be sent to her at the following address:

Directorate of Legal Services
Metropolitan Police Service
1st Floor
Victoria Block
New Scotland Yard
SW1H 0BG

I look forward to receiving your written response on the matters raised in this letter by 4pm, 25th September 2014.

Yours faithfully

Steve Deehan
A/Chief Superintendent
Islington Borough
Metropolitan Police Service

Emma Scott
Solicitor
Directorate of Legal Services
Encs

Cc: Jan Hart, Service Director Public Protection, London Borough of Islington.

Emma Scott
Directorate of Legal Services
Metropolitan Police Services
1st Floor
Victoria Block
New Scotland Yard
LONDON
SW1H 0BG

Our ref PW/APS/FAB001-1-9/1047

Your ref

23 September 2014

Dear Sirs

Fabric Life Limited – 77A Charterhouse Street, London

We are writing on behalf of our client, the operators of Fabric and with reference to your letter dated 18 September 2014. We would like to give you our assurance that this is being treated most seriously and we have carried out significant work this weekend with our client to review and revisit their systems set against the content of this letter. The owners, management and staff of the premises are hugely affected when a young person decides to take drugs before visiting our venue and with such horrendous consequences.

After the death of a customer at the premises on the 26th July 2014 our clients attended a meeting with you on 21 August 2014. Our client debriefed us on this meeting immediately after it and asked us to look at the legality of using a drugs dog in relation to the queue. Our initial concerns, but with no desire to frustrate our clients working relationship with you, was surrounding the issues of:

- Public liability insurance;
- The use of the dog on land not controlled by our clients;
- Human Rights Issues;
- Availability/reliability of the service.

Other initiatives were also discussed and our clients have asked us to stress that they are fully supportive of any measures which clearly support the promotion of the licensing objectives. The only delay in responding was due to the court commitments of Paddy Whur who was involved in back to back licensing appeals and we apologise if there is a sense of tardiness in responding. This is purely down to significant court commitments and not reflective of our clients continuing desire to work with you to mediate an outcome.

It is hugely disappointing that during this period our clients have had another tragedy. Your letter states that it is unacceptable that our client did not report this incident to the Police and you state that this inaction has the potential to seriously frustrate a criminal investigation by preventing the MPS from maximising forensic opportunities. Our client has informed us that this incident was handled the same way that other incidents have been handled i.e. the Ambulance Service were informed and thus the Police. There was nothing different in the way this matter was handled if any other similar events.

We have assessed all of the retained crime logs going back over the 18 month period since we have been retained to assist Fabric in their Licensing Act responsibilities. We do not accept that Fabric is failing to promote the licensing objectives of public safety and prevention of crime and disorder. We are, however, instructed to work with them to satisfy you that it would be inappropriate to bring a review of the premises licence. We apologise for the delay in responding to the previously suggested initiatives but, as we highlighted, this was a Woods Whur issue on timings. We have now also had the opportunity to look at other premises licences and also look at the Fabric premises licence to assess what measures could satisfy you that a review would not be necessary and that a minor variation could be lodged to amend the licence.

Your letter contains the following passage:

“I anticipate that in response to this letter you will dispute the culpability of your premises in these unfortunate incidents. I would point out that the licensing regime is not about establishing guilt of any party, it is about diagnosing problems and taking remedial action in order to promote the licensing objectives. With the unacceptable level of serious incidents occurring at this premises, I challenge you to assert there is not a problem in the operation of your nightclub. The MPS would be neglecting their duties and responsibilities if we allowed this alarming trend to continue.”

It is not over stating the situation to say that our clients have agonised over the recent two tragedies and have tried to rationalise their operation set against these issues. They have constantly re-assessed their operation and systems over the whole time they have been open and trading. The incidents you refer to, the contact they have had with you and the tone of the most recent letter has brought their position clearly in to focus and we have worked hard again over this weekend before responding. We are sure that your operational officers will also revert to you with their views of our clients operation after visiting this weekend.

Your letter has suggested a number of potential changes to the operational style/premises licence as being a potential alternative to requesting a revocation of the premises licence.

The measures and our client's response to those measures are set out below:

1. “A last entry time to the club of 3 am to reduce the migration from other areas of already intoxicated (and therefore vulnerable) individuals.”

This is not something the operator could offer. It is not believed that this measure would do anything to further the licensing objectives. Our clients premises are not a traditional High Street nightclub where people gravitate to after consuming alcohol in the circuit bars that lead into it. We are aware of situations where a last entry time is a useful tool to deal with crime and disorder issues associated with peoples behaviour at those premises. However, we can not see that this would be a relevant measure with the issues highlighted at Fabric. Accordingly, with not seeking to be disruptive, our client feels this would not be appropriate and would, therefore, be disproportionate.

2. “The introduction of Club Scan as a condition of entry. This has shown to be an effective crime prevention and detection tool in other premises of similar size experiencing theft and drug misuse offences.”

Our client would accept this condition being attached to their premises licence.

3. “A reduction in operating hours to reduce the amount of time patrons are exposed to an environment where alcohol and drugs can be consumed together. The club should be closed by 5 am.”

This is not something the operator could offer. It is not believed that this measure would do anything to further the licensing objectives. The issues raised at the premises, whilst being tragic, do not reflect crime and or disorder at the premises. We have been told that the enforcement agencies are satisfied that the search measures at the venue are as good as exist within London. Mr Kilbey has stressed in meetings the lengths the management go to in relation to their search policies and the continuing evolving process. It is also accepted that the medical facilities at the venue are again as good as anywhere. The issue of individuals wanting to take recreational drugs is an increasing societal problem. Our client wants to work with all agencies to help to eradicate the sale or supply of drugs and will continue to work to remove/reduce personal use of drugs in the venue. The safety of the in excess of 360,000 customers per year at the venue is of paramount concern to our clients.

4. "Deployment of a drugs dog and agreement from the premises that upon indication an individual would be refused entry."

This is something that they are prepared to offer at the venue as long as they can confirm that all potential legal issues are covered. However, the wording of a suitable condition would need to be agreed. They have looked at the service provided by Top Dog and K9 and are just assessing the logistics. Our client agrees to this in principle but need to have a properly worded condition agreed. We are more than happy to complete a first draft for your approval.

In addition to the above the MPS now view the following 2 additional points as also being required;

5. "100% search regime as a condition of entry."

Our client would offer this as a condition on their licence.

6. "Raising the minimum entry age to 21 in order to provide additional protection to potentially vulnerable young people."

Our client does not feel that 18-21 year old customers are put at an additional risk at the venue and do not feel this condition would further promote the licensing objectives. Our client believe this would be a disproportionate condition.

Our client accepts that the prime objective for the MPS is to promote the licensing objectives in an expeditious and effective manner and prevent any loss of life. They are in agreement that it would be preferable for both parties not to engage in lengthy and costly review proceedings if it were at all avoidable. We hope that in the circumstances the offer to place the additional conditions on the premises licence is further evidence of our client's desire to work with you in partnership to this effect.

Could all correspondence on this matter please be directed to Paddy Whur.

Yours faithfully


Woods Whur

30th September 2014

Patrick Whur
Woods Whur Solicitors
33 Cavendish Square
London
W1 0PW

Also By Email

DIRECTORATE OF LEGAL SERVICES

Director: Hugh Giles
Solicitor

New Scotland Yard
Broadway
London SW1H 0BG

DX: 134700 VICTORIA 7

Enquiries to: Emma Scott

Direct line: 020 7230 7121
Facsimile: 020 7230 7516
Switchboard: 020 7230 1212

Your ref:

Our ref: L/107257/EJS

Emma.Scott@met.police.uk
Service not accepted by e-mail

Dear Sirs,

Re: Review of Premises Licence by Metropolitan Police Service - Fabric Nightclub

Thank you for your letter dated 23rd September 2014.

I must express some considerable disappointment on behalf of my client, that whilst your letter appears conciliatory, your outright dismissal of three of the carefully considered proposals put forward by the MPS causes us to question your client's commitment to prevent a similar incident re-occurring at the premises.

Furthermore, we were also concerned to note that the officers who visited your client's premises on Saturday 20th / Sunday 21st September 2014 witnessed at least one male in the medical room who was clearly under the influence of some type of stimulant and receiving care from staff. Doorstaff also reported that they had caught two males attempting to smuggle in a quantity of drugs in their belts the previous night.

Your letter confirms an agreement to 100% search regime and the introduction of Club Scan, both as conditions of entry. I presume your client is content to add these to the premises licence as a minor variation without delay? I would be grateful if you could provide the precise wording of the conditions you propose to add to the premises licence in this regard.

You explained in your letter that your client has been investigating the viability of an initiative using drugs dogs since the meeting on 21st August 2014. I would be grateful for the result of those investigations forthwith as well as your first draft of a proposed condition. Again, assuming an agreement can be reached on this particular condition may I infer from your letter that there are no objections to this also being dealt with by way of a minor variation?

As confirmed in our letter dated 18th September 2014, the MPS maintains that the exceptionally generous licensing hours that Fabric nightclub benefits from, forms part of the lure to this particular clientele whose safety in these premises cannot be properly secured.

Whilst we are of course encouraged that your client has acceded to three of the proposals, the blanket refusal to entertain the remaining three leaves us with no choice but to proceed with a review of your client's premises licence. As confirmed in previous correspondence, whilst we have tried to take a pragmatic and expeditious route to resolving our concerns with the premises by offering a regime of proposals to counter drug use at the premises, on the basis this has not been accepted in full, we reserve the right to request revocation at any subsequent review hearing.

We will now collate all relevant evidence in order that we can present the licensing sub-committee with the fullest picture, to assist them in their consideration of this matter.

Accordingly, I would be most grateful if you could assist us by providing the following information at your earliest convenience please;

1. Records your client holds relating to the use of the medical room for the past 6 months (redacted to remove third party details if necessary) specifically detailing the numbers of casualties, symptoms, ages, time and result.
2. Records of drug seizures for the past 6 months (both at point of entry and within the club).
3. Percentage sales of non-alcoholic drinks against alcohol within the club for the past 6 months.

Finally, I regret to inform you that the 18 year old girl taken ill at your client's premises on the 14th September 2014, sadly passed away on the 18th September 2014.

I look forward to hearing from you.

Emma Scott
Solicitor
Directorate of Legal Services

SAH/8

Emma Scott
Directorate of Legal Services
Metropolitan Police Service
1st Floor
Victoria Block
New Scotland Yard
LONDON
SW1H 0BG

Our ref PW/APS/FAB001-1-9/1047

Your ref

13 October 2014

Dear Sirs

Fabric Life Limited – 77A Charterhouse Street, London

We write with reference to previous correspondence. Our client has now had the opportunity to consider all aspects of the current situation. They have asked us, at the start of this letter, to highlight again their intention to work with all agencies to do their very best to reduce the possibilities of young individuals becoming ill at their venue when they have decided to ingest illegal substances. We have highlighted in the previous letters that these deaths have had a profound impact on staff and management. Our clients have invested and reinvested in training and support to deal with the impact of people who ingest drugs elsewhere and those who manage to secrete drugs on themselves to defeat the rigorous point of entry searches.

We have now had the opportunity to hold a conference with Philip Kolvin QC of Counsel and have perused all key historical documentation and retained correspondence and data.

We appreciate the need for an urgent response and have attempted to deal with as many issues as is possible within the suggested deadline for securing a response by the end of this week.

Our client feels, and we agree, that it is critically important to set out as complete a position as possible for your consideration.

Fabric Nightclub has traded in its current style and physical layout since October 1999. The present ownership has been in existence since June 2010 but there has been continuity of key management personnel throughout the whole of that period. Since the premises opened in 1999 there have been just under 6 million visitors to the premises.

For the 15 year period they have been described in independent polls and magazines as one of the top 3 worldwide venues of its type and from time to time described as the world's top venue of its type. These reviews coming from various independent sources and polls.

Fabric is nationally and internationally held as a benchmark for its type of venue and is a major draw of people both to Islington and London. It is on the agenda of many young travellers who want to visit the premises on at least one occasion.

Throughout the whole of this period the trading style and music offer has changed modestly with the times. The premises have always been at the forefront of showcasing current DJ talent and the resident DJs have

been at the premises for virtually the whole of the trading period of operation. Importantly through this time period there has also been continuity with key management and security staff.

Throughout the period the operator has never rested on their laurels with regard to the supervision and management of the premises and have worked to all requested local initiatives. They have lead on promoting initiatives themselves which have been adopted into the wider area.

The premises had the benefit of a Justices Licence and Public Entertainment Licence until superseded by the Licensing Act 2003 when it came into operation in 2005. Even under the old legislation the premises enjoyed the latest opening licence in the Borough which was part of the attraction of its operating style. During this transitional period to the new Licensing Act in 2005 the operators secured Grandfather rights for their previous authorisation to sell alcohol and provide entertainment without the need for a hearing, the licence being granted under delegated authority.

As part of this process condition 19 (of the current premises licence) was attached to the premises licence which states as follows:

“The licensee shall comply with the procedures and practices contained in the venue operating plan. This plan may be updated sporadically to reflect new operating procedures. A copy of the updated plan should be submitted to the Licensing Authority for approval prior to ratification of the updated plan”.

The premises licence holder has always complied with this condition and the operating plan has been honed and refined until the current 2011 version. The contents of this key document have always been agreed in conjunction with both the Police and the Licensing Authority. This key document covers all aspects of management but importantly has sections dealing with the management of the queue at the front door, search policies, drugs policies, security team and steward management and medic provision.

In Licensing Act terms this would be seen as a “benchmark” for operations and in line with the Secretary of State’s Guidance under Section 182 of the Act which requests the promotion of local partnership work and engagement.

Throughout the period when there have been local requests and initiatives Fabric have always been active supporters of them.

In 2005 David Eyles of the Metropolitan Police Service devised an outreach project. The Police approached Fabric and highlighted to them that they always had trouble engaging with difficult youth communities in the estates on the Borough. Fabric and the Metropolitan Police devised a music workshop programme to be run at Fabric. DJs who would be an obvious draw to the Police target audience were invited “at no costs” to attend the outreach project. The Police then invited the target audience to attend and events took place at the premises where Police were seen to be in partnership with Fabric in trying to get the message over that many of the DJs/public figures in attendance had come from the same background as the audience. It was highlighted that the correct decisions can lead to a more positive outcome in young lives. This was seen as a hugely successful event earning the praise of David Eyles for the management at Fabric.

Fabric holds itself out as being a proud representer of EC1. Cameron Leslie of the premises, and then others, were instrumental in driving the set up of the local Pubwatch. The premises have chaired the Pubwatch since its inception and more often than not the Pubwatch meetings are hosted at Fabric. There is occasional Police presence at the Pubwatch meetings and also the Local Authority are represented. Fabric are clearly the main drivers of the local Pubwatch group.

Fabric were the only licensed premises invited to be part of the Independent Advisory Group for the City of London Police and regularly attended meetings from 2003 for the 3 years whilst this organisation was in

existence. This organisation was high profile and had a makeup of representations from the Foreign and Commonwealth Office, the City of London Police Committee, the Association of Disabled Professionals, Church representatives including the Archdeacon of London and other faith groups.

Fabric were involved in promoting their initiatives in the time period that this organisation existed.

Islington is promoting its night time economy through the Purple Flag initiative accreditation. It should be noted that the Council always include Fabric for the assessors of Purple Flag to attend and make an assessment of their premises. Fabric have never had an issue with this and are whole hearted supporters of the Purple Flag environment and the pride in trying to drive up standards within Islington Borough.

Throughout the whole of the period of operation our client has informed us that there has been a continuing change in the landscape of "competing" venues to Fabric in London. When their premises opened the main competition to them were as follows:

- The End
- The Cross
- Canvas
- The Key
- Turn Mills
- The Ministry of Sound

Of those venues only themselves and The Ministry of Sound have continued to operate. In 2005 to 2006 Fabric would know who their peers were. It is now significantly different and, for example, huge pop up events run by the London Warehouse Event Organisation can attract between 500 to 8000 people.

As a result of the most recent interaction with the Police and Licensing Authority the owners/operators of Fabric have looked closely to see in real terms what has changed since the inception of their business. There is a view that there has been a significant change in society's view and use of drugs/illegal substances.

The operators feel that members of public are using different versions of MDMA than was in existence previously and the societal changes in relation to drug use have lead individuals to be even more reliant/desiring to use recreational drugs than when the premises first opened.

Throughout the whole of this period they have been genuine partners in challenging social issues and engaging with all Police and Local Authority representatives.

It is clear to the owners of Fabric that their style of operation has not changed. They have constantly redoubled their efforts in relation to search and retention of drugs. The recent deaths at the venue have made them realise there are emerging trends in drug use by young people and their greater preparedness to experiment with and use a variety of available illegal drugs. Their view has been that these drugs are now more readily available and cheaper than they have been previously.

Wishing to redouble their efforts to keep drugs out of their venue they have decided to seek further additional support in understanding the current trends and issues. To this effect they have approached Professor Fiona Measham at Durham University. She is a Professor of Criminology at the School of Applied Social Sciences in Durham and has conducted research for the last 2 decades across a broad area of criminology and social policy. She is authoritative in the changing trends of legal and illegal drugs, the night time economy and the cultural context to the consumption, gender, regulation and policing of intoxication. She has been involved in significant research in relation to electronic dance music scenes and club drug cultures, issues of deterrence, displacement and desistance. A key feature of her research has been the development of diverse methods of data collection in leisure locations and will undoubtedly be

able to assist the operators in understanding these key changes. The operators are keen to share any data she produces and work with the authorities in Islington for the greater good.

It has not always been felt that the enforcement agencies have reciprocated in this regard in supporting Fabric in their efforts as could be highlighted in relation to an incident in June 2007. The operators suspected that a key member of the door team was supplying drugs at the venue. They had good intelligence and were concerned in that the individual was constantly going to the boot of his car during his shift.

Being fully aware of the potential implications, Fabric approached the Police and disclosed these facts to them giving his details and requesting assistance. It was agreed that the best way forward would be for Fabric to inform the Police as to when this individual was working at the venue and an arranged sting operation would be prepared so that he could be caught whilst going to the boot of his car where it was believed that drugs were being retained.

Three dates were set up by the Police as being when they would come and effect the sting. The Police did not attend on any of the three agreed dates. Finally they arrived unannounced at the premises on a date that had not been agreed in advance with the operators. They had not had the opportunity to prepare for the visit. The Police presented the position to another member of security staff saying that "your bosses think "X" is bringing drugs into the venue".

He was not arrested or even talked to and as a result of this the operators had to terminate his employment causing months of unrest with staff and members of the door company.

Notwithstanding this knock back the operators continued to work with the Police and have always supported any potential prosecutions sending members of staff to any Court hearings whilst paying for them as they could not attend work.

In 2005 the head of security, Mr Paul Durrand, contacted the owners of Fabric whilst he and other members of the door team were present at Snaresbrook Crown Court giving evidence in support of a Police arrest of a drugs dealer at the venue. This was a dealer who had been detected by the management systems at the premises and had been secured pending his arrest by the Police.

On the fourth day of the trial Mr Durrand called the case officers saying that he and the other members of the security team were being intimidated and given death threats by gang members at Snaresbrook Crown Court. They were then followed out of the Court and chased around the North Circular whilst members of the management of Fabric sought to get Police assistance for them. The members of staff were directed to come back to the premises and fortunately those that were following them making the death threats lost them in the traffic. The Police never returned the managements call and did not even phone the following day to see what had happened.

This lack of support has caused concern to the operators but they have never withdrawn their support in any Police cases. Luke Laws the current Designated Premises Supervisor was nominated in 2012 by Holborn CID (Adam Knott) for a Crime Scene Management commendation award.

More recently he has cancelled his holiday times which were booked to attend at a trial at the Crown Court to give evidence against a drugs dealer which collapsed through lack of other witnesses attending to give evidence.

This similar level of support has been given to a line of Operational and Police Licensing Officers in Islington since the premises opened for trading in 1999.

When the premises did open the Police highlighted that there was going to be a new understanding with operations in relation to drugs. Barry Leach was then then the Police Licensing Officer and asked our client to be open and transparent with their drug search, collection and retention. The operators have always given this their full support and throughout this period a significant amount of drugs has been removed from circulation by stringent search and retention policies. The operators feel this should not be lightly overlooked. Society's use of drugs has changed and Fabric have strengthened their search policies and medical facilities to care for people who have made the conscious decision to use recreational drugs. These people would have socialised having drugs in their possession if Fabric were not there. Fabric search policies have removed a large amount of drugs from circulation. Importantly their first rate medical facilities have a positive effect on anyone who is taken ill after ingesting drugs. Fabric have always, and will continue to help support those who are found ill at the venue by their own personal decisions. This is not just a business for the owners. There is a huge amount of emotional investment into the Fabric brand and loyal customer base. They want to provide a safe environment for their loyal customer base to socialise.

This is proactive as well as reactive. All their staff are trained to look for people who may be over intoxicated through drink and or drugs. They will approach anyone who needs help or some time out and support them with either just some fresh air or medical assistance if needed. Having looked at some of their competitors they feel that they go significantly further in their proactive approach to deal with anyone who may be in difficulty. This responsible proactive approach is significantly better than either waiting until it is too late, doing nothing, or turning people away/removing them from the premises where there may be no support or care available.

At the same time that Fabric opened "Home" opened in Leicester Square and it was billed as the clash of the Super Clubs. They did not engage in the partnership approach that our client had followed and were closed down shortly after due to the amount of drug related issues at the premises.

Throughout the whole of the period whilst there has been a series of different Police Licensing Officers Fabric has always been supportive of ongoing initiatives.

Up until recent negotiations with the Licensing Authority, Fabric have not been requested or directed to change their premises licence or operating style. They have however updated the operating plan requirements of condition 19 of the licence to reflect additional changes. They have always had a strong and proactive working relationship with the changing personalities at local policing and authority level. This is backed up by the retained records and meeting notes/correspondence at Fabric's offices.

Through the period of 2011 to 2012 the Police focus in meetings with our client was directed heavily at acquisitive theft taking place in the venue. Our client always felt that the premises were high on the list of premises with crimes due primarily to the issue of phone theft. In various meetings that took place during this period our client highlighted that their concern was that a number of the reported thefts were not in fact thefts but were situations where people had lost their mobile phones and reported the theft for insurance purposes.

When reviewing the statistics of that time period 95% of the offences recorded against the venue were in fact reports of thefts of mobile phone. All of this data has been retained and again reviewed. As a result of concerns raised by the Police in this regard our client invoked a large number of initiatives. They were focused on trying to prevent the issues and carried out the following initiatives:-

- All staff wearing "is your phone safe" t-shirts. This initiative has been borrowed/copied by other operators at our instigation.
- A phone theft flyer was prepared which was handed out in the queue and given to people using the venue. This was a template which other venues have also used with their own logo being attached.

- Our client has blogs on their website and pop up windows highlighting the issue of potential thefts/loss of mobile phones at the venue.
- Our client instigated exit searching of people at the venue. This created a negative impact for us by the public but it has been continued.
- Our client opened a dedicated lost property area with a dedicated staff member.
- Our client has undercover spotters roaming around the venue keeping an eye specifically on potential theft or assisting customers who are not looking after their valuables properly.
- Our client circulates data on caught pick pockets London wide.
- Our client has phone theft warnings on pre-paid tickets.
- Our client beams the message of the flyer onto the walls within the venue.
- Other operators have been given copies of all of this and our client is happy to share best practice.

This was reflected by a visit during operation Condor in September 2013 when Commander Chisty arrived at Fabric's front door and introduced himself. He was accompanied by a number of other officers including PC Steve Harrington (the Licensing Officer) and DCI Steve Wallace. Other officers in attendance were from the Pan London Licensing Team. Commander Chisty was taken around the premises. He was shown the entry and search procedures. He visited the smoking area and was complimentary on the operator procedures for controlling the area. He visited the search room and the search, seizure and logging of drugs was explained to him at which he said "this all seems very tight". He visited the medic area. He visited the VIP balcony and observed room 1 from the balcony. At this point he saw the beamed message on the wall in relation to being careful about phone thefts. His response was "this is an example of best practice". On completion of the visit he stated that he was happy with what he had seen and the Police were not looking to close down venues.

This highlights again the best practice which the operators have consistently followed which was also exhibited by an email received by David Hutchinson on the 4 September 2012 when he commended the operator for "the excellent work by the staff at the weekend in arresting suspected pick pockets at the premises and retaining the individuals until the Police arrived."

Turning to the specific requests in your letter of the 1 October 2014. You made three requests in this letter as follows:-

1. Records your client holds relating to the use of the medical room for the past 6 months (redacted to remove third party details if necessary) specifically detailing the numbers of casualties symptoms, ages, time and result.

As we are sure that you will appreciate this is a significant piece of work to be able to give you an accurate position on this and will take some more time to complete.

2. The records of drugs seizures for the past 6 months (both at point of entry and within the club).

Again this information can be collated. These documents are retained at the premises and have been inspected periodically by the Police. However it will take some time to pull this information together.

3. Percentage sales of non alcoholic drinks against alcohol within the club for the past 6 months.

We have been able to interrogate the system and the statistics show that in the previous 6 months sales of soft drinks account for 17.94% of the total sales the balance being for alcohol. The statistics are further broken down to show that on a Friday night the average alcohol serving per person is 2.98, Saturdays 3.35 and Sundays 3.28. Peter Marks of Luminar Leisure and the ALMR (Association of Licensed Multiple Retailers) have recently stated that the average statistic for serving per person in late night venues is 2.5 servings.

