



Report of: Service Director, Public Protection

Meeting of:	Date:	Ward(s):
Licensing Sub-Committee - B	30/03/2021	Barnsbury

		Non-exempt
--	--	------------

SUBJECT: PREMISES LICENCE REVIEW APPLICATION
RE: Pong, Basement And Ground Floors, Lambros House,
156 Pentonville Road, London, N1 9JB.

1. Synopsis

- 1.1 This is an application by **the Licensing Authority** 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 following licensing objectives:
- i) The prevention of crime and disorder;
 - ii) Public Safety; and
 - iii) The prevention of public nuisance;

2. Relevant Representations

Licensing Authority	No
Metropolitan Police	Yes
Noise	Yes
Health and Safety	No
Trading Standards	No

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

3. Background

3.1 The premises currently holds a licence allowing:

- i) The sale by retail of alcohol, on & off supplies, Sundays to Wednesdays from 09:00 until 02:00 the following day, Thursdays from 09:00 until 03:00 the following day and Fridays & Saturdays from 09:00 until 04:00 the following day;
- ii) The playing of recorded music, the performance of live music and the performance of dance, Sundays to Wednesdays from 20:00 until 02:00 the following day, Thursdays from 20:00 until 03:00 the following day and Fridays & Saturdays from 20:00 until 04:00 the following day;
- iii) The provision of late refreshment, Sundays to Wednesdays from 23:00 until 02:00 the following day, Thursdays from 23:00 until 03:00 the following day and Fridays & Saturdays from 23:00 until 04:00 the following day;
- iv) The premises to be open to the public, Sundays to Wednesdays from 09:00 until 03:00 the following day, Thursdays from 09:00 until 04:00 the following day and Fridays & Saturdays from 09:00 until 05:00 the following day.

3.2 Licensing History:

- The premises was originally granted on 22nd January 2007;
- 22nd May 2018, the premises licence was transferred to the current licensee, Pong London Ltd;
- 24th August 2020, the Directorship of Pong London Limited changed with Mr Olawade Oguyne becoming sole director;
- A full evidential time line from the 24th August 2020 onwards is detailed within the application of review. The application can be found at Appendix 2 of this report.
- 10th March 2021, The Licensing Service advised that the Freeholder has forfeit the lease of the premises to Pong London and has retaken possession of the premises.

4. Planning Implications

4.1 None

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 have regard to the application and any relevant representations. The Committee must take such steps as necessary for the promotion of the four 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. 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.

Appendices:

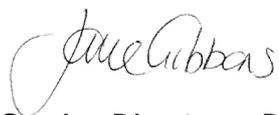
- Appendix 1: application form;
- Appendix 2: current premises licence;
- Appendix 3: representations;
- Appendix 4: suggested conditions and map of premises location.

Background papers:

None.

Final report clearance:

Signed by:



Service Director – Public Protection

Date

17/03/21

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

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

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 London Borough of Islington Licensing Authority

(Insert name of applicant)

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

Part 1 – Premises or club premises details

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

Pong London
156 Pentonville Road

Post town:

London

Post code (if known)

N1 9JL

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

Pong London Limited
130 Old Street
Islington
London
EC1V 9BD

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

LN/9797-081020

Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

2) a responsible authority (please complete (C) below)

3) 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 ✓ yes

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

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 Licensing Authority London Borough of Islington 222 Upper Street London N1 1XR
Telephone number (if any) 020 7527 3031
E-mail address (optional) licensing@islington.gov.uk

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

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

-
-
-
-

Please state the ground(s) for review (please read guidance note 2)

This application is to review the premises licence for Pong London, 156 Pentonville Road, London, N1 9JL. The premises licence is held by Pong London Limited having been named as the licence holder by way of a Premises Transfer application which was approved on 22nd May 2018.

It should be noted that the Directorship of Pong London Limited changed on 24th August 2020 with Mr Olawade Oguyne becoming sole director. It is the period from this date onwards that this Review is concerning with the business under new ownership.

It should also be noted that the company registered office for Pong London Limited was subsequently changed on 27th August 2020. The premises licence holder is required under the Licensing Act 2003 to notify the Licensing Authority of any changes to the holder's name and/or address. No such application has been sought to date.

A Copy of the Premises Licence is exhibited as TL/01.

The review has been deemed necessary as a result of significant and on-going management failures and their impact on the three licensing objectives:

- i. The prevention of Crime & Disorder;
- ii. Public Safety; and
- iii. Prevention of Public Nuisance.

The entire period of responsibility for the new business owner, Mr Olawade Oguyne, has been significantly affected by the ongoing Coronavirus Pandemic and the related business restrictions that have been implemented by the Government to contain and reduce infection rates.