Referring in more detail to the requests in Steve Deehens's letter of 18 September our client makes the following comments.

1. "The last entry time to the club of 3.00am to reduce the migration from other areas of already intoxicated (and therefore vulnerable) individuals".

This is not something the operator could offer. It is not believed that this measure would do anything to further the licensing objectives. Our client's premises are not a traditional high street nightclub where people gravitate to after consuming alcohol in the circuit bars that lead in to it. We are aware of situations where the last entry time is a useful tool to deal with crime and disorder issues associated with people's behaviour at those premises. However, we cannot see that this would be a relevant measure with the issues highlighted at Fabric. Accordingly, whilst not seeking to work in partnership our client feels that this would not be appropriate to promote the licensing objectives and would, therefore, be disproportionate.

2. "The introduction of club scan as a condition of entry. This is shown to be an effective crime prevention and detection tool in other premises of similar size experiencing theft and drug misuse offences".

Our client has some concerns in relation to this particular condition in that the Police have raised the issue about the management of our client's queue previously. However they would be prepared to work with the responsible authorities on this issue and offer a condition stating:

"Club scan will be installed, maintained and used at the premises. This will be utilised when necessary to screen entrants to the premises. The data created by the system, including related reports, will be made available to an employee of the Metropolitan Police Service or Licensing Authority immediately upon request when the premises are opened to the public and at all other times as soon as is reasonably practicable".

3. "A reduction in operating hours to reduce the amount of time patrons are exposed to an environment where alcohol and drugs can be consumed together. The Club should be closed by 5.00am".

This is not something the operator could offer. It is not believed that this measure would do anything to further promote the licensing objectives. The recent fatalities, whilst being tragic, do not reflect crime and disorder at the premises. We have been told that the enforcement agencies are satisfied that the search measures at the premises are as good as exist within London. Mr Kilbey has stressed in meetings the length the management go to in relation to their search policies and the continuing evolving process.

It is also accepted that the medical facilities at the venue are again as good as anywhere in London. The premises have a minimum of 2 fully trained medics on duty at all times. This can rise to 4. All 22 Fire Marshalls have first aid training as do the 19-23 security staff.

The issues of individuals wanting to take recreational drugs is an increasing societal problem. Our client wants to work with all agencies to help to eradicate the sale or supply of drugs and will continue to work to remove/reduce personal use of drugs in the venue. The safety of the in excess of 367,000 customers per year at the venue is a paramount concern to our client.

The operators have analysed the circumstances surrounding the two recent deaths which have brought them to this point. It is particularly difficult to deal with young people who are prepared to risk their health by taking potentially legal drugs. They have looked at the CCTV from the point of entry and the way the individuals exhibited health issues through to their treatment at the venue. The systems the operators employ could not be criticised. However, further support in understanding individuals use of drugs will be canvassed through Professor Measham.

Public notices are retained at the premises which state:

WHEN ENTERING FABRIC YOU ARE CONSENTING TO A SEARCH UPON ENTRY AND WHEN EXITING THE VENUE AS A CONDITION OF ENTRY. IF YOU DO NOT CONSENT TO EITHER SEARCH YOU WILL BE REFUSED ENTRY AND/OR DETAINED UNTIL POLICE ARRIVE. IF YOU ARE FOUND TO BE IN POSSESSION OF DRUGS AND/OR WEAPONS POLICE WILL BE CALLED. CCTV IS IN OPERATION THROUGHOUT THE VENUE. ALL FOOTAGE IS MADE AVAILABLE TO THE POLICE.

MANAGEMENT RESERVE THE RIGHT TO REFUSE ENTRY. WHEN LEAVING PLEASE DO SO QUIETLY. PLEASE SHOW OUR NEIGHBOURS RESPECT.

The second notice states:

SEARCHING IS A CONDITION OF ENTRY TO PROTECT YOUR SAFETY AND THAT OF OTHER CUSTOMERS. WE WILL CONDUCT SECURITY SEARCHES OF PERSON'S CLOTHING, BAGS AND OTHER ITEMS WHICH WE REASONABLY DETERMINE AT OUR DISCRETION ON ENTRY AND ON EXIT IN RESPONSE TO ANY REPORTED CRIME INSIDE THE VENUE AND RESERVE THE RIGHT TO DISALLOW WITHIN THE VENUE ITEMS WHICH MAY BE ILLEGAL OR WHICH, IN OUR REASONABLE OPINION MAY CAUSE DANGER OR DISRUPTION TO THE EVENT, OR OTHER PATRONS (REGARDLESS OF WHETHER OR NOT SUCH ITEM IS ILLEGAL OR IS CARRIED FOR SPECIFIC PURPOSE), OR ARE OTHER PROHIBITED PURSUANT TO THESE TERMS AND CONDITIONS, INCLUDING, WITHOUT LIMITATION, FOOD AND BEVERAGES (OTHER THAN IS REQUIRED ON PROVEN MEDICAL GROUNDS) (ALL SUCH ITEMS "PROHIBITED ITEMS"). ANYONE FOUND IN POSSESSION OF ILLEGAL OR CONTRABAND GOODS MAY ALSO BE LIABLE FOR PROSECUTION. ALL ITEMS LEFT WITH SECURITY BEFORE ENTRY INTO THE VENUE ARE LEFT AT YOUR OWN RISK.

To further tighten the systems at the venue the operators have introduced internal audit/reviews of their own SIA door team on a periodical basis. This has been in excess of the standard position of most operators. As a further strengthening of the position our client has now instructed Adrian Studd.

Mr Studd is a retired 31 year service Metropolitan Police officer. He was Chief Inspector in charge of licensing for the London Olympic Games as well as being an Inspector and Chief Inspector for Metropolitan Police Service Clubs and Vice Unit (now SCD9 Serious and Organised Crime

Command) he will bring his experience and expertise to provide a further layer of support to our client. He was also heavily committed in assisting the drafting of the Safer Clubbing Protocols.

He headed up a team of officers with responsibility for supervision of licensing compliance at all Olympic venues. In this role he supervised a team of officers in visiting/working with both Olympic Park management and venue to review policies and procedures to ensure the flames were delivered safely and securely. He was awarded an Assistant Commissioners Commendation for this work.

He devised and implemented the MPS strategy "Safe and Sound" which seeks to improve the safety at licenced premises by reducing violent crime.

He represented the MPS and ACPO licensing lead in London and nationally. He has helped develop the national training for Door Supervisors.

The data of Adrian Studd and Professor Measham will be shared with relevant responsible authorities.

4. "Deployment of a drugs dog and agreement from the premises that upon indication an individual be refused entry"

Our client is prepared to introduce a drugs dog to the operation. A significant amount of work has been carried out recently to understand the practical and legal implications of using a drugs dog. A condition is offered in relation to this as follows:-

"For a period of 2 hours during trading on Friday and Saturday nights at the premises the operators will deploy a trained drugs dog to assist in their drugs search policies. Any individuals found to be in possession of drugs will be dealt with inline with the agreed drugs policy".

5. "One hundred per cent search regime as a condition of entry."

Our client is already undertaking the most vigorous of search policies. The main area of complaint that the operator receives is by individuals who found the search policy to be stringent and invasive. Our client will continue with this regime and will search all who enter the premises.

6. "Raising the minimum entry age to 21 in order to provide additional protection to potentially vulnerable young people".

Our client does not feel that 18 to 21 year old customers are put at an additional risk at the venue and do not feel that this condition would further promote the licensing objectives. Our client believes that this would be a disproportionate condition.


Our client is prepared to offer a further condition which states as follows:-

"The premise licence holder will hold a monthly minuted meeting with the Police and Licensing Authority representatives unless a less frequent meeting is required by those responsible authorities."

Our client has confirmed their continuing desire to work with all regulatory bodies to ensure a safe and well operated premises which promotes the licensing objectives and would make themselves available to meet representatives of the MPS and Licensing Authority if helpful at this stage.

You will also be aware that the operator has been working with the Licensing Authority and Police to "modernise" the Premises Licence for the venue. A meeting took place with representatives of the Responsible Authorities earlier in the summer. The most recent tragic event has cut across this exercise. Our clients reiterate their desire to continue with the process when thought appropriate.

Yours faithfully


Woods Whur

23rd October 2014

Patrick Whur
Woods Whur Solicitors
Devonshire House
38 York Place
Leeds
LS1 2ED

Also By Email

DIRECTORATE OF LEGAL SERVICES

Director: Hugh Giles
Solicitor

New Scotland Yard
Broadway
London SW1H 0BG

DX: 134700 VICTORIA 7

Enquiries to: Emma Scott

Direct line: 020 7230 7121
Facsimile: 020 7230 7516
Switchboard: 020 7230 1212

Your ref:

Our ref: L/107257/EJS

Emma.Scott@met.police.uk
Service not accepted by e-mail

Dear Sirs,

Re: Review of Premises Licence by Metropolitan Police Service - Fabric Nightclub

I write further to your letter dated 13th October 2014.

I do not intend to rehearse once again the significant concerns of the MPS repeatedly addressed in previous correspondence. However, given our clear and consistent communication regarding the nature of the MPS concerns and the immediate action expected on behalf of your client to ensure there are no further serious incidents of this nature at the premises, I once again note with some disappointment that despite assurances to the contrary in the early part of your letter, the substance of your proposals are at best underwhelming.

With regards to the requests for information in points 1 and 2 of your letter, I note that no time scale for provision of the information is volunteered, but we are simply informed that it may take "some time to pull this information together". The information has still not been provided. This is simply unacceptable. We seek this information, in order to follow the enforcement approach set out in the section 182 Licensing Act 2003 guidance, that is, to adopt a diagnostic approach to problems before taking a proportionate response.

The information requested should be readily available to your client as it is our understanding it is recorded within documents that are retained at the premises, a point conceded with regards to item 2. Furthermore there is a notable absence of explanation as to why this information should pose such a difficulty to produce in a timely manner.

I proceed to the responses on the measures proposed by the MPS which were previously agreed in principle by your client in correspondence.

Despite previous indication of acceptance of a club scan condition upon the licence, it is our view that the draft proposed in your letter with regards to implementation is almost worthless. The

incorporation of the words "utilised when necessary" creates ambiguity and makes it impossible to enforce.

Again, with regards to the deployment of a drugs dog, we are greatly concerned to note that your proposal seeks to deploy this measure for just two hours a night. As you are aware, your client enjoys exceptionally long hours of trading. Implementation of this condition for just two hours a night could potentially leave around 7 hours of admittance time without this essential measure in place. Without this measure in place, the MPS cannot be satisfied or reassured that drugs or persons recently having ingested drugs, will not be entering your client's premises. Whilst this continues, there is a real risk that there will be further drug related deaths occurring within your client's premises. I reiterate that this position is untenable and unacceptable and your client's proposal suggests either a misunderstanding or ambivalence to this position.

As previously confirmed in correspondence, the MPS is clear that if your client does not proffer a satisfactory resolution in respect of this matter, we will have no choice but to instigate review proceedings to impose measures upon your client to promote the licensing objectives.

I now have firm instructions to proceed with a review application to seek, at the very least, appropriate conditions relating to club scan and the deployment of drugs dogs in accordance with the observations set out above which the MPS believe are the absolute minimum that can be implemented to avoid any further drug related deaths without seeking a full revocation of the licence.

However, we had hoped to obtain the information sought from your clients before we did so in order that we might be properly informed before taking such formal action.

In the spirit of cooperation, my client will agree to defer this application for review for 7 days from the date of this letter. In this period however we expect to receive the following;

1. Records your client holds relating to the use of the medical room for the past 6 month specifically detailing the numbers of casualties, symptoms, ages, time and result.
2. Records of drug seizures for the past 6 months (both at point of entry and within the club).
3. Percentage of units of non-alcoholic drinks sold, against alcohol within the club (as opposed to sales balance) for the past 6 months.
4. Revised proposals for clear, enforceable and effective conditions regarding use of both club scan and the implementation of a drugs dog as condition of entry.

If I do not hear from you by 4pm on 30th October 2014, I will lodge the review application on behalf of the MPS without further recourse.

I reserve the right to produce both this letter and previous correspondence to the sub-committee, in order to evidence the efforts made by the MPS to resolve this matter and the apparent reticence of your client to accede to these reasonable requests.

Emma Scott
Solicitor
Directorate of Legal Services

SAH/10

Emma Scott
Directorate of Legal Services
Metropolitan Police Service
1st Floor
Victoria Block
New Scotland Yard
LONDON
SW1H 0BG

Our ref PW/APS/FAB001-1-9/1047

Your ref

28 October 2014

Dear Sirs

We write with reference to your letter of 23 October.

We would like to reiterate on behalf of our client their continued desire to work in partnership with the MPS and other Responsible Authorities. There is a suggestion in your letter that our client is prevaricating with their response and we hope that from this letter you will accept this is not the case. They are willing to make immediate changes voluntarily whilst their impact is assessed.

They have always aimed to provide a safe environment for their customers and are striving to ensure that any new measures/changes in style of operation do not have an inadvertent negative consequence on any of the Licensing Objectives. To this end, Professor Measham, is visiting the premises at her first free day in November to ensure that these changes reach their intended goals.

Our client wants to continue their strong working relationship with the MPS and is willing to implement the use of ID scan and a drugs dog at the premises with immediate effect whilst the impact of the introduction is assessed by all those with a vested interest.

It is clear that these measures will have an operational impact and there have, in the past, been concerns raised over the length/management of the queue to the premises. Our client feels that there should be an assessment of the introduction of these measures on a voluntary basis whilst the protocols are agreed with you, the Licensing Authority and an input from Professor Measham.

In relation to your 4 specific points:

1. Records your client holds relating to the use of the medical room for the past 6 month specifically detailing the numbers of casualties, symptoms, ages, time and result.

-Observations/usage of the medic room from 01/04/2014 to 19/10/2014 (108 events):

-928 people using the medic room (178,462 footfall = 0.005%)

-211 were showing symptoms of possibly having had too much alcohol;

-266 were showing symptoms of possibly having taken drugs (any customer seen in the club possibly displaying any symptom is taken to the medic room, regardless of how minor or major the symptom);

-451 people used the medic room for neither of the reasons above.

The age range data were:

- 18-20 years old – 98 suspected alcohol, 69 suspected drugs, 102 other;
- 21-29 years old – 76 suspected alcohol, 167 suspected drugs, 237 other;
- 30+ years old – 29 suspected alcohol, 25 suspected drugs, 49 other;
- Age unknown – 8 suspected alcohol, 5 suspected drugs, 63 other.

The time ranges were:

- Opening to 3am – 524 patients (all categories);
- 3.01am to 5am – 218 patients (all categories);
- After 5.01am – 186 patients (all categories).

2. Records of drug seizures for the past 6 months (both at point of entry and within the club).

Our client has kept a book of drug seizures since they took over operation of Fabric in August 2010. This continued and improved the records kept of drug seizures at the premises as had been in existence since inception in 1999. The information contained in these books, and at what level the police should be involved, has always been set by the police and followed by our client. The book was last checked and signed on 11th September 2014. Perhaps the quickest route with this request is for the book to be taken by the MPS and scrutinised and returned, as previous practice. Our client would in those circumstances ask for a replacement book to be given to them, again as in line with previous practice.

3. Percentage of units of non-alcoholic drinks sold, against alcohol within the club (as opposed to sales balance) for the past 6 months.

We do not understand this question and would be grateful if it could be explained. Paddy Whur is more than happy to speak to Emma Scott on this point or receive an email to explain what further information is required if that speeds up the process.

4. Revised proposals for clear, enforceable and effective conditions regarding use of both club scan and the implementation of a drugs dog as condition of entry.

Our client is going to introduce both of these measures voluntarily and maintain them at the premises. As soon as the systems and training can be set up with an appropriate supplier of the technology and vetted drugs dog company sourced. Management envisage this to be within the next 4 weeks. In addition our client want Professor Measham to be involved in advising on the drugs dog protocols. They would appreciate an open exercise to agree workable protocols during the voluntary operation of ID scan and a drugs dog at the premises. So that immediate introduction can be assessed and fine tuned so as to augment the already first rate search and retention policies at the premises. This will of course have an impact on queuing time and the size of the queue, a key issue for both Gerry Campbell and residents. As per condition 19 of the premises licence the operators have always worked to finesse new initiatives and would like the opportunity to work in partnership on these two points also.

Finally, if we can assist with anything further please respond directly to us and we will deal with anything further that is required. We again stress that our client wants to enter into dialogue to ensure that a proportionate and fair conclusion is reached without the need to trouble the Authority by way of review of the premises licence. To this end we hope that we can continue the process begun some months ago by our client with the authority and MPS.

Yours faithfully

Woods Whur
Woods Whur

29th October 2014

Patrick Whur
Woods Whur Solicitors
Devonshire House
38 York Place
Leeds
LS1 2ED

Also By Email

DIRECTORATE OF LEGAL SERVICES

Director: Hugh Giles
Solicitor

New Scotland Yard
Broadway
London SW1H 0BG

DX: 134700 VICTORIA 7

Enquiries to: Emma Scott

Direct line: 020 7230 7121
Facsimile: 020 7230 7516
Switchboard: 020 7230 1212

Your ref:

Our ref: L/107257/EJS

Emma.Scott@met.police.uk
Service not accepted by e-mail

Dear Sirs,

Re: Review of Premises Licence by Metropolitan Police Service - Fabric Nightclub

I write further to your letter dated 28th October 2014 and will take your points in turn;

1. Thank you for providing the figures. We may revert to you with further questions on the same once we have had time to consider them in detail.
2. In your previous letter dated 13th October you confirmed that these documents could be collated. It appears that this is not now your client's position and after waiting in excess of 2 weeks for these documents, you now seem to be suggesting that in fact the police should attend the premises and seize the documents themselves, rather than be provided with photocopies.
3. With regards to your previous data on the percentage of sales of alcohol against soft drinks, it is unclear whether this relates to total sales in turnover or in units sold. Obviously without knowing the prices of soft drinks / alcohol sold at the premises, any percentage of turnover is hard to interpret. We would therefore be interested to know the average price of soft drinks against the average price of an alcoholic drink and also the corresponding break down in soft drinks 'servings' to that we have been provided with for alcohol (in point 3 of your letter 13th October 2014).
4. In our letter we explained our absolute requirement for agreement for club scan to be operated in regards to all customers/staff during all hours of operation. We also explained our absolute requirement for a clear undertaking that the drugs dogs will be deployed for an effective period per night. Furthermore we specifically requested again, that clear, enforceable and effective conditions were proposed by your client regarding the use of club scan and implementation of a drugs dog as a condition of entry. On this point I would draw your attention to your letter dated 23 September where you in fact offered to complete a first draft for our approval. This is precisely what we continue to

seek in order to provide reassurance that the measures your client proposes are effective in achieving what the MPS seeks. I would also remind you that these measures were proposed during the meeting on 21st August 2014 and we are still yet to see any firm proposals which alleviate our concerns, despite a further death occurring.

Your recent letter confirms your client's intention to deploy both of these measures in some fashion "immediately" (although there is also then a contradictory reference to 4 weeks). However, there is still a notable absence of any clear, detailed proposal for the manner in which these measures will be deployed (even in principle), any clear date for implementation of these measures, or even in fact the date of visit by Professor Measham.

Please therefore confirm by 5pm Thursday 30th October 2014;

- (a) Your client's agreement to ClubScan for all customers/staff during all hours of operation;
- (b) Your client's undertaking that the drugs dogs will be deployed for at least 50% of the hours of operation per night, the logging of those shifts, shifts to be varied (to avoid predictability) and all persons identified by a drugs dog to be refused entry; and a 100% search regime in place at all times the dogs are not deployed.
- (c) the precise date by when both systems will be in place (to be no later than 14th November); and
- (d) the precise date when Professor Measham will be in attendance

Yours faithfully,

Emma Scott
Solicitor
Directorate of Legal Services

SAH/12

Emma Scott
Directorate of Legal Services
Metropolitan Police Service
1st Floor
Victoria Block
New Scotland Yard
LONDON
SW1H 0BG

Our ref PW/KB/FAB001-1-9/1047

Your ref

30 October 2014

Dear Sirs

**Review of Premises Licence by Metropolitan Police Service
Fabric Nightclub**

We write with reference to previous correspondence and particularly to your letter of the 29 October 2014.

Please feel free to revert to us in relation to the data from the medical room. Anything that we can assist further with, our client is more than happy to do so.

In relation to the drugs data, our client is somewhat at a loss in relation your position. Your officers take away the drugs from the premises when they attend to collect them. There is then an audit process where they are signed for and the book is signed at Fabric's office. We understand that periodically these books are taken away for assessment. We also presume that a record is retained centrally by your officers of the drugs that are taken away from Fabric and, thereafter, destroyed. In those circumstances our client finds it hard to understand why you are suggesting that there is a delay in the data being provided to you; as it is periodically taken by MPS officers whenever they take drugs away from the venue. We presume, therefore, that this data is currently retained by you at a central point and you have the up to date position. It would take a considerable amount of time to manually transfer this stored data into a pdf document. As you were stressing urgency our client believed the quickest way forward would to have been to collect the most recent data, as the balance would be retained by your officers.

In relation to the drinks sold at the venue. All figures given were relating to units sold (Volume):

- Total soft drinks sold in period – 88,589
- Total drinks sold – 493,747
- Soft drinks as % of total sales (volume) – 17.94%

Please advise whether this answers your question.

Our client currently has representatives of ID scan at their premises and is establishing procedures and testing wireless connectivity to ensure that hand held readers can be employed at the queue. It is critically important for our client to ensure that any new procedures that are brought in are properly assessed and operating correctly. Our client is committed to introducing this operationally as soon as is practicable and proved to be workable. However, as in line with all changes to operational procedures at the venue, the

operator is ensuring that when the system goes live there are not going to be inadvertent consequences to other potential licensing objectives. We have highlighted this previously. Our client is offering to go down this route even though they do not believe that it is a proportionate response to the issues that you have highlighted at their venue previously. Nor would it do anything to further promote the licensing objectives at the venue. They are open to working with your officers and feel that practical engagement is the right way forward.

In relation to the drugs dog our client cannot accept the condition highlighted at little (b) of your letter. It would be premature and have potential legal consequences for them to accept a condition so worded. Our client reiterates that it is in communication with a professional company to offer this service and is offering to work in conjunction with you to create a practical and lawful protocol to operate the use of a drugs dog. They are not seeking to be obstructive in resisting the condition so worded but do not in the circumstances feel that they can accept a condition which could be unlawful in other regards.

We would hope that a workable style of operation could be agreed between our client and yourself within the month offered under our previous correspondence. Both our client and ourselves do not feel that setting an artificial deadline of 14 November 2014 is helpful when such a significant change in operation needs to be introduced. We are more than happy to meet with representatives of the MPS and Authority as and when is necessary, so as to move this on to a satisfactory conclusion.

Professor Measham will be attending the premises to look at all these issues and assist our clients on 20 November 2014. As we are sure you will appreciate she has a particularly busy diary and this was the first date available to her and our client for them to meet.

Our client again reiterates their desire to work towards the sensible introduction of ID scan and a drugs dog at the venue. It is hoped in the circumstances that your operational/licensing officers will work with our client to agree the practical and correct wording of these conditions.

Yours faithfully


Woods Whur

SAH/14

Emma Scott
Directorate of Legal Services
Metropolitan Police Service
1st Floor
Victoria Block
New Scotland Yard
LONDON
SW1H 0BG

Our ref PW/APS/FAB001-1-9/1047

Your ref

3 November 2014

Dear Sirs

**Review of Premises Licence by Metropolitan Police Service
Fabric Nightclub**

We write further to our previous correspondence with you.

We can confirm that our client has today met with Top Dog Security. A meeting took place with the Managing Director, Mr Marcel Bonnefin and our client's requirements were outlined to them.

We can confirm that our client is now undertaking a site survey at the premises with this company. This site survey will hopefully take place this weekend.

It is still our client's view that they would wish to work with the Metropolitan Police Service to ensure that any new systems brought into the premises are practical, lawful and achieve the desired results.

We would in those circumstances appreciate a meeting to be set up at your convenience to canvas the results of the site survey with regards to the drugs dog and also the potential for introduction of ID scan at the premises.

We await hearing from you.

Yours faithfully



Woods Whur

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

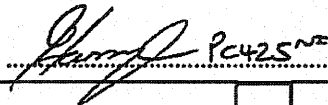
Statement of **Steven HARRINGTON PC 425 NI** URN:

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Age if under 18 **Over 18** (if over 18 insert 'over 18') Occupation: **Police Officer 193779**

This statement (consisting of: 3...pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature:



Date:

5TH DECEMBER 2014

Tick if witness evidence is visually recorded (supply witness details on rear)

My name is Steven Harrington and I am a Police Constable with the Metropolitan Police Service. I currently work as a Licensing Officer at Islington Police Station. I have been given this specific responsibility by the Borough Commander who is acting under the written delegated authority of the Commissioner of Police for the Metropolis. A copy of this authority has been lodged with Islington Council Legal Department.

This statement is submitted to support the initial statement submitted with the review application.

This statement refers to further Exhibits submitted by myself and further information to support the initial application and statement.

I would firstly like to Exhibit the following: Exhibit SAH/14A Letter dated 06/11/2014 from Emma Scott to Woodswhur in response to SAH/12 & SAH/14 as itemised in first statement.

12 redacted CRIS reports referred to in my first statement. I exhibit all of these as SAH/15: These Cris reports all relate to drug offences reported at Fabric Night Club.

CRIS 2709163/14 - 19/04/2014 MDMA Charged with possession.

CRIS 2709238/14 - 20/04/2014 charged with Possession with intent to supply MDMA and Ketamine

CRIS 2713924/14 - 16/06/2014 Possession with intent to supply MDMA ongoing at this time.

CRIS 2715557/14 - 06/07/2014 Caution for possession of MDMA

CRIS 2716727/14 - 20/07/2014 Caution for possession of MDMA

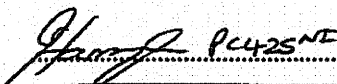
CRIS 2716726/14 - 20/07/2014 Caution possession of Ketamine

CRIS 2716728/14 - 20/07/2014 Caution possession of Ketamine

CRIS 2718997/14 - 17/08/2014 Possession with intent to supply. Ongoing Awaits drugs analysis.

CRIS 2720051/14 - 30/08/2014 Charge possession of Class A (Cocaine)

Signature:



Signature witnessed by:

Continuation of Statement of **Steven HARRINGTON PC 425 NI****CRIS 2720053/14 - 30/08/2014 Charge possession of Class A (MDMA)****CRIS 2721813/14 - 20/09/2014 Arrested on suspicion of possession of Class A drugs with intent to supply. Investigation ongoing****CRIS 2722431/14 - 27/09/2014 Arrested on suspicion of possession of Class A drugs with intent to supply. Investigation ongoing.****Exhibit SAH/16 Police preliminary report to coroner re the death on 26/07/2014**

Fabric Management have supplied the Police with their drug seizure book covering seizures from 06/06/2013 - 16/11/2014. Due to the size of the book I will not exhibit but will make it available on request. This book details a large number of seizures which show that the club are seizing drugs from persons as they are entering the venue, but it also highlights the number of drugs being taken to the venue and the expectation of persons going to the venue that they will be able to use or sell recreational drugs at the venue. They have also supplied copies of the Medic Incident Logs covering 03/04/2014 - 05/10/2014 and I Exhibit these as SAH/17. Although these records only record brief details they clearly show that the medical staff at Fabric deal with regular incidents of persons suffering from the effects of taking recreational drugs, highlighting the fact that these drugs and or their use is common within the club.

The following items all relate to the death on 15/09/2014:

Exhibit SAH/18 Police preliminary Report to the Coroner

Exhibit SAH/19 Statement from friend of deceased, dated 02/10/2014 which describes the night's events

Exhibit SAH/20 Statement from friend of deceased, dated 15/09/2014 which also describes the night's events including descriptions of the persons believed responsible for supplying the drugs to the deceased. This highlights the need for an ID Scan system to be utilised at the venue. If an ID Scan system had been in use on that night it would have assisted greatly in identifying the persons involved in the supply of drugs. The descriptions supplied on the night could have been used to identify the time the suspect entered the premises and the ID Scan would have the ID used upon entry logged.

Exhibit SAH/21 Statement from another friend of deceased, dated 02/10/2014 which describes the night's events and a conversation with Mr Luke Laws General Manager at Fabric

Exhibit SAH/22 Statement from Dc Marston, dated 18/11/2014 detailing comments made by student carer re students knowing Fabric as a place to go to get drugs.

Exhibit SAH/23 Statement from Fabric detailing the incident on 13/09/2014 and actions taken by staff. This statement was written on a piece of A4 paper and signed but I could not say who the person was from the signature.

Exhibit SAH/24 Incident /Accident form from Fabric completed by Luke Laws, dated 13/09/2014. This also gives details of the incident and actions taken by medical staff.

Exhibit SAH/25 Casualty record from supplied by Fabric, dated 13/09/2014, gives medical details of person who subsequently died.

Exhibit SAH/26 Statement from Police Insp Patrick O'Hara detailing following:

Explaining the use of the different types of drug dogs, standards and licensing of Police and Private dogs, other applications and costs along with tactical use and other considerations.

Exhibit SAH/27 Letter dated 14/11/2014 from Woodswhur Solicitors to Emma Scott referring to drug audit trail and apparent comments from myself.

Exhibit SAH/27A Letter dated 06/11/2014 from Emma Scott to Woodswhur ?

Exhibit SAH/28 Letter dated 26/11/2014 from Woodswhur Solicitors to Emma Scott. This letter gives notice that two Dog companies have been met with and ID Scan has been fully explained and also that a meeting has taken

Signature:



Signature witnessed by:

2003(1)

Continuation of Statement of Steven HARRINGTON PC 425 NI

place between Fabric and Prof Measham. This letter also requests a meeting with Police to discuss the information obtained by Fabric.

Exhibit SAH/29 details information contained on the Police intelligence system relating to drug collections from Fabric.

Exhibit SAH/30 this is a document taken from a website which details the features of an ID Scan system. This document refers to one type of system and lists the benefits of using that system.

On September 20th 2014 officers from the Central Licensing Team conducted a Licensing visit at Fabric at the request of Chief Insp Howells. Details of this visit are recorded on Form 695 and a statement from Pc Karl Turton. I exhibit these as SAH/31.

On September 21st 2014 officers from the Police Central Licensing Team conducted a visit at Fabric during which they took a number of drug swab samples. The documentation and statement relating to this visit I Exhibit as SAH/32. The results of the analysis showed low levels of Cocaine on the main dance floor area.

The police would like to see an ID Scanning system in use at the venue as it can greatly assist in the identification of persons or suspects involved in criminal activity. Referring to the incident on the 13/09/2014, a description of the person who sold the drugs was supplied. This description could have been used to identify the person entering the club and the time cross referenced with the ID Scan system to identify the individual. ID Scan can also act as a deterrent to persons attempting to enter the premises using fake ID. ID Scan will assist the venue in ensuring that the licensing objectives are met. The Police feel that an ID Scanning system will greatly assist the venue in reducing the amount of drug related crimes and or incidents, as persons will only be allowed entry on production of valid personal ID.

The use of drugs dogs would also act as a deterrent. We have looked at the use of a drugs dog and have accepted that it is not feasible to deploy a dog for the full duration the venue is open, we have therefore put forward that a dog would be in use for 50% of the time the venue is open to the public. We understand that there are logistical issues around the use of a dog but the venue will need to liaise with private companies to establish how they can maintain a workable solution.

We believe that the two strategies combined will have a positive effect on the club and will ensure that the licensing objectives are met.

At the time of writing this statement Fabric Management have still not yet installed the conditions requested by Police. This suggests a lack of commitment to implementing the changes sought by police to improve the safety of the venue for its patrons. The two recent deaths happened approximately 6 weeks apart and the first of these was 26th July 2014. The recommendations made by police were first made in the meeting on 21st August 2014. Four months have now passed and a second fatality has occurred. Despite repeated assurances by the premises in correspondence, it is notable that the conditions repeatedly recommended by police have not been implemented.

George PC425NI

Signature:

George PC425NI

Signature witnessed by:

.....

Continuation of Statement of **Steven HARRINGTON PC 425 NI**

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Signature: Signature witnessed by:

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Steven HARRINGTON PC 425 NI** URN:

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Age if under 18 **Over 18** (if over 18 insert 'over 18') Occupation: **Police Officer 193779**

This statement (consisting of:pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: *Steven HARRINGTON PC 425 NI* Date: **5th December 2014**

Tick if witness evidence is visually recorded (supply witness details on rear)

My name is Steven Harrington and I am a Police Constable with the Metropolitan Police Service. I currently work as a Licensing Officer at Islington Police Station. I have been given this specific responsibility by the Borough Commander who is acting under the written delegated authority of the Commissioner of Police for the Metropolis. A copy of this authority has been lodged with Islington Council Legal Department.

Upon checking my statement dated 5th December 2014 I have noticed an error. I have exhibited the same item twice. Exhibit SAH/14A & SAH/27A both refer to the same item.

Steven HARRINGTON PC 425 NI

Signature: *Steven HARRINGTON PC 425 NI* Signature witnessed by:

RESTRICTED (when complete)

MG 11 (T)

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of TDC MARSTON..... URN: 01 NI 6375 14

Age if under 18 Over 18..... (if over 18 insert 'over 18') Occupation: Police Officer 228496

This statement (consisting of ... 1..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: [Signature] Date: 18th November 2014

Tick if witness evidence is visually recorded [] (supply witness details on rear)

I am the above named person and am a Police Officer within the Metropolitan Police Service. I am the Officer in the Case of an incident at Fabric Nightclub, where a female named I died. On Thursday 2nd October 2014 I attended

I obtained statements from . Also present was

who works as a welfare officer at the venue. She supports the students and caters for any welfare issues that may arise. Whilst speaking to -between taking statements, informed me that it is common knowledge amongst the students at ty, that if any of them want to go to London and want drugs, then the place to go to is Fabric Nightclub in London. I specifically recall that id to me that if the students want to go and get drugs, then "Fabric is the place to go to". was very concerned that the students were aware of a specific place that they could go to London to acquire drugs and felt it necessary to inform me. [Signature]

Signature: [Signature] Signature witnessed by:

2006/07(1): MG 11 (T)

RESTRICTED (when complete)

SAH/26

Form MG 11

Witness Statement

(CJ Act 1967, s.9 MC Act 1980, ss5A (3)(a) and 5B; MC Rules 1981, r.70)

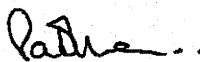
Statement of Patrick OHARA

Age if under 18 'over 18' (If over 18 Insert 'over 18') Occupation Police Inspector

This statement (consisting of: 4 pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything which I know to be false or do not believe to be true.

Dated: 10th November 2014

Signature:



This statement relates to the use of narcotics search dogs as a tactical option in relation to crime prevention around licensed premises. It is not intended to sell services merely provide the panel with an understanding of how search dogs embedded with narcotic scent patterns might operate as part of a wide range of control measures / options to provide a safe environment for those engaged primarily in London's club scene.

I should emphasise that I am not a dog handler, nor have I ever been so. I provide this statement as someone who has some working knowledge of how Police Dogs trained in the narcotic search discipline operate, and I do so from a platform as the second line manager to a number of current active handlers who work in this area who have provided me with information in conjunction with a knowledge of MPS operating policies and procedures.

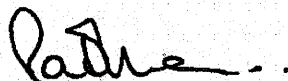
Context & Deployment:

The Metropolitan Police Service currently employs two kinds of narcotic search dogs which are trained in the detection of multiple narcotics. One dog can be trained to detect a range of substances the most common being:

- Amphetamines
- Cannabis (Herbal & Resin)
- Cocaine
- Crack Cocaine
- Heroin
- LSD
- MDMA / Ecstasy

The first type of dog is trained as a people scanning dog otherwise known as a passive dog. They are typically used in crowded places and will only search people by sniffing the air around them as they walk past and usually give an indication of a substance of interest by following the person or sitting beside them, otherwise they pay no interest to those around and about them. The individual is then removed for a more thorough search and questioning.

Signature:



Signature Witnessed by:

Continuation Statement Of Patrick OHARA

The second type scans premises and is known as a proactive dog. This type of dog will only search premises so could be used for locating stashes and hides. Once found a dog trained in this discipline will usually freeze over what it believes is the substance of interest and a handler will conduct a further investigation or fingertip search.

Standards and Licensing:

Within the MPS we normally work search dogs on a routine of 20 minutes on, 20 minutes break. This prevents the dog suffering from nasal fatigue and ensures it's optimum performance balanced with animal welfare. If deployed for too long a period a dog can lose interest so a good rotation ensures high degree of confidence and success. Police Dogs are regulated by the ACPO Dog Manual which governs best practice and are required to license yearly through a Home Office assessment overseen by an independent ACPO accredited instructor. Police dogs train on real life drugs provided, audited and tested by the National Crime Agency.

Private security companies operate to different standards and are not required to complete any kind of assessment or annual license. The industry is unregulated and has no mandatory or voluntary code. It is unusual for private companies to train on real life drugs as obtaining the requisite licenses from the Home Office is extremely costly. Therefore the primary method of choice is for private companies to train on pseudo-drugs which are chemical scent patterns designed to replicate the unique scent pattern of real life drugs. These are as you would expect not as effective as the real thing, but can train a dog to a good standard nonetheless. Some private companies have been known to pay Police Forces to train their dogs using real life scents however they receive no license or accreditation for doing so.

Both care and caution should be taken when considering implementing a private search dog regime - references and a good performance track record should be checked for any provider selected in order that the search regime is effective and not compromised.

Other Applications & Cost:

Search dogs are more widely used in Society than the average person might think, they all have a basis in the same type of training.

I am aware of the use of search dogs in the following circumstances:

- By Prison Service - Reducing the prevalence of drugs in prisons by scanning persons entering the prison on visitation and additionally conducting sweeps of the grounds / cells for hides and stashes.
- By Schools – randomly using search dogs both passive and proactive to prevent and detect drugs in schools.
- At Music Festivals - Scanning persons entering the venue to minimize the risk of drug induced incidents inside by denying access to those in possession of controlled substances.

Signature:

Patrick OHARA

Signature Witnessed by:

SAH/26

Continuation Sheet No. 3

Continuation Statement Of Patrick OHARA

- At Airports - Search dogs screen passengers for explosives residue.
- The MPS has trained search dogs for the NHS that can detect disease and cancer from body fluids.
- Medical Detection Dogs - Detect the early onset of a diabetic episode by change in chemistry of a patient's breath.
- By Safety Deposit Centres – Randomly scanning safety deposit boxes for stashes of drugs and firearms to ensure that they are not inadvertently facilitating criminality by providing safe haven and storage.

Search dogs are widely used outside of the Police Service and there are a number of companies around the London area that can provide such services. Many of these companies will employ ex-Police Officers with retired search dogs who have an excellent reputation, proven track record and dogs which although slightly older have previously been accredited and whom will retain the unique drug scent pattern taught to them as Police dogs. I have seen both good and bad examples of private search dogs used.

The cost of a private narcotics search dog can range from as little as £200 – £300 per dog / handler team per shift but could also be more expensive depending on the firm used.

Tactical Use / Considerations:

I am aware of the nightclub called Fabric which is the subject of this review. I have worked on the Borough of Islington as an Inspector and have personal knowledge of the premises having attended in a work capacity on many occasions. My experience of the venue and management is that the club operate in a professional manner and I am not in possession of any evidence to suggest otherwise.

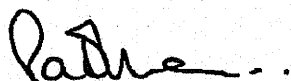
However given recent events which have triggered this review it would be prudent to uplift the current capability in respect of existing security measures and this could be augmented by the introduction of narcotics search dogs.

By their nature dogs are not subject to bias and they will only act on what they see / smell in front of them. They are not a panacea or a magic bullet and are subject to error but are an additional layer over and above current arrangements.

A narcotic search dog should be able to increase the chances of detection of drugs coming into the club in the following circumstances:

- Drug dealers trying to smuggle in controlled substances who have them secreted in places where a manual at down would not be likely to detect.
- Drug users who need to top up throughout the night by virtue of bringing a small number of drugs into the club for personal use who may have them concealed in hard to reach places.

Signature:



Signature Witnessed by:

Continuation Statement Of Patrick OHARA

- Drug users who may have recently come into contact (handled) with controlled substances and whom the club might want to give a second opinion in relation to additional screening prior to permitting entry or flagging / offering medical intervention to.

The panel should also not underestimate the value of prevention rather than detection and the mere sight of a narcotic detection dog operating may cause people to discard drugs prior to entry therefore preventing the cause and effect of their consumption.

It should also be noted that a search dog may not detect or give an indication on someone under the influence of drugs who has consumed them prior to entry and who hasn't handled the drug for long enough to leave a residual scent pattern on their person or clothing. It may therefore be possible for persons to consume drugs elsewhere and enter the club undetected.

In my opinion it would be possible to implement an additional search layer prior to or after entry to the foyer by directing people one by one to pass by a single narcotic detection dog either on approach or after a physical security screening point, and prior to descending the stairs to the club level. In order to implement this with an optimum degree of success there would need to be a slow filtered flow of persons entering the search regime sufficient for the air displacement around the person to enable the dog to detect scent residue. In order to implement this a reconfiguration of current security staff deployments or the employment of additional staff to deal with any detections made by the dog may be required. I believe that a dog search regime could be implemented by the provision of two passive detection dogs working on a rotational basis notwithstanding any additional or other staff required to be redeployed to deal with and manage any positive indications.

Another additional consideration or tactical option could be the deployment of a proactive dog into the club supported by security. This would be a secondary option after the passive dog screening on entry. This dog could proactively search the premises for discarded drugs including packaging and / or hides in the seated / toilet areas and or cloak rooms and would be able to search clothing such as coats and hand bags and again offer a preventative effect by virtue of its visibility or give an indication of if where drugs are being used in the club and allow security staff to vary their internal safety regime to pay enhanced attention to particular areas which might flag up as being of concern or heightened risk.

Patrick

Signature:

Patrick

Signature Witnessed by:

Emma Scott
Directorate of Legal Services
Metropolitan Police Service
1st Floor
Victoria Block
New Scotland Yard
LONDON
SW1H 0BG

Our ref PW/APS/FAB001-1-9/1047

Your ref

14 November 2014

Dear Sirs

Review of Premises Licence at Fabric Nightclub

We write with reference to previous correspondence and the visit of Steve Harrington to our client's premises on 11 November 2014.

We are somewhat surprised that there appears to be no audit trail of the drugs that are seized from our client's premises and taken away periodically by the MPS.

We have been made aware that the reason the drugs record books need to be scrutinised is because there are no records retained of the drugs taken away from the premises.

That being the case our client has confirmed to Steve Harrington that the records can be made available to him.


There also seems to be some confusion in relation to the medical reports. The reports had been prepared and sent to you by email. However, Steve Harrington has now requested that a 12 month period be given rather than 6 months. If this is now the correct position then please advise and we will collate the information for the previous 6 months.

As we have highlighted previously our client is now working with various drug dogs suppliers and we will revert in due course.

However, it did come up in conversation with Steve Harrington that there are some drug dog companies which the MPS have concerns about. Whilst we acknowledge that there is an inability for you to recommend certain suppliers, we would be grateful if you could indicate which suppliers you are not comfortable with. As a drugs dogs will be sourced for the premises our client does not want to inadvertently use a company that the MPS are not comfortable with.

We can confirm that Professor Measham is attending at the premises on 20 November 2014 and we look forward to arranging a meeting with all relevant partners on a convenient date after that meeting.

Yours faithfully



Woods Whur



Devonshire House
38 York Place
Leeds
LS1 2ED

SAH/28

33 Cavendish Square
London
W1 0PW

Tel. 0113 234 3055

info@woodswhur.co.uk
www.woodswhur.co.uk

Emma Scott
Directorate of Legal Service
Metropolitan Police Service
1st Floor
Victoria Block
New Scotland Yard
LONDON
SW1H 0BG

Our ref PW/APS/FAB001-1-9/1047

Your ref

26 November 2014

Dear Emma

Review of Premises Licence at Fabric Nightclub

I apologise for my email which was sent yesterday whilst remote from the office but felt that I should make attempts to set up a meeting as soon as is possible.

We have now had an opportunity to meet two dog companies, had ID scan explained to us clearly at the venue and have also had the benefit of a full day with Professor Measham.

We would like the opportunity to see whether conditions could be agreed having now received all of the information as to what is achievable in relation to the use of dogs and ID scan at the premises.

It appears that the matter is to be heard at Islington Council on 17 December and therefore timescales are becoming tight.

I would be grateful therefore if you could suggest some dates that would be convenient for us to meet to highlight the information that we have now managed to pull together.

I look forward to hearing from you.

Yours sincerely

A handwritten signature in black ink, appearing to read 'P.M. Whur'.

P M Whur
Woods Whur

Directors: Patrick M Whur • Andrew J Woods • Woods Whur 2011 Limited • Consultant Colin Manchester

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MARKETING

Male/Female ratio – A balanced venue is a profitable venue.

Average Age – Who am I targeting?

Average Entry Time – Too many staff when it's quiet? Do I need promotions to increase early trade?

Top postcodes – One press of a button ScanNET can print your address labels.

Birthdays Next month / 21st Invites – Why not offer a free bottle of wine if your customers return again?

New Customers – Are my sub-promoters working hard enough? Am I reaching new clients?

Privacy option – Allows you to exclude customers from marketing exports.

Automatic Birthday emails – Sent two weeks before their birthday.

Session Reports – Automatically sent to selected recipients on a nightly or weekly basis

Texted Session reports – sent nightly at the end of a session with a summary of your night,

Exploit your database – Search in a magnitude of ways and export in many common formats.

Top 200 Customer list – Run an incentive for your customers.

Membership Feature – Award loyalty to your customers.

Membership – Enrol members via fingerprint or card

Automatic notification of expired memberships – Use fingerprint or membership cards – Source of income.

Data Capture – Add Email, Mobile, Facebook, Twitter and Blackberry details.

Export PDFs – Print out a range of generated PDFs to show your progress.

Automatic Export on Scan – Export information to network or email on every scan.

Tablet App – Use android tablets to capture more information and download to the ScanNET system.

Online Membership – Get customers to sign up on your website (via a [script](#) we provide) and automatically synchronize to your ScanNET.

CUSTOMIZATION

Change your default view – Switch between Single Photo, Authentication, Gallery, Split View.

Age Limits – Change your minimum age to suit your venue

Automatic emails – Send reports to your head office automatically

Multi-layered data – Add multiple ID's to same customer profile

Shared Alert feature – Monitor you customer from partner venues.

Validation Level – Set the failure threshold for Pass, Caution and Fail.

Timeout Feature – Automatically your clear screen when you walk away.

Alert list – Create a private alert list between towns, companies, venues.

Networking – Link two or more systems together for venues with more than one entrance

Private/Members Club Feature – Hide license photo and age from the monitor.

Enable F.O.G. Detection – Fraudulently Obtained Genuine documents, we go the extra mile to stop fraud.

How can we help more? – Submit feature requests or suggestions via the Scan NET system.

Feature Selection – ScanNET can be tailored to suit your business, enable and disable features.

Site Details – Uniquely identify each system on your network with the site button.

SECURITY

Watch List – Import your pub watch information for known trouble makers. Ban before they plan!
Auto snapshot – Three automatically taken photos to update all ID photos on entry.
Data view – Allows you to ask questions on the spot, if your're not sure the potential customer matches their ID photo.
Authentication View – Look at the live forensic intelligence behind ScanNET
Cross ID matching – SCAN NET will recognise the same person from multiple IDS.
Witness List – Session list for the use of investigation (Face Photo, Address, Entry Time).
Quick Alert – Share your warnings with other venues with our alert feature.
Receive alerts – Allow other venues to inform you of their problems. Don't risk your license, protect it!
Instant Locate – Locate customers inside by sending an email to door supervisors.
Gallery Search – Search your database by ID photo or captured photo
RFID verification – Check the passport biometric data against the ID page.
Data protection – Notices can be displayed at all times on the screen.
Purge Feature – Setup auto purge periods for selected data.
User Security – Set different user groups with different level of access.
Audit – Look into the audit history of all users.

SCANNING

Unparalleled speeds – As little as one second per scan with Turbo mode enabled.
Manual Entry – Don't turn away good customers without ID.
Quick Search – Find existing customers by name and photo to allow them in with no ID.
Locate Button – Send both ID photo and updated photo to your Security Staff to search them in the venue.
Quick search – Search by name and select by photo.
Support Chat – Talk to our live 24hr technicians with a click of a button.
Full Search – By name, address, age or categories such as banned, fingerprint, underage, etc.
Print Analytics – Charts or Graphs, so you can decide how to best target your promotions.
Session browser – Lists all the sessions and sorts it by any number of parameters.
Touch Screen technology – With its own on-screen keyboard.
Reference view – allows you to visually compare the latest scan to similar documents.
Mastering Fake Detection – Select and enlarge visual, infrared and UV images for better result.
Security Feature Review – Highlight the different checked areas and zoom on the security features of the document.
Double Entry – Alerts when the same ID is used in a single session , regardless if the customer uses a passport first and then a driving licence. SCAN NET will know.

MEMBERSHIPS

Membership Card – Give your customers tangible membership cards – Free or as a source of venue return.
Fingerprint Membership – Save on overheads use their finger as membership. Great if they forget their ID.
Online membership – Enrol new Members within your website and synchronise their details with SCAN NET.
Know your Customers – Easily create Customer report charts.
Online Members – See all available online members, even if you have several venues.

HUMAN RESOURCES

Validation – Use your ID scanning to ensure you are employing legal workers.

Grouping – Classify your staff as Dancers, Security, Bar Staff and assign a fingerprint (Witness Logging).

Payroll – Do you know the hours your security or staff worked? Scan on entry and exit.

A4 Scanning – Attach utility bills and other proof of address (Additional hardware required).

Filing – Print, Email the report and save in your HR files.

SUPPORT

Always with you – 24h/7 days a week.

Unlimited support – Instant Chat feature with our support team.

Reporting - Behind the scenes software issues are automatically reported and handled.

Training – FREE training online or at IDScan's London offices.

Training – FREE training on Mondays, as frequently as you like, for as many people as you need.

System status icon – Up to date knowledge of any issues with ScanNET.

Diagnostic tools – To ensure maximum efficiency.

Backup Facility – Your data is always safe.

Automatic Update – Updates are released monthly

Remote Support – We can connect and assist you when you need.



TOTAL POLICING

Licensing Act 2003 - Record of Visit to Licensed Premises

Details	
Name of Premises:	Fabric
Address of Premises:	77 Charterhouse Street
Premises Type / Event:	Night club
Date of Visit:	20.09.14
Time Of Visit:	02.00am

Officers in Attendance	
1. P Kemp	CAD Reference: 10368
2. K. Turner	CRIS Reference:
3.	CRIMINIT Reference: CVRTO016654
4.	

Premises Details	
Is the Premises Licence Summary displayed and correct?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Is the Designated Premises Supervisor (DPS) present?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Record details of DPS personal Licence (include full name, issuing authority and lic No.)	
LUKE MATTHEW LAWS	
DPS Contact No.:	
If No DPS is present provide details of person in charge: Max Dickineer	
Record details of personal Licence (include full name, issuing authority and lic No.)	
Licence No 20IN1735SK/1 Exp 30-09-2023	
Is the full premises Licence or an endorsed copy available?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
What is the capacity of the premises if shown on premises licence?	1510
How many persons present (rough headcount)?	1324
What process is used to record customer numbers (clicker, tickets head count etc)?	345
Clickers in a cub	

Toilets and public areas

Toilets

Are the toilets regularly checked by staff?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Is there a Toilet attendant?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Are the toilets covered by CCTV?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Are the toilets and environs well maintained?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Is there any evidence of drugs use in this area? If yes detail evidence (drugs paraphernalia, or evidence obtained from drugs swipes or drugs itemiser)	Yes <input type="checkbox"/>	No <input type="checkbox"/>

Smoking area:

Is there a designated smoking area?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Is it covered by CCTV?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Is it controlled by staff?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Is there a re-entry search policy?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>

Public areas:

Is the ambient lighting in public areas adequate?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Is there a VIP area?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Does CCTV cover public areas and dancefloor?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Do staff regularly clear glassware?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Does the premises use plastic drinkware?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Is there a cloakroom?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
Does the premises have a Medical facility/room?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
What percentage of the premises is given over to seating and tables?		%

Premises Staff

How many staff are on duty?	75
How many Personal Licence Holders on site?	3
Are staff training records available?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Is there a trained first aider on duty?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
General attitude of staff	
Helpful <input checked="" type="checkbox"/>	Unhelpful <input type="checkbox"/> Obstructive <input type="checkbox"/> Other <input type="checkbox"/>

RESTRICTED

Actions

Have any breaches in licensing conditions been identified?

Yes No

Details of breaches

NONE FOUND

Section 19 (Police and Criminal Justice Act 2001) Closure notice issued?

Yes No

Is an action plan required as a result of this visit?

Yes No

Is a warning letter required as a result of this visit?

Yes No

Detail grounds for action plan and or warning letter?

NONE REQ.

Are there other offences or issues relevant to partner agencies (ie fire, environmental health, HM Customs and Excise, Etc).

Appropriate Agency:

Details:

Details of whom referral passed to

Does the premises require a further visit?

Yes No

By what date should this visit be completed

2 months

General Notes

Further action by Licensing Office

WITNESS STATEMENT

SAH/30

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of Pc Karl Turton..... URN: [] [] [] []

Age if under 18 Over 18..... (if over 18 insert 'over 18') Occupation: Police Staff P219719.....

This statement (consisting of: 2..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: [Signature] 687TP Date: 02.12.2014.....

Tick if witness evidence is visually recorded [] (supply witness details on rear)

Officers from the Central Licensing team were requested by Chef Inspector Howells from Islington's night time economy team to assist with a number of licensing inspections of Fabric night club located at 77a Charterhouse Street, EC1. This was in response to recent information that the club had recently been subject to a patron being taken fatally ill while on the premises.

On Saturday 20th September I and PC Perry Kemp were on duty in plain clothes as part of the Central licensing teams' night duty covering that particular weekend. At approx 01.45hrs we arrived at the venue in an unmarked police vehicle and positioned the vehicle a slight distance away from the club where we observed the venue for another 15 minutes.

Our reason for this was to observe the environment surrounding the club while it's in operation and the venues processes when dealing with prospective patrons seeking admission. We paid particular attention to the crowd management aspect of the queue awaiting entry, which at this time numbered only 14. There appeared a well structured system of barriers stretching from the main entrance of the club in Charterhouse street to St John's street, which was further supported by uniformed sia door staff positioned at set intervals. This system would grow in size as the queue developed through out the early morning.

The door team on the main entrance numbered approx 8 and were a mixture of male and females sia staff all of whom were correctly displaying their sia ID badges. I observed them interacting with patrons and conducting what were very comprehensive searches of individuals and their property as each customer entered the entrance foyer of the club. These thorough searches were conducted on both males and females alike and patrons appeared to be well aware of this requirement and compliant to this request as a condition of entry to the venue.

I and Pc Kemp made our way to the main door and spoke to the door staff where we identified ourselves as police officers attached to the central licensing team and that we were intending to conduct a licensing inspection of the club.

The duty manager a Mr. Max Dickerson made his way to our location and assisted us with our inspection which was recorded on our form 695 which I exhibit as KPT/1.

The staff and Mr Dickerson were keen to allow officers access to all areas of the club and observe the efforts they are making to reduce impact of the club with relation to the crime and disorder.

The venue was keen to explain and demonstrate all aspects of the operation which included their procedures in relation to.

1. Searching of patrons which was seen to be thorough and the staff informed us that they had already helped to identify two individuals attempting to bring possible drugs in to the club earlier that night. These individuals were detained and police called.

2. Challenging patrons over age/I.D, again observed by officers at the time

Signature: [Signature] 687TP Signature witnessed by:

Continuation of Statement of **Pc Karl Turton**.....

3. Minimising unattended property and challenging mobile phone theft with the use of signage and designated staff to interact with customers advising them to use cloakrooms and in some cases take property to a place of safety.

4. CCTV and the positive use in relation to theft, disorder and drug misuse. Officers were taken to the control room and spoke to the CCTV operator who took officers through all the cameras which covered most of the clubs environment both inside and out (smoking and queuing areas). They brought our attention to two cameras which were located on the dance floors within the club which were similar to the police ANPR cameras, these appeared to be able to provide footage in areas previously obscured by either smoke or lasers. The background levels of lighting were acceptable in all the footage we saw and we also observed the CCTV controller task door staff via the clubs personal radio's to deal with incidents which the control room observed.

5. Covert s1a door teams which operate through out the club tackling theft and drug misuse. Our team were introduced to the covert team in private and both s1a team members outlined their role and their responsibilities. Officers were also shown a record of work documenting the team's previous actions.

There were no breaches of the premises license and officers exited the club at approx 03.30am.

On Sunday 21st September 2014 the central licensing team returned to Fabric with both myself, Pc Perry Kemp and A/Inspector Martin in attendance. We arrived at approx 2am and again observed the whole operation of the club.

Inspector Martin was keen to see all the work the club were doing to reduce crime and disorder and once more we conducted another licensing inspection and on this occasion we requested to visit the medical room operated at the club.

On entering the sickbay/medical room officers were aware of approx 3 uniformed medical staff whose uniforms closely resembled London ambulance service paramedics clothing. Officers were informed by the club that indeed these medical staff were in fact fully trained paramedics working for the club and they were currently dealing with one white female approx 20-25 years of age who was accompanied by friend and one white male. The white female left shortly after our arrival stating that she felt better and would return to the club with her friend.

The young white male was in no condition to go anywhere and unable to stand, conscious but heavily under the influence of either drink or drugs. He was having difficulty talking his eyes were glazed and his head was rolling from side to side. The medical staff were taking his blood pressure and monitoring his condition and making efforts to contact his friends within the club.

Officers then went from the medical room to the internal smoking area which was busy with 30 plus patrons and a number of these appeared intoxicated with one male stumbling and falling in to the areas fencing.

When officers have visited Fabric over this weekend it was noticed that a sizable number of its customers appeared to be drinking bottled water and officers believe that a number of the clubs patrons were possibly under the influence of drugs or alcohol consumed elsewhere. This was discussed with the management of the club and the difficulties of attempting to stop patrons either pre loading with drugs or alcohol entering the club and then being taken ill.

Officer left the club just after 4am again with no breaches of the premises license found.

 687TP

Signature:  687TP

Signature witnessed by:

WITNESS STATEMENT

SAH/31

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of Pc Karl Turton..... URN: [] [] [] []

Age if under 18 Over 18..... (if over 18 insert 'over 18') Occupation: Police Staff P219719.....

This statement (consisting of 1..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: [Signature] 687TP Date: 03.12.2014.....

Tick if witness evidence is visually recorded (supply witness details on rear)

Officers from the Central licensing team were requested by Chief Inspector Howells from Islington's night time economy team to assist with a number of licensing inspections of Fabric night club located at 77a Charterhouse Street, EC1. This activity was in response to information that the club had recently been subject to a patron being taken fatally ill while on the premises.

On Saturday 21st September I and PC Perry KEMP were on duty in plain clothes as part of the Central licensing teams' night duty covering Fabric and part of our inspection of the premises we were tasked with taking a number of drug swab samples from toilet areas within the night club, to ascertain whether there were any trace of controlled drugs present. Permission was granted by the venues management to allow us to take these samples and both I and Pc Perry KEMP took a number of swabs from both male and females toilets. The swabs were sent to the Met police lab in Southwark and the results of this swabbing were documented on exhibit KPT/2 and sealed in Met police exhibit bag C35472876.

[Signature] 687TP

Signature: [Signature] 687TP Signature witnessed by:

Witness contact details

Home address: Postcode:
Home telephone number Work telephone number
Mobile/pager number Email address:
Preferred means of contact:
Male / Female (delete as applicable) Date and place of birth:
Former name: Ethnicity Code (16+1): Religion/belief:
Dates of witness non-availability

Witness care

- a) Is the witness willing and likely to attend court? Yes / No. If 'No', include reason(s) on MG6.
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness? Yes / No. If 'Yes' submit MG2 with file.
- d) Does the witness have any specific care needs? Yes / No. If 'Yes' what are they? (Disability, healthcare, childcare, transport, language difficulties, visually impaired, restricted mobility or other concerns?)

Witness Consent (for witness completion)

- a) The criminal justice process and Victim Personal Statement scheme (victims only) has been explained to me Yes No
- b) I have been given the Victim Personal Statement leaflet Yes No
- c) I have been given the leaflet 'Giving a witness statement to police — what happens next?' Yes No
- d) I consent to police having access to my medical record(s) in relation to this matter: (obtained in accordance with local practice) Yes No N/A
- e) I consent to my medical record in relation to this matter being disclosed to the defence: Yes No N/A
- f) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings, CICA Yes No
- g) The information recorded above will be disclosed to the Witness Service so they can offer help and support, unless you ask them not to. Tick this box to decline their services:

Signature of witness: Print name:
Signature of parent/guardian/appropriate adult: Print name:
Address and telephone number if different from above:

Statement taken by (print name): PC 687 TP P219719 Pc Karl TURTON..... Station: charing cross

Time and place statement taken:



**PREMISES LICENCE
LICENSING ACT 2003**

Premises licence number	LN/4086-030613		
Postal address of premises, or if none, ordnance survey map reference or description			
FABRIC 77A CHARTERHOUSE STREET			
Post town	LONDON	Post code	EC1M 3HN
Telephone number	020 7549 4162		

Where the licence is time limited the dates
Not Applicable

<p>Licensable activities authorised by the licence Basement and Mezzanine Floors</p> <ul style="list-style-type: none"> • The provision of regulated entertainment by way of: The performance of plays The exhibition of films The performance of live music The playing of recorded music The performance of dance • The provision of entertainment facilities for: Making music Dancing • The provision of late night refreshment • The sale by retail of alcohol

<p>The times the licence authorises the carrying out of licensable activities</p> <ul style="list-style-type: none"> • The provision of regulated entertainment for the performance of plays: <table border="0"> <tr><td>Monday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Tuesday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Wednesday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Thursday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Friday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Saturday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Sunday</td><td>00.00</td><td>to</td><td>24.00</td></tr> </table> • The provision of regulated entertainment for the exhibition of films: <table border="0"> <tr><td>Monday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Tuesday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Wednesday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Thursday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Friday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Saturday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Sunday</td><td>00.00</td><td>to</td><td>24.00</td></tr> </table> 	Monday	00.00	to	24.00	Tuesday	00.00	to	24.00	Wednesday	00.00	to	24.00	Thursday	00.00	to	24.00	Friday	00.00	to	24.00	Saturday	00.00	to	24.00	Sunday	00.00	to	24.00	Monday	00.00	to	24.00	Tuesday	00.00	to	24.00	Wednesday	00.00	to	24.00	Thursday	00.00	to	24.00	Friday	00.00	to	24.00	Saturday	00.00	to	24.00	Sunday	00.00	to	24.00
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- The provision of regulated entertainment for the performance of live music:

Monday	00.00	to	24.00
Tuesday	00.00	to	24.00
Wednesday	00.00	to	24.00
Thursday	00.00	to	24.00
Friday	00.00	to	24.00
Saturday	00.00	to	24.00
Sunday	00.00	to	24.00

- The provision of regulated entertainment for the playing of recorded music:

Monday	00.00	to	24.00
Tuesday	00.00	to	24.00
Wednesday	00.00	to	24.00
Thursday	00.00	to	24.00
Friday	00.00	to	24.00
Saturday	00.00	to	24.00
Sunday	00.00	to	24.00

- The provision of regulated entertainment for the performance of dance:

Monday	00.00	to	24.00
Tuesday	00.00	to	24.00
Wednesday	00.00	to	24.00
Thursday	00.00	to	24.00
Friday	00.00	to	24.00
Saturday	00.00	to	24.00
Sunday	00.00	to	24.00

- The provision of entertainment facilities for making music:

Monday	00.00	to	24.00
Tuesday	00.00	to	24.00
Wednesday	00.00	to	24.00
Thursday	00.00	to	24.00
Friday	00.00	to	24.00
Saturday	00.00	to	24.00
Sunday	00.00	to	24.00

- The provision of entertainment facilities for dancing:

Monday	00.00	to	24.00
Tuesday	00.00	to	24.00
Wednesday	00.00	to	24.00
Thursday	00.00	to	24.00
Friday	00.00	to	24.00
Saturday	00.00	to	24.00
Sunday	00.00	to	24.00

- The provision of late night refreshment:

Monday	23.00	to	02.30	the following day
Tuesday	23.00	to	02.30	the following day
Wednesday	23.00	to	02.30	the following day
Thursday	23.00	to	02.30	the following day
Friday	23.00	to	05.00	the following day
Saturday	23.00	to	05.00	the following day
Sunday	23.00	to	05.00	the following day

• The sale by retail of alcohol:

Monday	00.00	to	24.00
Tuesday	00.00	to	24.00
Wednesday	00.00	to	24.00
Thursday	00.00	to	24.00
Friday	00.00	to	24.00
Saturday	00.00	to	24.00
Sunday	00.00	to	24.00

The opening hours of the premises:

Monday	00.00	to	24.00
Tuesday	00.00	to	24.00
Wednesday	00.00	to	24.00
Thursday	00.00	to	24.00
Friday	00.00	to	24.00
Saturday	00.00	to	24.00
Sunday	00.00	to	24.00

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

On and off supplies

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

Fabric Life Limited
12 Greenhill Rents
London
EC1M 6BN

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

07258997

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Luke Matthew Laws

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

Islington Council
Public Protection Division
222 Upper Street
London
N1 1XR
Tel: 020 7527 3031
Email: licensing@islington.gov.uk

Service Manager - Commercial

Date of Issue

Licence

Annex 1 - Mandatory conditions

1. 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.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. All door supervisors shall be licensed by the Security Industry Authority.
4. The admission of children to the exhibition of a film shall be restricted in accordance with the recommendation of a film classification body as defined in the Video Recordings Act 1984 or Islington Council acting as the licensing authority where it has given notice in section 20(3) of the Licensing Act 2003.
5. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any "irresponsible promotions" in relation to the premises.

In this condition, an "irresponsible promotion" means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children:

 - a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on:
 - i) the outcome of a race, competition or other event or process, or
 - ii) the likelihood of anything occurring or not occurring;
 - e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
6. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
7. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

8. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

9. The responsible person shall ensure that:
- a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - i) beer or cider: ½ pint;
 - ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - iii) still wine in a glass: 125 ml; and
 - b) customers are made aware of the availability of these measures.

Annex 2 - Conditions consistent with the Operating Schedule

1. Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours. In this condition permitted hours means the authorised hours specified on this licence for the sale by retail of alcohol. This restriction does not prohibit:
 - a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
 - b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
 - c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
 - d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
 - e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
 - f) the sale of alcohol to a trader or club for the purposes of the trade or club;
 - g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
 - h) the taking of alcohol from the premises by a person residing there; or
 - i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
 - j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.
2. person under fourteen shall be in the bar of the licensed premises during the permitted hours for the sale by retail of alcohol unless one of the following applies:
 - a) He is the child of the holder of the premises licence.
 - b) He resides in the premises, but is not employed there.

- c) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
- d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

- 3. Unless otherwise specified on this licence no regulated entertainment shall take place at the premises with the exception of pre-booked private events limited to the provision of music and dancing for pre-invited guests.
- 4. This licence is subject to such further conditions as are consistent with any restrictions imposed on the use of the premises for the existing licensable activities under the licence by virtue of the enactments hereinafter set out:

Children and Young Persons Act 1933
 Cinematograph (Safety) Regulations 1955
 Sporting Events (Control of Alcohol Etc) Act 1985

- 5. The sale of alcohol is not authorised after midnight on any day on which music and dancing is not provided after midnight.

On any day that music and dancing ends between midnight and two o'clock in the morning the sale of alcohol shall cease when the music and dancing end.

The sale of alcohol shall cease at midnight on any Sunday on which music and dancing is not provided after midnight;

Where music and dancing end between midnight on any Sunday and 00.30hours, sale of alcohol on that Sunday shall end when the music and dancing end.

Where music and dancing end between midnight and 02.00 hours on any Sundays immediately before a bank holidays the sale of alcohol on that Sunday shall cease when the music and dancing end.

The sale of alcohol must be ancillary to the use of the premises for music and dancing.

- 6. Intoxicating liquor may only be sold or supplied to persons having paid an entrance fee which is not credited against liquor or other consumables.
- 7. Condition (6) shall not apply until 10.00pm on Mondays to Fridays.
- 8. Intoxicating liquor shall not be sold or supplied under the authority of this licence for consumption off the premises.
- 9. The maximum number of persons accommodated at any one time in the premises shall not exceed the following:

Basement Stage Two and Rooms Back of Stage Two:	10
Basement and Mezzanine One Dance Floor Three:	1200
Mezzanine One VIP Suite:	300

- 10. The licence shall be subject to the Council's standard conditions for Places of Entertainment
- 11. The licence shall be subject to the Council's technical standards for Places of Entertainment.

12. The licence is subject to the following Additional Conditions referred to in the Standard Conditions for Places of Public Entertainment:
- ADDITIONAL CONDITIONS D: APPLICABLE TO PREMISES USING DOOR SUPERVISORS.
- ADDITIONAL CONDITION GO: APPLICABLE TO THE KEEPING OF GOOD ORDER.
- ADDITIONAL CONDITIONS SX: FOR PARTICULAR CONTROL OVER STRIPTEASE OR SIMILAR ENTERTAINMENT INVOLVING NUDITY.
13. A maximum noise level of 116 dBL (103dBA) shall not be exceeded on dance floor 1.
- The measurement position is at 1.2m in the centre of the dance floor under the ring of high frequency speakers. Levels in the octave bands of 63 and 125Hz shall not exceed 114 and 110dB respectively.
14. The levels set out in condition (13) shall not be exceeded except with the permission of the Council.
15. The licensee shall appoint at least two Door Supervisors, registered with the Security Industry Authority, to patrol outside the premises to minimise the impact of patrons arriving and departing during its hours of operation.
16. An attendant shall be on duty in the cloakroom during the whole time it is in use.
17. The name and contact telephone number of the person(s) in charge of the premises shall be displayed on the premises in a prominent position so that it can be seen from the outside of the premises.
18. The licensee shall employ a dedicated cab company for the collection of customers to minimise disturbance to local residents.
19. The licensee shall comply with the procedures and practices contained in the Venue Operating Plan. This plan may be updated sporadically to reflect new operating procedures. A copy of the updated plan shall be submitted to the Licensing Authority for approval prior to ratification of the updated plan.
- The current approved Operational Plan is reference, LN/4086-051011.*
20. No glass bottles shall be sold over the bar without first being decanted, with the exception of champagne and spirit bottles in the dedicated VIP area. Staff shall remove empty champagne and spirit bottles promptly. Polycarbonate glassware shall be used at all times when the premises is operating as a nightclub.

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

Annex 4 – Plans

Reference Number: ISL86676

Copy of approved
Operational Plan
Ref: LN/4086-051011

J. G. Jones
Licensing Officer



OPERATIONAL PLAN – 2011 VERSION

1. KEY LICENSING OBJECTIVES
2. QUEUE + FRONT DOOR
3. SEARCH ROUTINES + ID CHECKS
4. DRUGS POLICY
5. SECURITY TEAM INCLUDING STEWARDS/FIRE MARSHALS
6. MEDICS
7. BAR-STAFF
8. CASH HANDLING + CCTV
9. CLOAKROOM STAFF + LOST PROPERTY
10. LICENSED TAXI SERVICES
11. FLOOR/TOILET-STAFF – WASTE COLLECTION AND DISPOSAL
12. MANAGEMENT – BASIC OPEN + CLOSE ROUTINES
13. EVACUATION PROCEDURES
14. FIRE
15. TRAINING
16. RISK ASSESSMENTS
17. APPENDICES

1. Key Licensing Objectives

- Prevention of Crime and Disorder
- Provision of Public Safety
- Prevention of Public Nuisance
- Protection of Children from harm

2. Queues and Front Door

Fabric positions security along Charterhouse Street going towards Barbican and round the corner of Cowcross St leading down towards Farringdon station. We also operate a filter system across the entrance of a number of premises on Charterhouse Street and Cowcross Street.

The security team are positioned at various points along the queue and are focused on the following key tasks:

- Stopping any pushing or shoving that could cause a surge towards the door
- Looking out for any pick-pockets / drug dealers
- Looking for ticket touts
- Looking for people under the influence of drugs and/or alcohol who would be unsuitable for entrance to the venue
- Ensuring customers are in the correct queue lane
- Answering any queries / directing people to the appropriate staff member
- Looking out for, and clearing, excess rubbish – in particular glassware

The front door team are responsible for the final checks before a customer is allowed to enter the venue. These checks include (where deemed necessary):

- **ID – Only over 18's allowed into venue.**
- Looking for people under the influence of drugs and/or alcohol who would be unsuitable for entrance to the venue.
- ID Checks – fake ID's are confiscated "*if there is any doubt – do not let them in, no proof – no entry*" Only relevant photo ID accepted.
- Bag Search. Every bag gets searched, we utilise two entrance streams
- Pat down searches; looking for drugs / weaponry – customers asked to go through the walkthrough metal detector.
- Ticket checks; customers are still required to present valid ID when coming in with a pre-paid ticket.

There are 3 queues in operation at fabric.

1. Paying (walk-up).
2. Pre-paid tickets.
3. Guestlist.

The front door team are also responsible for monitoring the numbers entering the venue with manual hand held clicker-counters. There are various clickers in operation which are always cross checked with the till system on the hour to maintain accuracy. The use of in and out clickers allows us to be sure of total numbers of guests in the venue at any time. The till system registers customer numbers as they enter the venue. Anyone who does not go through a till – is entered on a 'walkthrough' sheet. (*appendix 1*)

There are clickers monitoring entrance numbers – and one monitoring the number of customers who have exited the venue. The head of the front door is responsible under guidance from the management for ensuring we are never above the licensed numbers.

3. Search Routine and ID checks

Every bag is searched upon entry at the front door.

If there is any weaponry/illegal substances found, they are confiscated and the person ejected.

If the weaponry/illegal substances are such that the police need to be informed, the person would be taken to the CCTV search room at the rear of the venue and a more thorough search is conducted and the police called to assist.

In accordance with our drugs policy and police guidelines – police evidence bags are used to log and collect anything confiscated during the search. These are managed by the Security Manager and all confiscations are logged in the Drugs Log Book.

Although every bag is searched, we operate a random search policy, which includes a simple pat-down search and pocket check.

We do not allow people to leave the club and gain re-entry. In special circumstances we may allow individuals to do so, however, they will be subject to a full search upon re-entering the venue. We have two cash machines installed within the venue to alleviate the need for customers to request exiting to get cash for example.

ID checking is very simple. We only allow over 18's in to the venue, if there is any doubt in someone's age – ID is asked for, if none can be produced then no entry can be gained.

4. Drugs policy

The drugs policy at fabric has been designed in accordance with council and police guidelines. It is a **zero tolerance** policy that focuses on the need to take effective measures in preventing the supply and usage of illegal substances both in and around the premises.

Coupled with searches on the door, dedicated undercover spotter staff, a CCTV controlled search room and vigilant security/operational staff, we seek to implement this zero tolerance policy within the premises at all times.

Fabric employ trained Medical Staff while the venue is operating as a Club. Whilst all reasonable efforts are made, it is prudent to assume the possibility of illegal substances within the premises and it is of critical importance, therefore, that staff are trained in dealing with people who may be in danger of hurting themselves or others due to the influence of drug-taking.

We have a dedicated medic's room where customers can be taken and looked after should any such care and attention be required.

5. Security and Stewards

The Security department at fabric covers all parts of the venue with a mix of both static positions and floating staff.

All Security Staff are SIA licensed and hold the appropriate BIIAB Level 1+2 Door Supervision qualifications.

In addition to our licensed team, we also employ a team of "stewards" or "fire marshals" who are recruited to monitor:

- Flow of people/crowd bottlenecks.
- Fire exits/non-public areas.
- Stairwells; ensuring they are clear of obstruction.

Medic Staff and Security Supervisors are not fixed to any one position apart from the front door head who is permanently at his post. They are expected to circulate the venue throughout the duration of the shift, checking customers & staff to ensure our policies and procedures are met.

The internal security team are charged with monitoring and observing the following areas:

- Looking out for any individuals who may be "too drunk" and/or in need of assistance. This includes people who may be under the influence of drugs.
- Checking for "sleepers"
- Signs of potential trouble.
- Consumption of drugs and/or dealing
- Flow of people/bottlenecks
- Rude or abusive customers throughout but particularly at bars/cloakrooms
- Stage and artists' dressing rooms to avoid equipment/belongings theft
- Any broken glass/spillages that need clearing and informing appropriate departments

- Each member of the security team is an information point – they all have artist/show time details and all cloakroom details and where to go for complaints/lost property etc.
- Each member of the security team wears a fabric security tee-shirt/jacket and is identifiable via an SIA badge and a fabric internal staff photo-pass (*appendix 2*)

Each security staff member is equipped with a Motorola 340 two-way radio, as are Management, technical staff, all dept supervisors and medics.

All departments are contactable throughout the night so any issue can be directed to the appropriate team without difficulty.

Staff are charged with ensuring that all customers leave the premises and the environs calmly, quietly and with respect for our neighbours.

Certain security procedures, such as drugs searches, will be conducted by the Security Manager with assistance from his team. Any search carried out on a person or persons within the venue will be conducted within the CCTV controlled search room. Most drugs searches are as a direct result of the undercover spotting team's observations.

Fabric regularly monitors its operations on a covert basis by means of a 'Mystery Clubber'. This method is utilised in all areas of service, cash handling, monitoring of potential trouble and most importantly the possible presence of drugs.

We also mount a variety of operations with an aim to reducing, in particular, taxi touting outside the venue and bag theft inside. These are managed in a number of different ways, on both an internal and external basis, with co-operation from the police.

6. Medics

Fabric employ trained Medical Staff whilst the venue is operating as a club. We also have several staff that are first aid trained.

The medic's area is situated at the rear of the venue, with easy access for an ambulance via Greenhill Rents. Our staff take all medical instructions from our onsite medical team.

The medics are trained in both the ability to spot and monitor someone who is under the influence of either alcohol and/or drugs, but also the remedies / procedures necessary to assist them with recovery.

The medics are also responsible for all staff and customer medical reporting. Each and every incident is recorded and logged (*appendix 3*)

First aid boxes are maintained throughout the venue. Each bar is equipped with one as are the security offices and numerous other staff areas.

7. Barstaff

The bar team is under constant observation and has a regular training regime. All barstaff report directly report to the Bars Manager.

Fabric is a fully polycarbonate venue and decants all bottles when operating as a Club. In reference to the licensing objectives, Bar Staff are trained with regard to the following areas of concern:

- Spirit dispensing
- Secondary ID checks (most people are caught on the door)
- Intoxicated people are not to be served alcohol, and in most cases security is advised
- Tap water is fully available at all times
- Customers informed to the danger of drinks being left unattended
- All banknotes checked with UV note checker
- Credit cards checked properly against signature/chip + pin machines; secondary ID is often needed. If in any doubt a manager is called
- Any cash movements through the venue are accompanied by a member of the security team
- In the event of an evacuation (within reason and only if the situation allows it) all cash is secured. This is NOT at the expense of customer or staff safety
- Any accidents are reported to management who refer it to the medics (if necessary)
- Keep a constant state of vigilance for suspicious characters, alerting the necessary departments when required. Particular areas of concern being bag theft, males hassling females and drug dealing
- Surfaces are kept clean and non-slippery at all times and the amount of glassware/bottles on any surface is kept to a minimum

8. Cash Handling and CCTV

We take cash and credit/debit card payments throughout the venue

We do not accept personal cheques.

Each bar is equipped with a chip + pin PDQ machine which also has a signature backup facility.

Each bar and door till is equipped with a UV light banknote checker, we check every note transaction made within the premises.

If a card / banknote are deemed suspicious then the following procedure is undertaken:

Credit/ Debit Cards:

1. The customer is asked to provide a supplementary form of ID to support the possession of the card.
2. If they fail to do this – a manager is alerted – staff are never to put themselves in danger so if they see deem it necessary they may alert security as well.
3. Management will address the situation accordingly and possibly involve the police.

Banknotes:

1. If the note appears to be fake it is not given back to the customer.
2. Management is alerted and they will address the situation, involving the police if necessary.

We have two ATM cash machines within the venue for customer use. The machines in question do not retain cards - so there is never any danger of someone being left without a card. The machine is also monitored by the security team.

CCTV covers all cash handling areas such as bars/door tills/cloakrooms. CCTV in addition covers all stairwells/non-public areas/offices/entrances and exits. There is a 24-hr manned security office where there is a viewing station for all monitors.

9. Cloakroom and Lost Property

There are sufficient cloakroom facilities within fabric. These facilities can accept and cater for all coats and bags deposited each night. The venue charges for each item and a ticket is issued upon on deposit. Although cloakroom disclaimers are in place (*appendix 4*) we take great efforts to ensure that our customer's property is secure and that no property goes missing or is damaged whilst in our care. The cloakroom has a lost property facility attached, this allows people to report any items lost within the venue and/or the cloakroom. Everyone's details are logged and kept on file and any property found is returned to its owner. We allow customers the use of our phones to cancel or report the loss of any credit/debit cards/mobile phones. (*appendix 5*)

Should any credit/debit cards be reported stolen, the name on the card is given to all bar supervisors, who circulate the details to the bar-staff. Anyone trying to use such a card would be escorted by the security to the search room and if necessary, the police are called.

Customers are encouraged to leave their bags in the cloakrooms at all times. As the venue can be dark in places it is not advisable to take bags in and leave them.

If anything suspicious is found on the floor at any time, it is handed in to lost property and, if need be, management informed.

10. Licensed Taxi Service

We operate a fully licensed taxi service from our exit door using a pool of licensed drivers. The document at *appendix 6* highlights the operational duties and procedures that we implement.

The taxi service is essential to us effectively managing crowd dispersal and the provision of safe passage home to all our customers.

11. Floor Staff/Toilet Attendants/Waste Collection and Disposal

We have a dedicated floor-staff and toilet team, their primary objectives are:

- Keep all areas of the venue clean, tidy and to ensure any spillages/breakages are dealt with swiftly and efficiently
- Ensure any spillages that involve glass are dealt with immediately
- All toilets are kept clean and stocked with paper. Blockages and detritus removed
- Keep clean and clear the immediate environs and check the entire length of the queue set up for debris and rubbish
- Check all bins throughout the venue
- Ensure all rubbish is cleanly and safely taken from the venue each and every night – no rubbish is left inside the venue
- Clean away any unattended drinks/bottles

The floor / toilet team report to the Bars Manager and also the Venue management with regard to their duties. It is part of the floor supervisor's role to complete checks throughout the operation ensuring each duty is being carried out effectively. It is very important with regards to public safety that these checks are carried out as obstructions to public thoroughfares could cause accidents. *(appendix 7)*

These checks are validated by management walk-rounds and also by the staff all over the venue.

All staff, regardless of department, are requested to be vigilant. Simple observations and actions can lead to a more efficient operation and negate accidental injury.

12. Management – Basic Open & Close Procedures

Although the venue management at fabric have a very detailed brief to ensure that the venue runs both safely and effectively, we pay particular attention to the four key licensing objectives, using simple and effective steps to ensure the venue is ready for opening as well as correctly closed at the end of shift.

Each department has dedicated supervisors, charged with carrying out the function of that particular department properly – the Management's role is very much to monitor and respond.

We also employ 24 hour security staff so there is always a proper handover done at the start and end of each shift.

Prior to Opening:

- All emergency lighting/club lighting working and in order
- Test emergency public address system
- Ensure all fire exit /stairwells are clear and unobstructed.
- Check exits at street level and remove any obstructions
- Unchain all fire exit doors
- Ensure all extracts/supply fans are working correctly
- Ensure all rubbish is in designated rubbish area.
- Make sure all signage/projected signage in working order
- All queue barriers in place
- Issue all radios to all departments
- Check all radio channels for all departments
- Exit door unlocked and barriers in place
- All security & steward staff in position
- All staff in appropriate uniform/badges present
- All bins in place
- All bottle bins in place
- Cash floats issued and cash locked away in back bar areas
- Issue all management sets of keys/bar keys
- Turn off all cleaning/house lights and switch to "feature lighting"
- Check all sinks/toilet cubicles are ready with running water
- Issue all nightly staff forms/sign in forms / door requisition forms

During Closing:

- Ensure all customers leave calmly, safely and quietly
- Ensure venue is completely clear of all customers and staff
- Ensure all rubbish is left outside of venue and in rubbish area
- All bins taken out to rubbish area
- Verify all audio visual equipment and club lighting is off
- Lock all fire exits / chain up exits not in use during the daytime
- Collect venue summary sheets from head of security/all staff time sheets
- Handover any CCTV tapes that are due to be collected by the police
- Handover any statements that are due to be collected by the police
- Ensure all cash is locked away safely
- Any valuable lost property is locked away in day safe
- Any equipment due for collection to be fully labelled and left with day security/full details of any collecting bodies to be left also to gain access to venue
- Any engineer visits to be checked over before management leave venue
- Set offices alarm/venue alarm if areas in question are not in use

13 & 14. Evacuation Procedures & Fire

In the event of a fire / flood / power failure, it becomes necessary to evacuate the venue. In each case the evacuation is slightly different:

- **Fire** – full scale evacuation, everyone out as quickly and calmly as possible – all exits used
- **Power Failure** – Controlled evacuation using the main public exits and allowing people to collect belongings from cloakroom areas

In the event of a fire, staff are instructed on the following:

- It is your responsibility to calmly and quickly assist guests to leave the building by the nearest fire exit
- Do NOT panic, keep calm and reassure guests - they will be a lot calmer if you are. Remember some may be intoxicated so be aware!
- Ensure that you keep repeating in a firm but polite manner:
- "Ladies and Gentlemen, can you immediately make your way out of the Fire Exit, thank you."
- Advise guests to make their way to the ground floor, out onto the opposite side of the road and to stay there until further announcements are made.

What is the procedure?

The Club operates a two stage alarm system.

How will I know we are at stage one?

Staff alarms (a unit with two pulsating red lights and a buzzer) and a message 'Attention will Mr Frost ring 123' will be heard in staff areas only. This message will alert staff but not panic public.

What will happen and what should I do?

- Staff should be aware if their immediate area is the source of the problem.
- Staff should be prepared to react immediately should the situation change to Stage Two - Full Evacuation

- Security will immediately verify the cause of the alarm and will report to the Duty Manager.
- No more guests will be allowed access to the Club.
- The lifts will automatically return to the Ground floor and will be out of use.

How will I know we are at stage two?

- The sound system and effect lighting will shut down and the house lights will come on - full evacuation alarm and announcement will operate.

What should I do?

- You should stop what you are doing immediately.
- If possible and safe - all money and stock should be locked away.
- Do NOT panic, keep calm and reassure guests - they will be a lot calmer if you are.
- It is now your responsibility to quickly but calmly assist guests to leave the building by the nearest fire exit.
- All members of staff will be called to render assistance. If you are not given a task, you should report and wait at the Fire Assembly Point.
- You must under NO circumstances re-enter the building until told to do so by the Duty Manager.
- If you are aware of a fire IMMEDIATELY push the alarm at the closest Alarm Call Point
- It is now your priority to move guests as quickly and as calmly towards the nearest Fire Exit
- Do NOT attempt to fight the fire unless your life or the life of another is in danger
- Ensure all guests are clear and then make your way to the Fire Assembly Point

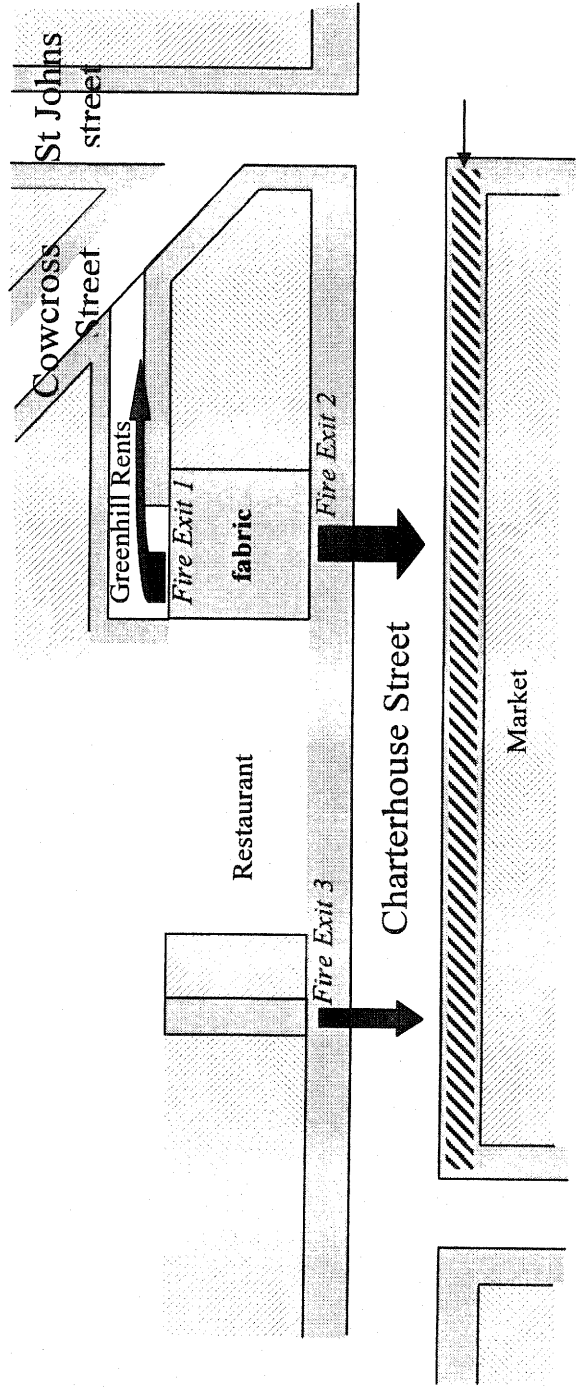
We have 2 types of fire extinguisher in the venue:

<i>Type</i>	<i>Colour</i>	<i>Size</i>	<i>Use</i>
Water	Red	9 litre	Use on material such as wood, paper, cloth etc
CO2 (Carbon Dioxide)	Red	2 kg	Use on fires involving electricity

fire assembly point

The Fire Assembly point is:

Charterhouse Street



15. Training

The venue management are responsible for conducting proper staff inductions, ensuring all staff undergo detailed training and a relevant training document has been issued to everyone.

Where appropriate refresher sessions and training of staff is undertaken and cover principal elements such as:

- Basic First Aid.
- Manual Handling.
- C.O.S.H.H.
- R.I.D.D.O.R.
- Health & Safety in the Workplace.
- Chemicals.
- Accident Prevention and Reporting.

fabric's Health & Safety Policy documents can be viewed at the venue at any time and are contained within the following:

- Staff Training Pack – a copy given to all staff as they start work at the club.
- Health & Safety Policy Folder.
- Fire Checks Folder.

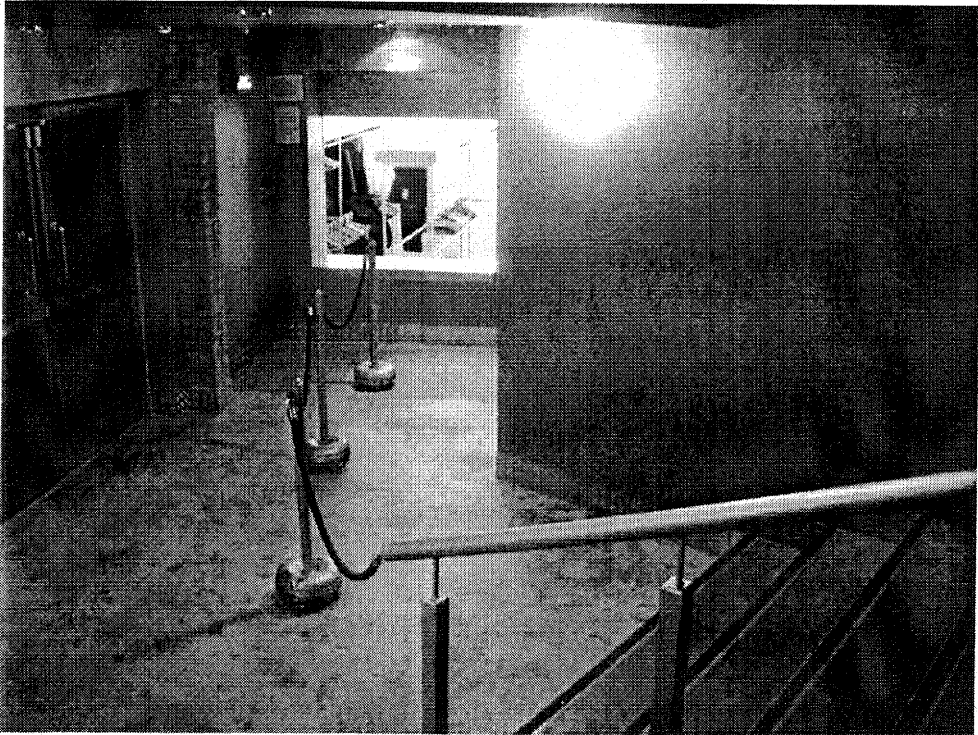
Venue Images: Outside Queue Areas



Venue Images: Inside Queue Areas



Venue Images: Cloakroom Areas



16. Risk Assessments

Risk assessments have been included with the licensing objectives in mind. They are focused on the management's understanding and appreciation of the need to evaluate areas of concern which may in turn lead to injury / harm to staff and/or the public during the operation of the venue.

- RA1 Outside the Venue/Queue Area**
- RA2 Stairwells**
- RA3 Cash Areas/Bar Areas**
- RA4 Security Office**
- RA5 General Maintenance and Venue Upkeep**
- RA6 Weaponry + Drugs/Searches**
- RA7 Bomb Threats**
- RA8 Fire**
- RA9 Waste Disposal**
- RA10 Manual Handling**
- RA11 Due Diligence**

RA1

Queue Control

Persons Affected:

All Customers / public / staff

Hazard:

Surging / violence in queue / drug dealing / disorder / litter

Risk:

Personal injury / property damage

Control measures implemented to Minimise Risk:

1. Barriers in place to set out queue guidelines
2. Security staff positioned accordingly along queue
3. People told to be careful when crossing road from ticket collection queue to main doors
4. Clear signage to dictate where to queue and for what
5. Bins placed all the way along queue for waste disposal to minimise clutter on floor
6. Filter system in operation over Meet Bar to minimise surging of people outside their door
7. All security staff to be equipped with 2-way radios and also hand held counter clickers to maintain numbers / flow of guests
8. Constant walk rounds by management to assess flow of people / any necessary action
9. Regular waste disposal walk rounds and checks from designated floor staff to clear all glass/debris from queue
10. Security staff on the look out for any such bag theft / drug dealing
11. Various police mounted operations to include observations on queue / customers
12. Ensure people do not spill out into road
13. Ensure when people are entering they are calm / quiet / orderly

RA2

Stairwells

Persons Affected:

All Customers / public / staff

Hazard:

Poor lighting / slippery surfaces / obstruction

Risk:

Personal injury / property damage / drug dealing

Control measures implemented to Minimise Risk:

1. Ensure all lighting both emergency and feature lighting is in full working order
2. Ensure people do not sit on the stairs and block access
3. Assign stewards to monitor and maintain the above
4. Ensure all floor staff monitor regularly any spillages / breakages on stairwells
5. Ensure all fire exit signage / lighting is in full working order
6. Rope off VIP door way and position security staff / promotional staff to monitor flow of guests
7. Monitor levels in rooms at all times and communicate to management / security staff any bottlenecks / problem areas
8. Ensure all staff are aware of what "people on the social will do" such as sliding down banisters

RA3

Cash Areas / Bar Areas

Persons Affected:

All Customers / public / staff

Hazard:

Tills left open / money left lying around / drinks in easy reach

Risk:

Personal injury / property damage / theft / assault / fraud

Control measures implemented to Minimise Risk:

1. Ensure all cash drawers remain closed in between transactions
2. Do not walk around the venue with cash in any circumstances unless escorted by security staff
3. All cash behind bars to be locked away in digi-safes in back bar areas
4. All drinks stock to be out of reach by the customer and in appropriate rails behind bar / back displays
5. Note checkers to be used at all times / chip and pin machines for credit sales
6. Ensure all CCTV is active and tapes running at all times
7. Any fake notes to be reported to hopefully minimise repeat offenders
8. Position security staff accordingly to achieve maximum monitoring ability throughout venue
9. Tills are all positioned on the front of the bar so the staff always face the customer
10. All staff to be wary of serving customers who may have had too much to drink
14. If any doubt with regards to under age drinkers – "no proof, no drink"

RA4**Security Office****Persons Affected:**

Public / staff

Hazard:

Cash handling area for whole venue / Artist payment area

Risk:

Personal injury / property damage / theft / assault

Control measures implemented to Minimise Risk:

1. Security staff positioned to monitor and secure office
2. All safes to be locked during the night unless monies being moved about office
3. Office to be manned 24 hours and for the duration of the operating time
4. Doors to be double locked at all times
5. Before answering the door – check CCTV monitors to ensure no breach is made
6. 2-way radio set up ready to call assistance if necessary
7. Staff member to monitor all CCTV footage – ensure the main monitors are on appropriate images (front door / rear door / search room etc)
8. Coded lock on door to be changed regularly
9. All staff wear ID badges so access can be monitored
10. All confidential documents to be locked away
11. Drugs safe is locked and secure at all times – Police have the key to gain access for collections

RA5**General Maintenance + Venue Upkeep****Persons Affected:**

Public / staff

Hazard:

Breakages / Machinery malfunction / Bad lighting / Emergency system failure

Risk:

Personal injury / property damage / evacuation failure / fatalities

Control measures implemented to Minimise Risk:

1. Maintenance manager and team dedicated to ensuring all facilities / machinery and equipment working at all times
2. Thorough weekly venue checks for all equipment / general functionality of the premises
3. Monthly checks of all fire equipment / weekly checks of all break glasses / yearly building control licensing inspection / checks
4. All surfaces / doorways / stairwells / toilets monitored weekly and any snagging / minor repairs to be carried out on a weekly basis
5. Correct hygiene methods followed with reference to ice machines / glass-washers / drinks stores
6. Contracts in place with reference to: sanitary bins / contract cleaning / pest control / glass-washers / air con units / extracts / fire alarms / CCTV
7. Nightly management walk-rounds in place to ensure any damage is logged and repairs carried out

RA6+RA7**Weaponry + Drug Searches inc. Bomb Threats****Persons Affected:**

Public / staff / customers

Hazard:

Weapons entering venue / increased drug usage / terrorism

Risk:

Personal injury / property damage / death

Control measures implemented to Minimise Risk:

1. Metal detectors used in the queue (handheld) and walk through at the front door
2. Pat down searches of suspicious customers at all times at front door
3. Every bag is searched upon entry
4. Venue checks daily and nightly – at the start and end of shift
5. Day security – sign in book for all visitors
6. All visitors to be pre-booked and announced
7. Day security to do hourly sweeps of the venue to check for alien items
8. Sharps boxes used (requested by local police) for any blades confiscated
9. Any weapons found – photo of owner taken and possibly the police involved
10. No rubbish bags to be left anywhere in the venue
11. No flat surfaces in any toilet area / where the staff cannot see
12. Undercover spotter staff employed to mount various operations with a view to cut down and influence the above
13. All fabric equipment is security tagged and marked to identify any alien objects

RA8**Fire****Persons Affected:**

Public / staff / customers

Hazard:

Flammable materials / bin fires / exit impedence

Risk:

Personal injury / property damage / death

Control measures implemented to Minimise Risk:

1. CO2 + water extinguishers placed strategically around venue
2. Fire Phones strategically placed in venue
3. Smoke detectors / sprinkler system throughout venue
4. All flammable liquids to be locked away in maintenance cupboard
5. Any material used in the venue is fire-proofed / certificated if used by external promotions company
6. Bins checked regularly and not over used in public areas
7. Floors in venue are heavily polished and sealed concrete / heavy duty resin – no carpets
8. All equipment checks to be documented and logged
9. No smoking in certain areas – such as low ceiling areas around foyer / entrance area
10. No smoking in any cloakroom area
11. All ashtrays emptied and washed out on a nightly basis
12. Day security on hourly sweeps of the venue
13. Public address / fire alarm tested regularly
14. Fire exits kept clear at all times and unchained in venue operating times
15. Stairwells + walkways / thoroughfares kept clear at all times
16. No flame driven pyrotechnics to be used whatsoever
17. No electrical sockets to be overloaded / plug adapters to be used
18. All electrical plugs / equipment to be tested officially

RA9**Waste Disposal****Persons Affected:**

Public / staff / customers

Hazard:

Flammable materials / bin fires / exit impedence

Risk:

Personal injury / property damage / fire / vermin / disease

Control measures implemented to Minimise Risk:

Empty all bins / rubbish areas internally and ensure all bags / debris deposited in external rubbish area
Ensure rubbish collections are done (when operating) daily (currently 4 times a week)
Do regular venue clearance days – use of skip for larger items
Any broken glass (on a mass scale) to be packaged accordingly to protect staff / public
Glass recycling bins to be used at all times for glass (unless circumstances dictate otherwise)
Any food waste to be double bagged
Sanitary bins to be collected on a weekly basis – only official PHS staff to be involved

RA10**Manual Handling****Persons Affected:**

Staff

Hazard:

Heavy equipment / deliveries / manual labour

Risk:

Personal injury / property damage / RSI

Control measures implemented to Minimise Risk:

1. All staff to be trained with reference to the health and safety manual
2. Lifting to be the correct way and done by those who are of good health and trained to do so
3. No new or expectant mothers to be employed in a role which puts un-necessary physical demands upon them
4. Delivery's to be conducted by delivery team – any new staff to work within group
5. Delivery equipment to be used to aid the process of stock movements this includes goods lift / trolleys / barrows
6. Ramps to be set up in place to avoid accident

RA11

Due Diligence

Persons Affected:

All Staff / public

Hazard:

Anything previously mentioned and the unexpected

Risk:

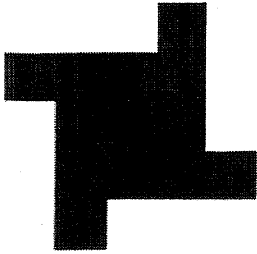
Personal injury / death / property damage

Control measures implemented to Minimise Risk:

1. Regular management meetings
2. Management to take an active hands on role on all operating issues
3. Management to be present at all times during the venue's operation
4. No drinking on shift for any staff / management involved in operations
5. Venue checks to be fully comprehensive and thorough throughout the operating times and during set up + close down periods
6. Pay attention to socio-political reports / findings that may aid in various ways the operations of the venue
7. All customer feedback to be answered / complaints to be acted on
8. Staff to have forum to report back to senior management on all aspects of the operation

16 Appendices

- 1. Front Door Walkthrough Rec Sheet**
- 2. Staff Pass / SIA Badge**
- 3. Incident Reporting**
- 4. Cloakroom Disclaimer**
- 5. Licensed Taxi's – Best Practice Guide**
- 6. Floor Staff Checks List**



fabric

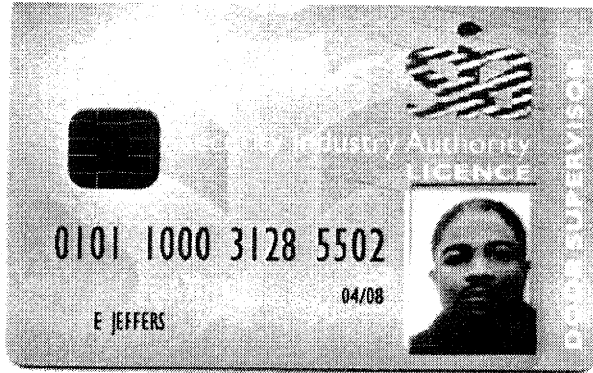
-Walk Up Reconciliation:

Night : _____ Date : __ / __ / __

Clicker total at close doors : _____

Name	Number of Persons	Total	TIME	IN	OUT
Gary Kilbey			11PM		
Keith Reilly			12AM		
Cameron Leslie			1AM		
Nathan Leslie			2AM		
Luke Laws			3AM		
Matt M-Turner			4AM		
Rob Hughes			5AM		
Andy Blackett			6AM		
Shaun Roberts			7AM		
Judy Griffith			8AM		
Scott Paterson					
Dave Gamble					
Other MUST SUPPLY NAMES					
Tables Walkthrough					
If paying at Vip Bar Table Paying					
Silver Vip Card members You must enter the card numbers	Total must correspond with Vip till read				

EXAMPLES



fabric

77a Charterhouse Street, London EC1M 3HN

DAVID TANNER
STAFF



IT
MANAGER

fabric

77a Charterhouse Street, London EC1M 3HN

NATHAN LESLIE
STAFF



GENERAL
MANAGER



CLOAKROOM POLICY

A ticket will be issued upon receipt of your items. The items will be returned upon production of this ticket. If you lose the ticket or it becomes defaced, the item will be returned to you at the close of the club and at the Manager's discretion. Fabric accept no liability for loss or damage to items anywhere in the venue. Fabric also accept no liability for items in the pockets of jackets or inside bags for which a ticket has not been issued.



Introduction

Safetrip is part of the in-house operational team at **fabric** nightclub, and is a natural progression from our well established private hire business **Driven**. **Safetrip** was established to fully utilise the assets and operational knowledge we have amassed in the 12 years we have been safely and reasonably servicing the needs of our customers in Farringdon

Amongst the challenges we faced when we opened **fabric** in October 1999, was getting up to 3,500 customers home at 5am in a part residential area with no operating public transport links. We addressed this by establishing our own minicab firm, **Driven**, and building our own team of 250 drivers – which represents one of largest private hire fleets in London.

Although there were other factors, this was a critical aspect in obtaining what was one of the only 24-hour Music and Dance licences and more recently the UK's first 24-hour liquor licence for a club under the new licensing laws.

Since the establishment of **Driven** in 1999 we have carried over 1,500,000 passengers. Also it has been great for our customers to know that they will never wait more than a couple of minutes to get home-bound

Our service operates in two parts:

Registration of Drivers:

Minicabs have an understandably mixed reputation in London. As we at **fabric** view this service as a natural extension of the whole leisure experience, we think passenger safety is paramount. We therefore run a series of rigorous checks each week when our drivers register with us at **fabric**. We inspect and keep copies of all relevant documents, including their DVLA driving licence, vehicle registration certificate (V5), MOT, PCO Private Hire Driver's licence, Private Hire Vehicle licence and Hire and Reward insurance. There are NO exceptions. By doing this each week, we can be certain that they are who they say they are, that we can contact them and that they have all of the necessary licences, qualifications and insurances to be PHV drivers.

We also have stringent minimum criteria for the vehicles we allow our drivers to use. We run weekly spot-checks for obvious signs of wear and tear, although they are officially inspected twice annually by law.

Because we don't cut corners we only attract responsible drivers who are able to meet the relevant legal requirements. This in turn has resulted in 7 years of relatively incident free operations and our customers being entirely confident when getting into a **Safetrip** car at the end of the evening.

On-night Operations

On-night ops require slick and friendly service by experienced and knowledgeable staff. By massing a large pool of drivers at our point of departure, passenger waiting times are kept to the bare minimum and typically never exceed 3 to 4 minutes.

Our controllers agree the fare with the passengers from an exhaustive fare chart covering nearly 500 of the most popular locations in and around London. We keep the fares extremely reasonable, equal or less than black taxi fares, as this is obviously critical to customer satisfaction and it also tends to discourage illegal touting.

Once the fare has been agreed and the journey details recorded, passengers are ushered into the car by a marshal, further reducing the interference of touts and enhancing passenger safety.

We offer a dedicated lost property service and pride ourselves on the positive impact this has had on the venue's approach to after sales care.

We are fully licensed as a London Private Hire Operator by the PCO, London's taxi and minicab regulator. In response to numerous public safety concerns the requirements for operating procedures and record keeping are stringent and the number of non-compliant firms being put out of business is increasing. We also carry public liability insurance to a maximum of £5 million for each incident, alongside our employers' liability insurance for our personnel.

As club operators, we are acutely aware that the core club business takes priority over other services and we offer a low footprint and easily integrated system.

Support

In developing the **Safetrip** project we have enjoyed the support of the Mayor of London's office and we have been held up as an example of 'best practice' by the Mayor's 'Safer Travel at Night' initiative – one of our founders, Cameron Leslie, has spoken on a number of occasions on behalf of the initiative to mixed gatherings of police officers, London Borough officers, taxi/minicab operators, club/bar/restaurant owners and local and national politicians.

Safetrip and fabric continue to support The Suzie Lamplugh Trust.

For further information please contact

Matthew Macdonald-Turner
T: 020 7549 2272
F: 020 7490 0406
E: matt@fabriclondon.com

Floor checklist			
	Bar1/main dance		Date:
Time	Debris Check	Spill Check	Sign
22:00-22:30			
22:30-23:00			
23:00-23:30			
23:00-23:30			
23:30-12:00			
12:00-12:30			
12:30-01:00			
01:00-01:30			
01:30-02:00			
02:00-02:30			
02:30-03:00			
03:00-03:30			
03:30-04:00			
04:00-04:30			
04:30-05:00			
05:00-05:30			
05:30-06:00			
06:00-06:30			
06:30-07:00			

**Licensing Act 2003- Representation from the Licensing Authority
Licence Review Application
Fabric, 77a Charterhouse Street, London EC1**

I am submitting a representation on behalf of the Licensing Authority with respect to the application for the review of the premises licence for Fabric, 77a Charterhouse Street, London EC1M 6HA. The application has been submitted by the Metropolitan Police Service and concerns the promotion of the licensing objectives relating to prevention of crime and disorder and public safety.

The premises holds a licence for the sale of alcohol (on and off supplies), regulated entertainment and late night refreshment, which permits the premises to operate as a nightclub 24 hours, 7 days a week. The premises has a licensed capacity of 1510 and has traded since 1999. The club generally opens on Fridays, Saturdays and Sundays and occasionally opens on other days for specific events.

The grounds for the representation are:

- Public nuisance
- Crime and disorder
- Public Safety

Licensing Policy Considerations

- Licensing Policy 1 – Location, cumulative impact and saturation**
- Licensing Policy 5 – Management of anti-social drinking in the street**
- Licensing Policy 7 – Licensing Hours**
- Licensing Policy 9 – The Operating Schedule**
- Licensing Policy 10 – Commitment to high standards of management**
- Licensing Policy 17 – Drugs policy**

The premises is located on Charterhouse Street, opposite Smithfield Meat Market. The club first opened in 1999 and since this time the area has changed significantly. There has been an increase in both the number of licensed premises and residential dwellings. The area has one of the highest concentrations of late night licensed premises in Islington. While many residents are drawn to the area because of the late night offering, others are drawn by the central location and convenience for travelling to places of work. The balance between the different uses of properties in the area needs to be carefully managed to avoid conflict. For this reason the Farringdon area of Clerkenwell has been designated as a Cumulative Impact Policy area since January 2011.

The Licensing Service recognises that the operators of Fabric have a strong history of compliance. Routine inspections are carried out approximately every six months by Licensing Officers and to date no issues of concern have arisen in relation to compliance with licensing conditions.

Complaints continue to be made to the Licensing Service about antisocial behaviour attributed to Fabric's customers. The typical issues raised are street drinking, littering, public urination, drug dealing/taking and the behaviour of illegal minicab drivers. In the last 12 months records show there have been seven complaints made to the licensing service in connection to the premises, summarised in Appendix 1. Council Officers routinely visit the area and whilst there is evidence of street drinking in the area, there appears to be multiple sources. Fabric attracts a large number of people to the area and typically several thousand customers pass through their doors over the weekend. The customer demographic is typically in the age range of 18 to 30 years. "Pre-loading" by Fabric customers routinely takes place, mainly around Farringdon Station and the vicinity of Cowcross Place. Street drinking also takes place by local students, visitors to other licensed premises and vagrants. There are a large number of licensed premises in the area, in addition there are a significant

number of off-licensed premises just outside the Borough boundaries. At night the area is a busy thoroughfare for both vehicle and pedestrian traffic. It should be noted that while Fabric's licence permits off-sales, customers are not permitted to leave with alcoholic drinks.

The management and operators of Fabric have consistently demonstrated the highest standards of management in terms of operating their venue and have always worked with the Licensing Service to address issues of concern. They chair and host the local Pubwatch, actively participate in the Late Night Levy Board and have helped implement the Purple Flag Award and Licensees' Charter for the area. The management of the outside area is more problematic. Staff routinely patrol the immediate vicinity to collect litter and move on customers causing a potential disturbance in the vicinity. The venue management have reported that patrols are limited in their extent due to safe working practices and insurance issues for the venue. It is anticipated that the Night Safe Patrols, financed through the Late Night Levy Scheme, will help assist with these issues.

The hours of operation have caused some conflict with some local residents and businesses. Typically the concerns relate to behaviour of customers arriving late at night, queuing and departing in the early hours. In more recent times the reported problems associated with the queue have fallen away; this is presumed to be in part associated with the venue introducing a voluntary ban on drinking alcohol in the queue and the general economic downturn which has affected young people's disposable income. The current hours of operation do mean that there is no rush to enter before a 'cut off' time which could affect processing and searching and, as the underground and bus network is functioning, customers are able to leave the area more easily.

The Licensing Service shares the Metropolitan Police Service's view and expects that the management of the venue would put in place all options open to them with a view to preventing drugs being sold and used within the venue. The Licensing Service supports the conditions proposed by the Metropolitan Police Service and believes their imposition on the premises licence to be a reasonable step to take to tackle illegal drug use associated with the premises.

The Licensing Service recognises the importance of the premises licence operating schedule to describe how the highest standards of management will be achieved in relation to the promotion of licensing objectives. The venue operating plan attached to the premises licence was last updated in 2011. Earlier this year the Licensing Service and Metropolitan Police Service identified a number of areas where the current premises licence and management plan could be improved to reflect current practices at the venue and better promote the licensing objectives. As a consequence a new operating schedule was drafted by the Licensing Service and the Metropolitan Police and sent to the operators of Fabric for consideration and subsequently discussed at a joint meeting. The schedule has been further revised following feedback from the operators. The Licensing Service believe the revised schedule of conditions, while the operator is not in total agreement with all the revisions, will better promote the licensing objectives. A copy of the revised schedule is attached as Appendix 2.

Summary and recommendations

The Licensing Service has considered this review application with reference to Islington's Statement of Licensing Policy. It is recognised that the operators and management of Fabric work hard to operate a successful venue and are able to demonstrate a history of compliance and a desire to achieve the highest standards of management. However it is also recognised that additional measures are necessary to further promote the licensing objectives. The Licensing Service believes that the conditions set out in Appendix 2 will help achieve this aim

Jan Hart
Licensing Authority
Islington Council
Public Protection Division
222 Upper St
London N1 1XR

3 December 2014

Fabric Review Representation – Appendix 1

Reference	Date	Source	Details	Outcome
WK201467805	18/11/2014	Venue management	Complaint about nitrous oxide sellers outside Fabric	Referred to Trading Standards and Night Safe Patrol for action.
WK201467805	30/10/14	Local landlord	Residents complaining about late night/early morning disturbance at weekends in vicinity of Cowcross Place which they claim is caused by Fabric customers.	Fabric agree to periodically patrol the area concerned. Issue to also be referred to Night Safe Patrol.
WK201464415	21/10/14	Local resident	Complaint about noise disturbance from customers in smoking area all weekend and additional weekday opening.	Management confirmed venue celebrating 15 th birthday and open all weekend. Weekday opening was one off private event "World Hair Tour". Complainant given further advice about complaint process.
WK201458190	16/08/2014	Local resident	Complaint about customers from Fabric taking nitrous oxide outside their property.	Issue raised with Fabric management
WK201468055	17/07/2012	Venue management	Complaint from Fabric management about noise from rubbish collections.	Referred to Street Environment Services to take action.
WK201452829	14/07/2014	Local business	Complaint concerning taxi touts, public urination and drug dealing at weekends.	Visit carried out and suspected drug dealer spoken to by police. Complainant advised to

				continue reporting incidents and report illegal minicabs details to TfL.
WK201325157	5/04/2014	Local resident	Complaint concerning litter: broken glass, vomit, food containers in vicinity of Fabric at weekends.	Liaised with SES who agreed to amend street cleansing times. Licensees spoken to at pubwatch and asked to be more proactive clearing up litter.

Fabric - Draft Conditions

Queuing and outside management

<p>1</p>	<p>Queuing arrangements on the public highway shall be arranged so as:</p> <ul style="list-style-type: none"> ➤ To prevent crime and disorder within the venue by deterring organised and opportunist offenders from entering the venue ➤ not cause an obstruction or nuisance to those wishing to enter other premises or use the public highway ➤ to facilitate the club entry procedures with a view to minimising queuing times. <p>In addition queuing arrangements shall be in accordance with any plan stipulated in writing to the venue operators by local authority licensing officers or the Metropolitan Police.</p>
<p>2</p>	<p>The venue queuing system will be organised so as to provide for,</p> <ul style="list-style-type: none"> • a number of points of contact with SIA licensed door supervisors within the queue, by providing a break in the queue supervised by a SIA registered door supervisor where questioning of patrons takes place prior to the search point and entrance to the venue • for SIA licensed door supervisors to question potential patrons on a one to one basis about their attendance at the venue before they progress to a final venue entry queue • for identification scanning to take place prior to entry • to allow for crime prevention advice to be given to patrons whilst in the queue • the designated queuing area shall be enclosed within appropriate barriers to ensure that the footway is kept clear with adequate security and stewarding staff deployed to deliver the agreed queue plan at all times.
<p>3</p>	<p>A minimum of 1 SIA registered door supervisors per 100 customers present, including customers queuing, shall be on duty at the premises at all times whilst it is open for business, at least one of whom shall be a female. All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall be clearly identifiable. All persons to be searched shall only be searched by an SIA trained member of staff and the location where the search is to take place must be monitored by the premises CCTV system. All door staff to receive a briefing at the start of each shift which should include updates on relevant police information and the identity of banned customers.</p> <p>The duties of the SIA licensed door staff and stewards shall include,</p> <ul style="list-style-type: none"> • Stopping any pushing or shoving in the queue that could cause a surge towards the door • Looking for ticket touts • Looking out for people under the influence of drugs and/or alcohol to prevent them entering the premises

	<ul style="list-style-type: none"> • Ensuring customers are in the correct queue lane • Answering queries and directing people to the appropriate staff member. • Looking out for, and clearing, litter – in particular glassware. • Preventing persons from drinking alcohol in the queue • Informing any potential customers seen drinking alcohol on the street in the vicinity of the club that they will not be permitted entry to the club unless they immediately cease. • At least one SIA licensed door supervisor should be engaged in initial questioning within the queue to screen patrons. • Ensuring each customer entering the venue has been satisfactorily vetted by the computer based identification entry system. • Ensuring no persons under 18 years of age enters the premises • Ensuring patrons are being searched in accordance with the search policy. • Report any suspicious behaviour to the venue manager. • Ensuring accurate numbers of patrons entering and existing the premises are recorded.
4	<p>At least one experienced member of the venue management team shall be stationed at the entrance at all times the venue is in operation under the licence, unless called away to deal with an emergency situation. He / she should ensure that door staff are operating as outlined within these conditions, particularly with regard to actions to prevent drugs and crime.</p>
5	<p>Staff shall be employed to patrol the immediate vicinity of the premises to include Peter's Lane, Cowcross Place and St John's Lane around the Save the Children Building. They shall be specifically briefed to:</p> <ul style="list-style-type: none"> • Deter customers from urinating, littering, loitering or engaging in street drinking in these areas • When not patrolling to maintain a static position on Peter's Lane. • If people are loitering to ask them politely and quietly to move on. • Moderate the volume of their own voice and radio so as not to cause any potential addition disturbance. • If someone is abusive, refuses to keep quiet or move away call for assistance on their radio. • Regularly visually check the entrance of 88 Cowcross Street to ensure doorway clear at all times • Ensure Corps Shutter is down at all times when the club is open, if not, to notify the Club's General Manager or Duty Manager. • Where possible move minicab touts and vehicles attempting to park illegally in the vicinity. If driver refuses call 101 to report them and indicate this action to the person • If it is one of the drivers operating for the club, to take their details (driver number on rear view mirror ticket) and radio or pass details to the Club's management.

6	All SIA licensed door supervisors and stewards engaged in managing the queuing system and entry shall be clearly identifiable.
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Entry / Exit Policy and Controls

7	No persons under 18 years shall be permitted on the premises.
8	A proof of age scheme, such as Challenge (25), shall be operated at the premises where the only acceptable forms of identification are (recognised photographic identification cards, such as a driving license or passport / holographically marked PASS scheme identification cards)
9	<p>No patrons shall be admitted or re-admitted to the premises (excluding those who are re-entering from the smoking area) unless they have passed through a metal detecting search arch or scanned with a search wand.</p> <p>No patrons shall be admitted to the premises without being subjected to a thorough search of their person and bag.</p> <p>All patrons wishing to smoke on the premises must be directed by signage and staff to use the designated smoking area of the premises. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly. All staff engaged in controlling this area, shall be clearly identifiable.</p> <p>Signs adverting the search policy shall be prominently displayed at the entrance. All searches must be carried out where they can be monitored by the club's CCTV system.</p>
10	ID scanning system shall be installed and operated at the venue during all hours of operation.
11	Drugs dogs shall be employed outside the venue for at least 50% of the hours of operation per night. Shifts shall be varied from night to night. Any person identified by the drugs dog shall be refused entry. A log shall be kept of the hours that the dogs are deployed and the numbers of refusals.
12	A record of numbers of persons accommodated within the premises shall be continually maintained. An hourly written record of these numbers shall be maintained at the door and made immediately available for inspection by authorised officers. The hourly record shall also include a record of accommodation splits within the premises. Hourly records shall be signed by a duty manager.
13	<p>A drugs safe and log system will be employed at the premises to record all seizures of drugs and weapons from customers. The premises management shall liaise with police on a weekly basis to report, and arrange for the collection of, any seized drugs and/or weapons. All seized items will be placed into evidence bags provided by police. The bags will be sealed, signed by person taking the drugs and times and dates written.</p> <p>The premises management will ensure that the Police are called to the premises where individuals are found in possession of quantities of drugs that suggest they</p>

	<p>may be engaged in the supply of drugs to others.</p> <p>Any person found attempting to bring drugs or weapons into the premises shall be refused entry and banned from future entry. Similarly any person found in possession of drugs or weapons on the premises shall be excluded from the premises and banned from future entry.</p>
14	<p>The premises shall prominently display signage at all entrances informing customers: -</p> <ul style="list-style-type: none"> • All persons entering and exiting this premise are liable to be searched. • Agreement to search is a condition of entry. If persons do not consent, entry will be refused. • Police may be called if drugs or weapons are found. • CCTV is in operation throughout these premises and is made available to the police. • Any person found carrying weapons or illegal drugs will be permanently excluded and the police will be informed. • Management reserve the right to refuse entry • To leave quietly and respect your neighbours <p>The club will advertise its search on entry and exit policy on their website and ticketing ensuring patrons are aware that this is a condition of entry and that any person refusing to be searched will have to remain at the club until police attend.</p>
15	<p>SIA licensed door supervisors will instigate search on exit during each opening session in order to deter offenders entering the premises and committing crime within.</p> <p>The times during which search on exit is being operated at the premises should be recorded in the security log.</p>

Security Staffing Procedures

16	<p>A register of security personnel employed on the premises shall be maintained in a legible format and made immediately available upon request by an authorised officer. The register should be completed by the DPS/duty manager/ nominated staff member at the commencement of work by each member of security staff and details recorded should include; Full name, SIA badge number, registration expiry date and time of commencement of duties. The security operative should then sign their name against these details. This record shall be made immediately available upon request by Police or Local Authority Officers..</p>
17	<p>A record of allocated security positions shall be kept at the premises, to record the location and duties for each member of security and marshals/stewards. This record shall be made immediately available upon request by Police or Local Authority Officers.</p>
18	<p>All door staff to receive a briefing at the start of their duty to include any updates on local crime trends. Each member of security shall sign off to confirm that they have been briefed. A written record of the details of nightly security briefing shall be kept and made available upon request by an authorised officer, together with briefing sign off sheets.</p>

19	Each security staff member, member of management, technical staff, department supervisors and medics shall be equipped with a radio or other form of electronic communication devices to aid communication with each other, including the use of ear-pieces to ensure communications can be properly heard and understood at all times the premises are open to the public.
20	The management must instruct security staff and other staff members to assist police or local authority officers with any enquiries they make in the execution of their duties.
21	The premises are to take all reasonable steps to make security and other staff members aware of the identities of excluded persons. The premises are to keep a record of all excluded persons. This record is to be made available to police officers and local authority officers on request.
22	Undercover "spotter" staff shall be employed at the premises whose duties shall include looking for signs of drug use or dealing, potential thieves and other suspicious or inappropriate behaviour.
23	<p>Incident logs shall be kept at the premises, and made available on request to the Police or Local Authority Officers, which will record the following:</p> <ul style="list-style-type: none"> • all crimes reported to the venue • all ejections of patrons • any complaints received • any incidents of disorder • all seizures of drugs or offensive weapons • any faults in the CCTV system or searching equipment or ID scanning equipment • any refusal of the sale of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. • Persons refused entry for intoxication or providing false ID • Altercations in the queue or venue • Any person becoming ill or unconscious / unresponsive in the venue • Any visit by a relevant authority or emergency service. • Any other significant incident <p>The logs shall be available for inspection at the premises by the police or an authorised officer of the Council at all times whilst the premise is open.</p> <p>Any information regarding crimes committed within the premises, including suspected drug dealing or violence, shall be reported to the police immediately or as soon as is reasonably practicable.</p>

Supply of Alcohol

24	No alcohol shall be sold or supplied for consumption off the premises.
25	No patron shall be permitted to leave the designated licensed area in possession of any glass vessel.
26	The sale of alcohol must be ancillary to the use of the premises for music and

	dancing.
27	No glass bottles shall be sold over the bar without first being decanted, with the exception of champagne and spirit bottles in the dedicated VIP area. Staff shall remove empty champagne and spirit bottles promptly. Polycarbonate glassware shall be used at all times when the premises is operating as a nightclub.
28	On induction staff shall receive training on alcohol and drug awareness, responsible retail of alcohol, conflict management, crime scene preservation, premises licence conditions, incident reporting procedures, cash handling, property management, evacuation procedures and security awareness. All staff shall sign to acknowledge receipt of this training and regular refresher training shall be carried out. Records of staff training shall be kept available for inspection, including the type and date of training received.

CCTV

29	CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request, free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images free of charge.
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Customer welfare / Crime Prevention

30	<p>Pre-opening checks shall be carried out and recorded prior to the admission of the public. Checks shall include:</p> <ul style="list-style-type: none"> • All emergency lighting/club lighting working and in order • Test emergency public address system • Ensure all fire exits/stairwells are clear and unobstructed • Check exits at street level and remove any obstructions • Unchain and unlock all fire exit doors • Ensure all extracts/supply fans are working correctly • Ensure all rubbish is placed in designated rubbish area • Make sure all signage/projected signage in working order • Make sure all emergency exit signs and crime prevention notices in place • All queue barriers in place • Issue all radio, or other forms of electronic communication • All security and stewards in position • All staff in appropriate uniforms and badges displayed • All bins in place • All bottle bins in place • Cash floats issued and cash locked away in back bar areas
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	<ul style="list-style-type: none"> • Issue all management sets of keys/bar keys • Check all toilets/sinks are working with running water • Ensure all staff and security have signed in • Check CCTV is fully operational • Search arches and wands are working and in place • The computer based identification entry system is operational. • Medical staff are on duty and medic room ready for use • All safety equipment is in place 						
31	<p>A dedicated and secure medic area shall be provided with easy access for paramedics/ambulance. A minimum of two trained medical staff shall be employed at the venue when it is operating as a club. Medical staff shall be trained in the ability to spot and monitor someone who is under the influence of either alcohol and/or drugs, together with knowledge of the remedies/procedures necessary to assist them with recovery. All staff shall take medical instructions from the onsite medical team. In addition at least one manager on duty shall hold a current first aid at work qualification.</p> <p>First Aid boxes shall be maintained throughout the venue, including all bars, the security office and entrance/exit points.</p>						
32	<p>The dedicated customer smoking area shall be maintained secure and only accessible via the premises. At least one member of security, wearing high visibility jacket or tabard, shall be present within the smoking area when it is in use. No drinks shall be permitted within the smoking area and customers shall be encouraged not to loiter within the smoking area. Any customer engaging in activity likely to cause a nuisance to occupants of dwellings within the vicinity shall be asked to leave.</p>						
33	<p>The maximum number of persons accommodated at any one time in the premises shall not exceed the following:</p> <table style="margin-left: 40px;"> <tr> <td>Basement Stage Two and Rooms Back of Stage Two:</td> <td style="text-align: right;">10</td> </tr> <tr> <td>Basement and Mezzanine One Dance Floor Three:</td> <td style="text-align: right;">1200</td> </tr> <tr> <td>Mezzanine One VIP Suite:</td> <td style="text-align: right;">300</td> </tr> </table>	Basement Stage Two and Rooms Back of Stage Two:	10	Basement and Mezzanine One Dance Floor Three:	1200	Mezzanine One VIP Suite:	300
Basement Stage Two and Rooms Back of Stage Two:	10						
Basement and Mezzanine One Dance Floor Three:	1200						
Mezzanine One VIP Suite:	300						
34	<p>Staffed and clearly sign posted, cloakroom facilities shall be provided for customer use during the whole time the premises is in use by customers.</p>						
35	<p>A clearly signed and visible staffed lost property area shall be provided at all times with the means to contact door supervisors immediately if a theft is reported. Telephones shall be made available for customers to report the loss or theft of items such as bank cards and telephones. Details of lost property reported or found must be recorded, and records forwarded to police on a weekly basis.</p>						
36	<p>A crime prevention policy shall be in place with the aim of tackling the latest crime trends associated with the venue.</p>						
37	<p>Privacy shields must be fitted to all chip and pin machines (PDQ's). The privacy shields must be sufficient to prevent customers Personal Information Numbers (PIN) being compromised.</p>						
38	<p>An internal security team, clearly identifiable, shall be employed within the venue.</p>						

	<p>Their duties shall include:</p> <ul style="list-style-type: none"> • Looking for any individuals who are under the influence of excessive alcohol consumption or drugs • Signs of potential conflict • Consumption of drugs/and or dealing • Ensuring the free flow of customers • Preventing unauthorised access to non-customer areas • Ensuring broken glass and spillages are promptly cleared • Safe guarding unattended property • Ensuring emergency exits and escape route are kept clear • Ensuring stairways are clear and customers do not loiter on stairways • Ensuring empty and unattended drinks vessels are removed • Actively advising patrons regarding the security of their property
39	The licence shall be subject to the Council's technical standards for Places of Entertainment.

Noise Control

40	<p>A maximum noise level of 116 dBL (103dBA) shall not be exceeded on dance floor 1.</p> <p>The measurement position is at 1.2m in the centre of the dance floor under the ring of high frequency speakers. Levels in the octave bands of 63 and 125Hz shall not exceed 114 and 110dB respectively.</p> <p>These levels shall not be exceeded except with the permission of the Council.</p>
41	The name and contact telephone number of the person(s) in charge of the premises shall be displayed on the premises in a prominent position so that it can be seen from the outside of the premises.

Dispersal

42	The licensee shall employ a dedicated cab company for the collection of customers to minimise disturbance to local residents.
43	Door Supervisors stationed outside the venue shall remain on duty until all customers have left the vicinity of the premises.
44	<p>At least one duty manager shall be present outside the venue until all customers have dispersed from the vicinity of the premises, unless called away to deal with an emergency situation. They shall ensure:</p> <ul style="list-style-type: none"> • Security encourage all departing customers to leave the area orderly, safely and quietly • The vicinity of the venue is clear of litter associated with customers of the premises.
45	The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.

Police Liaison and Partnership

46	The club's monthly event calendar to be sent to the Licensing Authority and Police Licensing team prior to the start of each month, together with any subsequent amendments.
47	No outside promoters shall be used.
48	A member of the premises management (whether the DPS or other owner/manager) must attend all Police Licensing Forums organised by the local police when invited and actively participate in the local Pubwatch scheme.
49	A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.

Rep 2



ISLINGTON

Islington Licensing Authority
Licensing Act 2003

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority Environmental Protection

Your Name	Anne Brothers	
Job Title	Noise Liaison Officer	
Postal and email address	222 Upper Street, London N1 1XR anne.brothers@islington.gov.uk	
Contact telephone number	020 7527 3047	
Name of the premises you are making a representation about	Fabric	
Address of the premises you are making a representation about	77A Charterhouse Street, London EC1M 3HN	
Which of the four licensing Objectives does your representation relate to?	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
To prevent public nuisance	Yes	See attached sheet
Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.	See attached sheet	

Signed: Anne Brothers Date: 26 November 2014

Please return this form along with any additional sheets to: Licensing Support Team,
Public Protection, 222 Upper Street, London N1 1XR or email to
licensing@islington.gov.uk

**This form must be returned within the Statutory Period. For more details
please check with the Licensing Support Team on 020 7527 3031**

During proactive noise visits to the Charterhouse area I have noted some music noise escape from the rear of the Fabric premises in the past. It was not previously possible to positively attribute all the music noise back to Fabric as there was previously a noisy licensed premises next door. That premises closed and has now re-opened with new noise conditions and new management.

The existing noise conditions on the premises licence for Fabric are as follows:

- A maximum noise level of 116 dBL (103dBA) shall not be exceeded on dance floor 1.

The measurement position is at 1.2m in the centre of the dance floor under the ring of high frequency speakers. Levels in the octave bands of 63 and 125Hz shall not exceed 114 and 110dB respectively.

- The levels set out in condition (13) shall not be exceeded except with the permission of the Council.
- The licensee shall comply with the procedures and practices contained in the Venue Operating Plan. This plan may be updated sporadically to reflect new operating procedures. A copy of the updated plan shall be submitted to the Licensing Authority for approval prior to ratification of the updated plan.

I have referred to the operating plan currently on file (dated 2011) and there is no reference to routine checks on sound levels in order to ensure sound levels do not exceed the maximums permitted by the premises licence.

I visited the premises on Sunday 10 March 2013 in the early hours of the morning in order to measure sound levels at the premises.

Sound levels were measured from the centre of the main dance floor as follows:

Ref	Lin	"A"	125 Hz	63 Hz
5	126.3	107.1	112.9	125.4
6	125.3	106.8	111.6	124.5
7	125.3	109.6	111.5	124.4
8	125.8	105.0	113.6	125.2
Licence permits	116	103	110	114

The sound levels significantly exceeded the maximums permitted by the premises licence.

I discovered the sound engineer on site did not have a sound level meter that was capable of measuring the 63 and 125 Hz frequencies which are the bassier frequencies of sound typically heard outside the premises and those are the sound levels that we concentrate on when measuring sound at premises as they are not affected by other noise such as customer noise.

I have not received a calibration certificate that states the volume of sound level is now restricted to the levels required by the premises licence.

In order to ensure that there are periodic independent checks of sound levels as would be expected in a venue such as Fabric, the Pollution Team recommends the following noise conditions be introduced onto the premises licence in addition to the existing noise conditions:

- Entertainment noise control systems (noise limiters) shall be installed and calibrated so the maximum sound levels approved by the Council shall not be exceeded.
- The entertainment noise control systems (noise limiters) shall be checked and calibrated by an acoustician accredited by the Institute of Acoustics annually (at the time of the payment of annual fees) and copies of the calibration certificates shall be forwarded to the Pollution and Licensing Teams.
- The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.

Since 2007 smoking has been banned in enclosed spaces. As a result of this Fabric have introduced a smoking area using a car park at the rear of the premises. There are no licence conditions in relation to the smoking area. Therefore Pollution Team proposes general noise conditions with regard to the rear smoking area:

- The rear designated smoking area shall be managed in order to prevent noise nuisance to neighbours.
- The rear smoking area shall be supervised at a rate of one identifiable steward per 25 customers. At least 50% of stewards employed shall be SIA registered to maintain order in the rear smoking area.
- There shall be no sales of food or refreshments in the rear smoking area.
- There shall be no heating or shelters provided to the rear smoking area.

As an informative the calibration certificates must contain the following information:

Date of calibration.
 Make and model of the limiter(s) installed.
 Make and model of amplifier/sound distribution system.
 Serial number of the limiter(s).
 Location of the limiter and floor plan showing location of speakers.
 Specified maximum sound levels with one minute Leqs at the Linear, "A" weighted, 63 and 125 Hz frequencies.
 Details of the measurement point.
 Details of the security arrangements for the limiter and other components.
 Details of the sound level meter used during recalibration.
 Calibration details for the sound level meter used.
 Name and contact details of acoustician.

Rep 3

Gallacher, Simon

From: [REDACTED]
Sent: 02 December 2014 11:48
To: Senler, Yesim
Subject: [REDACTED]

Dear Yesim,

My address is:

[REDACTED]

[REDACTED]

[REDACTED]

On 2 December 2014 at 11:39, Senler, Yesim <Yesim.Senler@islington.gov.uk> wrote:

Dear [REDACTED]

Please provide your full postal address for us to process your representation as a valid one.

Kind regards,

Yesim Senler

Licensing Technical Support Officer

Licensing Team

Public Protection Division, Environment & Regeneration, Islington Council, 3rd Floor, 222 Upper Street, London, N1 1XR

Tel: 020 7527 1829, e-mail: yesim.senler@islington.gov.uk, website: www.islington.gov.uk

From: [REDACTED]
Sent: 30 November 2014 09:47
To: Licensing
Subject: [REDACTED]

Fabric Nightclub Licensing Review

I do feel that Fabric does contribute significantly to the increased overnight noise and detritus which we have to endure at weekends.

I would prefer Clerkenwell to be known as a centre for good restaurants: I feel that Fabric does not sit comfortably with that image.

[REDACTED]

[REDACTED]

Rept

Gallacher, Simon

From: [REDACTED]
Sent: 02 December 2014 12:30
To: Senler, Yesim
Subject: Re: Fabric nightclub - licence review

[REDACTED]

On Tue, Dec 2, 2014 at 11:39 AM, Senler, Yesim <Yesim.Senler@islington.gov.uk> wrote:

Dear [REDACTED],

Please provide your full postal address for us to process your representation as a valid one.

Kind regards,

Yesim Senler

Licensing Technical Support Officer

Licensing Team

Public Protection Division, Environment & Regeneration, Islington Council, 3rd Floor, 222 Upper Street, London, N1 1XR

Tel: 020 7527 1829, e-mail: yesim.senler@islington.gov.uk, website: www.islington.gov.uk

From: [REDACTED]
Sent: 29 November 2014 10:27
To: Licensing; Gallacher, Simon
Subject: Fabric nightclub - licence review

We live in Benjamin Street and have done for 15 years.

The area is becoming even less suitable for a club of the size and type of Fabric.

A few weeks ago - at about 9/10am on a Saturday or a Sunday morning - I watched a group of clearly "tripping" blokes trying to climb into a Murphy roadworkers truck in Cowcross St. (by the rear exit of Fabric) - this represents a health and safety risk. I've also seen people (also out of their box on something other than alcohol) lurching into the path of Smithfield meat lorries. The meat market and a clearly drug oriented nightclub are not good neighbours, both operate at the same time and heavy lorries/fork lifts and drugged people are not a good mix.

We regularly have groups of 10-20 people gathering in St John's Gardens from early morning (Saturday and Sunday) 'til mid afternoon holding a post Fabric after party - good natured but very noisy and much drug use in evidence.

The pavements roundabout are littered with N2O cannisters and balloons together with other drug taking debris. Most unpleasantly, human urine AND human excrement are also to be found in unacceptable quantities. For the uninitiated, taking heroin often provokes a need to immediately evacuate the bowels.

Fabric (I presume the guards are supplied by them) have previously provided security around the club but that doesn't seem to have made a huge difference and simply pushes the problem a little further away.

I am not surprised that the police have concerns and wonder what Islington's long term policy is for the area? Time for Clerkenwell to mature away from such an operation? Virtually all of the surrounding area has changed character dramatically over the last few years. The area is already difficult to police and with the growing volume of visitors - and arrival of Crossrail - this will become more problematic.

[REDACTED]

[REDACTED]

To L. B. Islington

Review of Licence – Fabric nightclub

I run the newsagents at [REDACTED] it is a 2 minute walk to Fabric nightclub. Our business has been in St Johns Street for many years. It is also our family home.

We open the shop six days a week from 6am – 7pm. My family; my wife and I and my elderly mother in law live above the shop and we experience problems caused by Fabric every week.

We are shut on Sundays. On Mondays, we open late because many people are still coming out of Fabric and staying out on the pavements. They are very loud and some of them are drinking. My wife does not like delivering papers to our local customers while they are around and we have to delay our deliveries.

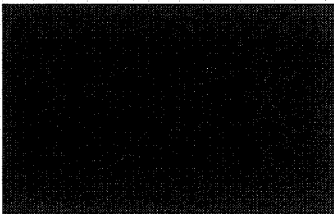
Every weekend, people use the side and front of our premises as a toilet. We have to clean it up and in the summer it smells horrible. Fabric customers also use our neighbours' premises as a toilet where they urinate through the gates.

Every weekend, there is sick on the pavement and always a lot of litter left at the weekends. We know it is left overnight because we tidy the front of the shop before we close. There are lots of adverts for nightclubs and bars and food containers, sometimes with the food left on the pavement. We worry about rats.

We hear the noise of people coming to Fabric and leaving at all hours. We sometimes see one or two security people when the club is open but they stay very close to Fabric and they don't do anything to stop the bad behaviour where we live.

[REDACTED]

24 November 2014



November 27th 2014

Dear Sir,

It is my understanding that the Metropolitan Police have requested a review of the licence pertaining to the Fabric nightclub.

I have lived in the Clerkenwell area for 15 years now and was originally attracted to it by the diversity of the community. I believe Islington has done a good job at balancing residential, with office, independent retail, bars and restaurants. Unfortunately, I think that Fabric and the patrons who attend their premises, are now out of control and are at risk of destroying that equilibrium.

It is difficult to navigate the streets safely on evenings when the club is open and I simply avoid inviting friends over on such evenings so they can avoid the nuisance. This includes noisy, unruly and on occasions, aggressive behaviour. I have witnessed petty crime and been offered drugs on more than one occasion.

I have no issue with young people enjoying themselves but the numbers who attend spread throughout the rabbit warren of tiny roads and Lanes and despite LBI's best attempts at cleaning the immediate area the litter, urine, vomit etc. spread far beyond their cleaning area.

Aside from the general nuisance and disorder I am also concerned about the safety of pedestrians with the number of vehicles navigating the streets. Parking enforcement ticket vehicles illegally parked but my worry is to do with the numbers of vehicles and pedestrians (in various states on inebriation) and the real likelihood of a serious accident.

In conclusion, I love the area and have no objection to the principle of a club but I feel the balance needs redressing in favour of the other inhabitants and users of Clerkenwell.

Yours faithfully,



Gallacher, Simon

From: [REDACTED]
Sent: 01 December 2014 22:04
To: Licensing
Cc: Gallacher, Simon
Subject: Review of Premises Licence - Fabric Nightclub

To whom it may concern,

I wish to make a representation in the matter concerning the review of the Fabric nightclub (77A Charterhouse Street, London, EC1M 3HN) licence. I am very concerned about the continuing operation of the nightclub in my neighbourhood for the following reasons:

Protecting children from harm: I have witnessed drug dealers operating in the neighbourhood from as early as 8pm in the evening on Fridays and Saturdays, making this a serious risk to children in the area. They approach people leaving the underground station indiscriminately and offer drugs to anyone. I have personally been offered drugs more times than I can remember. For this reason I am very concerned about the danger posed to children from drug dealers in what is a family focused neighbourhood. In addition, the nightclub attracts large numbers of heavy alcohol and drug using people who arrive in the neighbourhood well before the club opens and remain long after it closes. These people are regularly incoherent and aggressive, either before or after the club event, which could be in the early evening or the following morning after the club shuts. This presents a serious risk to children as there are large numbers of uncontrollable people in the area at a time when children are walking the streets.

Public safety: for the same reasons as outlined above, but applicable to the general public as well as children. I have at times been concerned for my own safety as a result of people who have consumed excess alcohol or taken drugs. They act irrationally and without concern for the safety of others, knocking over signs and pushing at the underground station being some examples. Unfortunately a few years ago a young person was killed on Charterhouse Street - I do not have all the facts but I understood from the local newspapers that this followed on from an argument in Fabric. That Fabric attracts these sort of people to a family focused neighbourhood is deeply concerning.

Crime and disorder: drugs are regularly offered in the neighbourhood both in the early evening and late at night as I have already mentioned. As I have also mentioned someone was killed in the neighbourhood in an incident that started in Fabric. Other disorder is also a regular occurrence, such as removing or knocking over signs, uncontrollable drunken and threatening behaviour, resulting in arguments and sometimes fights breaking out.

Public nuisance: unfortunately Fabric and the people who frequent the club, cause a huge amount of public nuisance every week without exception, especially on Fridays and Saturdays, but sometimes during the week too. This nuisance takes the form of:

- vomiting in the side streets and alleys: on a normal weekend I will have to dodge between 2-3 patches of vomit on the streets in the 3 minute walk to the supermarket.
- very regular urination by Fabric patrons: my apartment building has a nice courtyard in front of it, unfortunately as this courtyard is just off Cowcross Street it is regularly used as the public toilet for Fabric. Unfortunately this activity has not changed since the installation of temporary urinals near the club. Every weekend I will personally witness at least one person urinating in our courtyard, but I know there are many many more given the smell in the morning - every Saturday or Sunday morning the narrower alleyways connecting our courtyard to the main street will have a very strong stench of urine, to the extent that we end up taking another route.
- noise: there is regular late night noise (at any time of the night, e.g. 4am) in the courtyard in front of City pavilion where people gather before or after the club, as the courtyard is surrounded by buildings the sound is amplified. In addition, the noise is so great that even noise from Cowcross Street and beyond can be heard very clearly. These people act with no concern for those living in the neighbourhood and often find it funny to try to be as noisy as possible. This occurs on weekdays and weekends, a recent example being university freshers week in September/October when the noise was every night of the week.

- litter is strewn all over the streets and courtyards after the weekend events, at times it looks like there's been an explosion such is the mess. This litter includes broken glass bottles, cans, plastic bags, paper cups, papers, etc. Unfortunately it seems that people visiting Fabric are not concerned about the cleanliness of the neighbourhood, I expect because the vast majority tend not to live in the neighbourhood.

Although some recent efforts to increase supervision of Fabric patrons before they enter Fabric has had a benefit, this has been temporary and restricted only to when the supervision has been present, and doesn't prevent the late night issues. Once the supervisors have left the drugs, drunken behaviour, litter, vomiting, urinating and noise have all returned. Throughout all this I can't recall seeing Fabric nightclub trying to proactively manage the situation to mitigate concerns of residents, which leads me to believe that Fabric is not capable of managing its patrons sufficiently to be able to operate under this licence.

Thank you very much for your consideration in this matter. It is a very serious concern for me and my family, and is also a serious issue for fellow residents I discuss the matter with. I would be happy to further clarify any of my concerns as needed.

Kind regards

[REDACTED]

Ref 8

Gallacher, Simon

From: [REDACTED]
Sent: 30 November 2014 11:44
To: Licensing
Cc: Gallacher, Simon
Subject: Fabric - Licence Review

Dear Sirs

I have been a resident for 14 years, keep it open... !!!!

It's part of the area we all love and tolerate as dynamic Clerkenwell residents, this is the funkyness of the area that we embraced. We do not want some homogenised neighbourhood.... you can go anywhere for that.

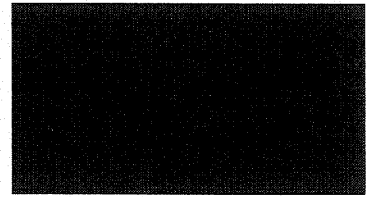
But please stipulate there needs to be a payment for far more council sweepers to come in and cover the peak times, also the pop up toilets needs to be increased from the measly 1 to say 4 and that should be paid for in full by Fabric. The long queues outside the club need to be able to relieve themselves !!

There should also be the payment of traffic officers to stop the customers driving away in cars, under the influence, there needs to be officers doing spot checks.

It's all about understanding.... and not ignorance, build in what the area needs and then see if that can still work with the residents before throwing it out. As it will only go elsewhere and does not solve the issue maturely.

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Resident Since August 1999
44 Years Old



23rd November 2014

The Licensing Team
London Borough of Islington
222 Upper Street
London
N1 1XR

To whom it may concern

FABRIC Licence

I wish to object to the licence currently operated by the Fabric Nightclub on Charterhouse Street EC1.

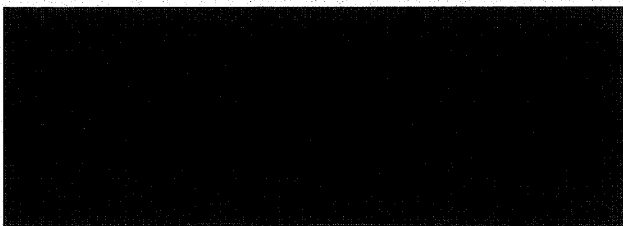
Over the past months the situation with clubbers has got worse. I am regularly offered drugs as I walk along either Turnmill Street or Cowcross Street. I no longer use any of the short cuts (Peter's Lane, Eagle Court, Passing Alley etc.) on club nights to avoid these approaches and in addition, would be clubbers using them as toilets and/or for sexual activity. Apart from the foul smell left behind from the streets being used as toilets there is general rubbish – cans, bottles, litter - and often drugs paraphernalia remaining too.

Too frequently there is violent or threatening behaviour in the area – I'm assuming induced by alcohol – which often ends in fights. At best, we seem to get away with loud arguments and general disorder.

Parking is often haphazard and my vehicle has been broken into twice in the last couple of years. Car smashed windows are a common occurrence as opportunist thieves loot cars for valuables not taken into the club.

I object to their licence on the grounds of nuisance, public disorder, crime and general concern for my own safety and welfare.

Yours sincerely



Rep 10

Gallacher, Simon

From: [REDACTED]
Sent: 29 November 2014 21:52
To: Licensing; Gallacher, Simon
Subject: Fabric Licence Review

Dear Sir/Madam,

Re: Fabric Nightclub Licence Review

I am writing in reference to the above licence review. I understand it is under consideration for renewal from Islington Council. I am a local resident in Farringdon and live very close to the nightclub together with my family at City Pavilion, Britton Street.

I realise that Fabric has long been in Farringdon for many years but I believe that due to the rapidly changing neighbourhood and focus on Farringdon within the media, due to Crossrail, that it is now ill placed in the current environment.

Fabric consistently attracts groups of people who participate in drugs, foul language and poor public behaviour. All of which I have noticed first hand. I walk to work, from Farringdon to Barbican and upto Moorgate and on Monday mornings, since Fabric also opens on Sunday, I've been made to feel very vulnerable and intimidated. I've heard foul language being shouted, witnessed people sleeping as I exit my building or urinating and seen drug taking.

Fabric has lowered the tone of a fabulous work/family area. My wife and three year old daughter now leave home later for work so they do not come across Fabric crowds. Furthermore due to our building being close, every week we have crowds gather on weekends around 10pm to drink alcohol and take drugs at the back of City Pavilion building which our flat faces. On more then several occasions, the rowdy behaviour has woken my daughter.

I urge you to consider these factors and I appreciate the letter you sent asking for our views.

Yours Sincerley,

[REDACTED]

[REDACTED]

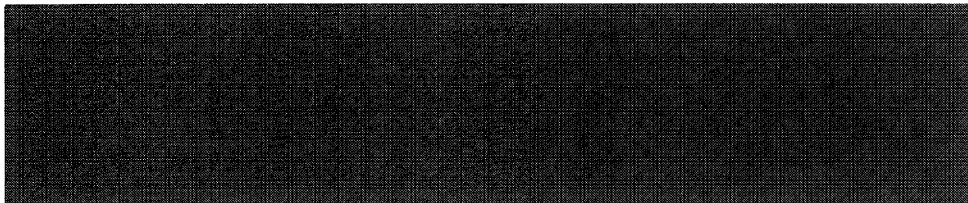
Gallacher, Simon

From: [REDACTED]
Sent: 28 November 2014 14:41
To: Licensing
Cc: Gallacher, Simon
Subject: Fabric - licence review

I am writing in response to the recent Notice of Review. I have lived in St Johns Lane for 15 years. For most of that time, Fabric has caused significant problems for residents and local business premises. In summary, they are:

- Drinking alcohol and drug taking
Fabric customers congregate in 'quieter' areas such as St Johns Lane and Eagle Court, to drink and take drugs. These are preferred areas because they are a minute away but out of sight of Fabric itself. They can be on foot or in cars parked outside our home. I open the front door on a weekend or Monday morning and find wine and beer bottles, cans and nitrous oxide capsules.
- Overnight noise
Fabric customers, both arriving in and leaving the local area usually from 10pm and any time thereafter through the night until 8am or later. They shout at each other and argue with mini cab drivers. Customers park up with loud music systems and keep them going until they go into the club and turn them on again when they return to the car.
- Public nuisance
The covered area of the Save the Children building in St Johns Lane, opposite our home, is used as a toilet by Fabric customers and mini cab drivers who are looking for fares. We see people parking up after 11pm and using our pavement as a toilet before heading for Fabric.
- Litter
On a Fabric night, there is a significant increase in litter spread across the road and pavements overnight, usually half eaten fast food and containers, vomit, flyers for Fabric and other clubs and detritus of drink and drug use. The road cleaners do their best but they have only a trolley and a brush. This is never sufficient to clean up the mess left by Fabric customers. This is horrible for the residents, local business owners and customers and, increasingly, the tourists that come to visit an historic area of London.

My neighbours and I have attended various meetings with LBI regarding these problems. I send regular emails and photos to show the extent of litter and evidence of drug use. (We would make more use of the Noise Patrol but our limited experience is that it is far too slow and overstretched to respond). The LBI licensing team are supportive and have been instrumental in increasing the number of Fabric staff outside the club. However, this cannot address the fundamental problems described above. I hope this information is helpful and would ask that previous complaints to LBI licensing team relating to Fabric are also considered as part of the review process.



Licensing Team
Public Protection Division
222 Upper Street
London N1 1XR

3 December 2014

Dear Sirs,

Fabric Nightclub – Review of Premises Licence

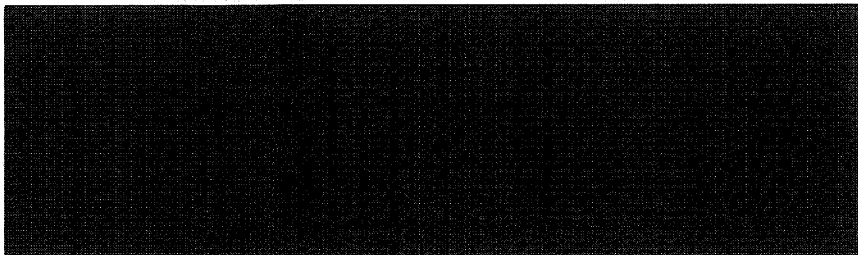
I write in relation to this forthcoming review; in particular in relation to “Prevention of Crime and Disorder” (1(c)) and “Prevention of Public Nuisance” (1(a), (b) and 2).

I live at the corner of St John’s Lane and St John Street and am thus sufficiently close to Fabric to be inconvenienced by the nightclub’s customers. This takes various forms:

1. A number of Fabric’s customers drive to the venue, with some parking in St John’s Lane and St John Street. This has the following repercussions:
 - (a) they can be noisy on arrival;
 - (b) they are frequently noisy on departure;
 - (c) their parking attracts car crime. I have personally witnessed clubbers locking their valuables in the boot of their car and then later in the evening seeing a thief break one of the car’s windows, release the boot and steal the valuables.
2. The clubbers have to wait in a long queue before entering Fabric. They can be noisy and some in need of the toilet. Despite the availability of the Urilift at the junction of Cowcross Street and St John Street, not all choose to use it. I acknowledge that Fabric positions a warden at the junction of St Peter’s Lane and Cowcross Street which undoubtedly deters some from relieving themselves in St Peter’s Lane but sadly not all who disregard the warden’s admonitions and carry on regardless, with seemingly no penalty for doing so.

Personally I feel that the location of such a large nightclub in an area which is becoming increasingly smartened up with the arrival of Crossrail, untenable. A number of businesses and residents are inconvenienced by Fabric’s customers and this will only increase with proposed new commercial and residential developments.

Yours faithfully,



Rep 13

Gallacher, Simon

From: Gallacher, Simon
Sent: 04 December 2014 10:44
To: Gallacher, Simon
Subject: FW: Fabric

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

From: [REDACTED]
Sent: 03 December 2014 21:44
To: Gallacher, Simon
Subject: Fabric

Dear Simon,

I understand that the police are seeking a review of Fabric's licence. I wish to support the review and oppose the renewal of the licence. If the magistrates decide to grant another licence then I would request stringent conditions be imposed to improve residential conditions in the neighbourhood.

As you may recall I live in City Pavilion and my flat adjoins Cowcross Street piazza and White Horse Alley. Fabric blights the area at weekends with drug users, anti-social behaviour, violence and noise at all hours. No attempt is made to control this by Fabric. The anti-noise team tries it's best but the only real solutions would be to close down Fabric's late hours or require adequate security patrols at their cost.

I am happy to discuss these issues further if you wish. I am contactable on Yours truly,

[REDACTED]

Rep 14

Gallacher, Simon

From: Gallacher, Simon
Sent: 04 December 2014 17:35
To: Gallacher, Simon
Subject: FW: Fabric nightclub license renewal unwanted

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

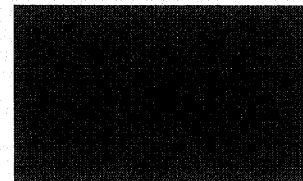
From: [REDACTED]
Sent: 04 December 2014 16:42
To: Licensing
Cc: Gallacher, Simon
Subject: Fabric nightclub license renewal unwanted

Hello,

I am a resident of City Pavilion on Britton Street and I would like to contend the renewal of Fabric's license. The night club has brought to the neighborhood a variety of hard drugs, drug addicts, lewd behavior, and unwanted illegal activities. The disturbance caused by patrons of the club and those soliciting their goods has created an unsafe environment around the building at night and visibly around farrigdon station itself. I wish to make my opinion known that I do not support the renewal of the club license for the sake of my safety and for the safety of those who live in my building, families and young children.

Many thanks,
[REDACTED]

Rep 15



02/12/14

To whom it may concern:

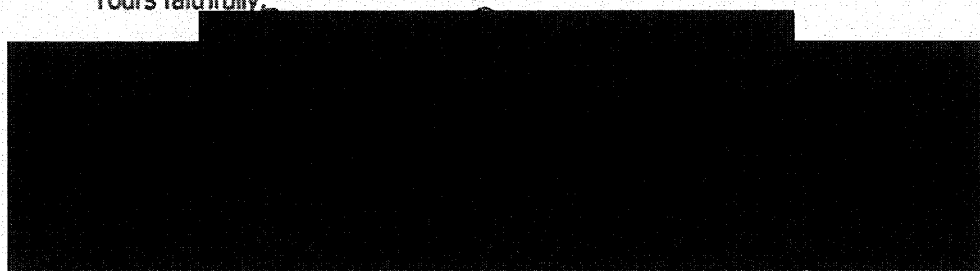
Re: Fabric Licencing Review Notice

I noticed the above licencing review forthcoming for the club Fabric on Charterhouse Street, and wanted to add my name to the support for this excellent club venue.

I visit the club regularly, along with many others around London and the rest of the UK, and have done for over 10 years, each with varying degrees of professionalism. Fabric stands out as a very responsible club venue, clearly posting warnings of concerns such as phone theft and drug policy inside the club, and if there is ever any trouble, of which I have seen hardly any considering a venue of this size, the bouncers deal with this quickly and effectively, and there is always a clear yet muted presence in the toilets and around the venue which helps maintain a smooth running organisation free from trouble. To be quite honest, I don't even think Fabric feels like a "superclub", more like three small clubs under one roof, and each room has their own identity and atmosphere, I have never had a bad night there. Upon leaving there is always a good system in place to shepherd people quickly into registered taxis, and this is often the problem with some clubs, you spill out onto the streets and have to walk for ages to hail a cab on the late-night streets. I am always in a cab within 60 seconds, it's great.

The club has such a world renowned reputation and is at the top of the list for many tourists and students coming to London, and I feel that it is absolutely appalling that people can move close to a big nightclub that has stood there for over 10 years, adding much to the city's culture and diversity, and then complain about the noise etc. Ministry of Sound recently won a battle against new neighbours complaining next to the site of one of the world's most famous clubs, and I truly hope Fabric (which is an infinitely much better club musically and safety-wise in my opinion) will not be penalised by any forthcoming changes to licensing laws

Yours faithfully,

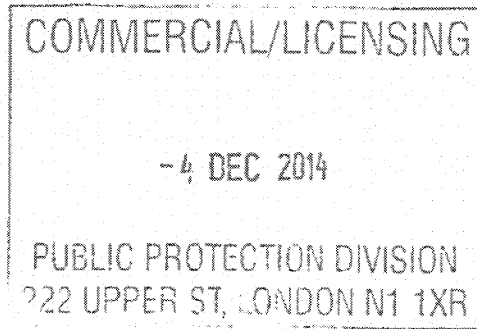


RCIAL/LICENSING

4 DEC 2014

PUBLIC PROTECTION DIVISION
100 UPPER ST. LONDON N1 1XR

Rep 16



The Hope & Sirlain
94 Cowcross Street
LONDON EC1M 8HL

To Whom it may Concern,

I am writing to you with regards to the letter in the street regarding Fabric. As Manager of The Hope for the last five years I have had a very good relationship with the club and its staff.

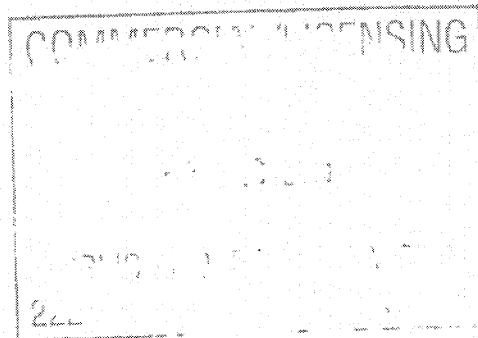
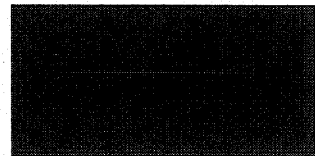
They have always been very helpful to us and our neighbours making sure that there is never any trouble or any problems with our customers and are always willing to help us in anyway if the need ever arises.

They have always made sure that ~~the~~ the area around the club is left clean so as not to affect our business.

So I would like to take this opportunity to show my support in this matter

Yours faithfully,

Rep 17



Licensing Team
Public Protection Division
222 Upper Street
London N1 1XR

To whom it may concern,

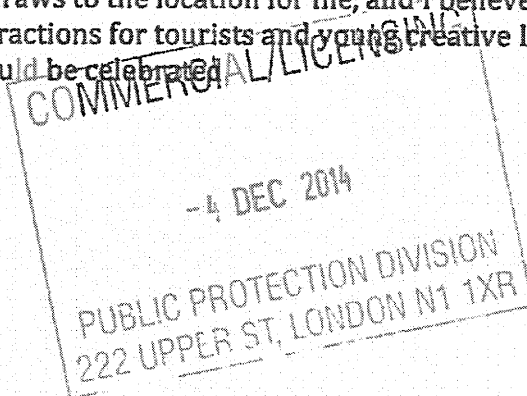
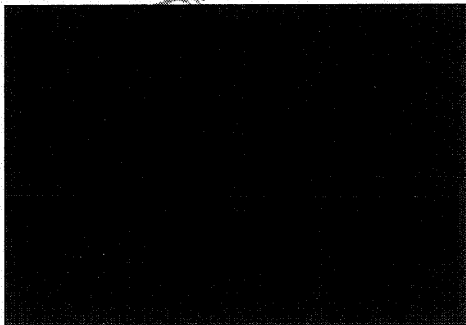
I have seen that the Fabric license is up for review and am writing to you as an Islington resident to show my support for the establishment.

I have been living within a 2mile radius of Fabric for over ten years and would consider it to be a very well run nightclub.

I have attended the venue many times over past few years and have found the security and other staff to be very courteous and helpful. I have found it to be a very well run club and have never had any problems. I have noticed communication between the venue and its customers is very strong, both on digital platforms and upon arrival at the club. They are very good at reminding customers to avoid problematic situations. For example, I thought their 'is your phone safe' campaign was very effective.

I enjoy the nightlife economy and am very happy to live in a borough that is hosting one of London's most impressive nightclubs. It's one of the draws to the location for me, and I believe that London's underground club scene is one of its key attractions for tourists and young, creative Londoners. It creates a vibrant and cultured area that should be celebrated.

Best wishes,



Rep 18

Licensing Team
Public Protection Division
222 Upper Street
London N1 1XR

Monday 2nd December 2014

Dear Madam / Sir,

I am writing as it has come to my attention that the Clerkenwell nightclub, Fabric, is under review.

I wish to show my support as a neighbour and admirer of this local institute as it has never caused me any problems, and above all, has given me great joy over the years.

Fabric has become synonymous with Clerkenwell - over the years it has attracted large amounts of people to the area and sustained local businesses. The bars, restaurants, and local food stalls (that I so love about my area) would most likely not exist were it not for the presence of the nightclub. I would even go in as far as to say that Fabric has become part of Clerkenwell culture, both ameliorating and sustaining it.

On numerous occasions I have noted that it is the nightclub's staff that clean the streets after closing time, despite the fact it is the surrounding food stalls that create said rubbish. On this front, they appear to go beyond their civic duty.

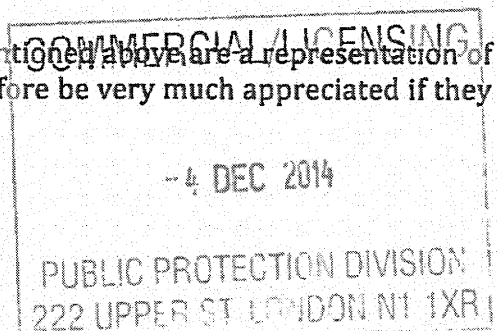
Noise levels have never been an issue given Fabric is built underground. Equally, unlike the case of local pubs, there is never the 11 o'clock influx of people pouring onto the streets. Indeed, in my experience, people have dispersed in small, peaceful groups.

On a national scale, Fabric has produced and enriched the music of our country. Its record label is notorious worldwide, with some of our newest and best stars currently being represented by it. These artists benefit from the stage that is Fabric the nightclub.

Lastly, I am proud to live next to Fabric. It has become a landmark of London that is recognisable across the world - one that has made my neighbourhood one of the most desirable and sought-after places to live in our capital.

I strongly believe that the points I have mentioned above are a representation of the views of my community. It would therefore be very much appreciated if they were to be taken into consideration.

Kind regards,



Rep 19

Gallacher, Simon

From: [REDACTED] >
Sent: 04 December 2014 00:56
To: Licensing
Subject: Fabric Nightclub - License Review

Dear Sir/Madam

I trust this email finds you well.

It has recently come to my knowledge that the license for Fabric nightclub, on Charterhouse street, is currently under review.

As a resident of Islington (9 years), I would like to add my support for the venue.

I often frequent venues like Fabric, but not in other functions in a manner as responsible as Fabric, both to people who enter and also to the local area.

*Fabric was the first venue in London that pointed out and dealt with mobile phone theft to the customers; *I have had personal experience with Fabric staff dealing with issues pertaining to sexual harassment (to assist a friend of mine); *As per the above, the security are the most efficient I have experienced in London when dealing with ill situations, whilst still remaining polite to the clientele - a skill which must be praised; *Externally, I am always impressed by the manner in which Fabric and its staff treat the surrounding area of the venue - be it dealing with queues during the events so as to cause the least amount of nuisance to locals and passers by or keeping the surrounding area clean/tidy during or after events, leaving no mess. In their pleasant style (as touched on above), they always manage to do this in a manner that astounds me, such that I have never experienced thus at any other venue in London.

*I believe that London is the centre of the world for countless different facets of society - be it finance, art, music. Fabric being the essential ingredient for the music. It provides a valuable location for young people to experience music in a safe environment - additionally, it also provides a valuable platform for London based musicians to perform, and has done so for 15 years. I personally know numerous artists whose global careers were formed at Fabric.

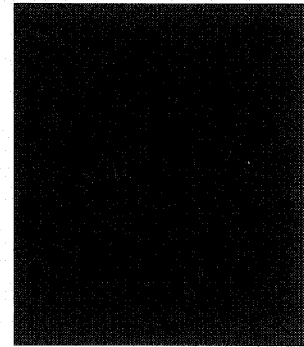
*The value to the local area of Fabric existing can not be put into words. 15 years ago, Farringdon had very little aside from Smithfields. But due to Fabric's existence and its cultural addition to the area, Farringdon is now a thriving area, with many new businesses looking to settle there.

Fabric is a shining light in its industry and an influence to many, in the manner in which it functions.

Yours faithfully,

[REDACTED]
[REDACTED]

Rep 20.



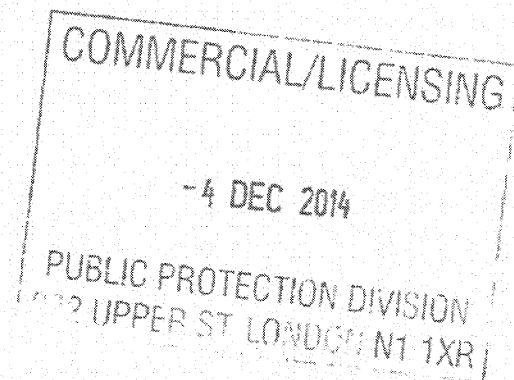
02/12/14

To whom it may concern:

I am writing regarding the licensing review notice for Fabric nightclub that I have seen posted on Charterhouse Street. I would like to register my support for the venue during this process. As somebody who frequents nightclubs across London, Fabric stands out as a venue that treats its responsibility towards its customers and neighbours very seriously. Inside the club, it is refreshing to see matters that affect all types of premises addressed – from warnings about phone safety and drugs to campaigns against the harassment of women. I have seen myself that this is not just for show: on two separate occasions I have reported concerns about these matters to a member of security, and seen them dealt with swiftly and efficiently. This responsibility appears to continue outside the venue, with stewards managing the smoking area to limit noise and even staff positioned in the streets near to the venue to discourage behaviour that may disturb local residents.

I feel that nightlife is an important part of London's culture, and to have a destination venue of worldwide renown (Fabric frequently features highly in polls of the world's best nightclubs) in our city and in our borough is something we should be proud of, and support. It brings people to an area of London they may not otherwise visit, as well as being a stage for artistic talent for local young adults to take inspiration from and aspire to. Of course, any late-night venue brings with it certain challenges, but it is my opinion that Fabric should be held up as an example of a venue that addresses these challenges responsibly.

Yours faithfully,



Conditions suggested by Metropolitan Police Service:

1. ID scanning system shall be installed and operated at the venue during all hours of operation.
2. Drugs dogs shall be employed outside the venue for at least 50% of the hours of operation per night. Shifts shall be varied from night to night. Any person identified by the drugs dog shall be refused entry. A log shall be kept of the hours that the dogs are deployed and the numbers of refusals.
3. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request, free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images free of charge.
4. No patrons shall be admitted to the premises without being subjected to a thorough search of their person and bag.

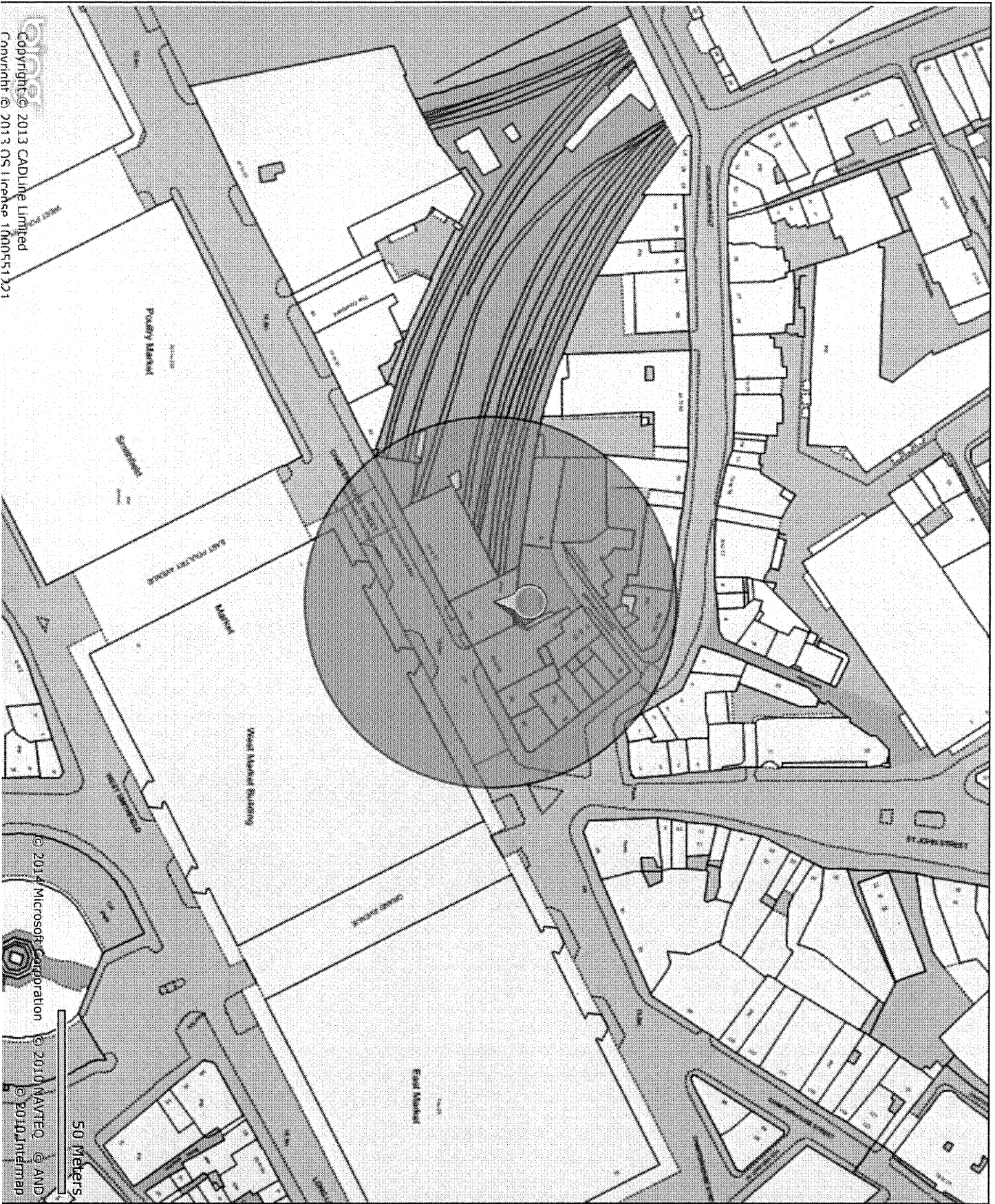
Conditions suggested by the Licensing Authority

As shown in representation 1 at Appendix 2

Conditions suggested by the Noise Service

In addition to the existing licence noise conditions:

5. Entertainment noise control systems (noise limiters) shall be installed and calibrated so the maximum sound levels approved by the Council shall not be exceeded.
6. The entertainment noise control systems (noise limiters) shall be checked and calibrated by an acoustician accredited by the Institute of Acoustics annually (at the time of the payment of annual fees) and copies of the calibration certificates shall be forwarded to the Pollution and Licensing Teams.
7. The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.
8. The rear designated smoking area shall be managed in order to prevent noise nuisance to neighbours.
9. The rear smoking area shall be supervised at a rate of one identifiable steward per 25 customers. At least 50% of stewards employed shall be SIA registered to maintain order in the rear smoking area.
10. There shall be no sales of food or refreshments in the rear smoking area.
11. There shall be no heating or shelters provided to the rear smoking area.



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