Significant failures by the licensee and venue management have been found over the period in question, exhibiting a persistent disregard of the Coronavirus Restrictions in relation to the running of their business. The licensee has a responsibility to ensure the safety of those persons visiting their venue, their failures in this regard have clearly put the safety of their staff, customers and enforcement officers at risk.

While we accept that the Coronavirus Restrictions have changed regularly over this period the licensee has been provided with full and detailed guidance of any significant change as to their responsibilities and best practice. The evidence clearly indicates that after each re-opening of the business Coronavirus Restrictions breaches were identified. The fact that Mr Oguyne reported having received guidance from the Police & Licensing service but had not read it in detail before opening his business to the public, can only be taken as further evidence of dangerous failures in the operation of this licensed premises and highlights Mr Oguyne's inability to take his responsibility as premises licence holder seriously.

The premises has been operating under a much reduced capacity, restricted hours and restrictions on regulated entertainment over this period but has still been subject to a significant number of local resident complaints in relation to noise and ASB from and around the venue. Officers have regularly reported DJ performances and elevated levels of music from the venue deemed likely to negatively impact on their ability to maintain a Covid Secure environment. The premises licence requires that a noise limiter is used for the control of music, no evidence of a noise limiter or calibration of such a device have been provided despite being given assurances that one was being used and such use is referenced within their Covid Secure Risk Assessment.

There has been an historical record of customer management failures outside the venue which has created significant levels of nuisance for local residents. Mr Oguyne was made aware of these historical issues and the importance of managing this effectively but was still on occasions found to be in breach of the specific licence condition relating to the maximum number of six persons outside. There have also been a significant number of complaints and evidence provided in relation to customer management outside the venue during his period of responsibility. It is important to note that these failures have occurred at a time where the

venue is operating at a reduced capacity and when specific attention should be taken to manage social distancing and customer movement.

Mr Oguyne and venue management attended a remote Licensing Panel meeting on 24th September where advice and guidance was provided in regards to the current restrictions and best practice moving forward. Evidence from follow-up visits to the venue clearly illustrated that this advice had not been followed.

There have been significant concerns raised by the Metropolitan Police in regards to the Designated Premises Supervisor position at the venue. The named DPS has not been found to be on site during any visit to the premises, this is despite having nominated a new DPS after the Licensing Panel meeting.

During this period Mr Oguyne has been subject to a warning letter detailing breaches and required actions, a Direction Notice and three FPN's. Details are included within the evidential timeline below.

The fact that the premises was found to be open for an illicit New Year's Eve Party on New Year's Eve is further evidence of Mr Oguyne's willingness to operate this venue in breach of the law.

An evidential timeline is detailed below to support this review application.

Recommendations:

The licensee has shown flagrant disregard for the Coronavirus Restrictions Regulations and Coronavirus Restrictions Hospitality Regulations over this period which has led to significant enforcement action by the authorities. The premises benefits from a premises licence authorising the provision of alcohol and entertainment through until 04:00 on Fridays and Saturdays and is as a result subject to a number of premises licence conditions. Given the significant failures in adhering to the Coronavirus Restrictions, the Licensing Authority has no confidence that the licensee will satisfy the premises licence requirements when in a position to operate to the full extent of their premises licence.

The Licensing Authority is committed to promoting the high standards of management in all licensed premises within the Borough. The evidence provided clearly illustrates that the licensee has fallen well short of our expectations in this regard.

The Licensee has ignored advice and guidance provided by the Licensing service and Police over this period resulting in a number of offences under the Coronavirus Restrictions Regulations and exposing staff, customers and enforcement officers to an unacceptable increased risk of serious illness.

The Licensing Authority has no confidence that the licensee or venue management can operate in such a way to satisfy the licensing objectives so recommends revocation of the premises licence.

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

Pong, 156 Pentonville Road – Evidential Time Line

24th August 2020

Business under new ownership.

Mr Ogunye named as a new Director of the licence holder, Pong London Limited, on 24th August 2020 with the former Director terminated on the same day.

27th August 2020

The registered address for Pong London Limited was changed to 1a Hurdwick Place, London, NW1 2JE. The required change of details application was not submitted and remains outstanding to date.

Noise/ASB compliant received. Music noise outbreak witnessed by Council officers and music levels reduced.

This was the first recorded complaint linked to the new owners of the Business.

5th September 2020 – 19:15

Council licensing officers visited the premises in response to complaints from local residents and as a result of concerns raised by a Met Police officers in relation to capacity figure quoted for the venue during their visit on 4th September.

Officers spoke at length to Mr Ogunye in regards to their Covid secure capacity as they felt it was not realistic and would put customers and staff at risk.

Officers noted that there were no mitigation measures in place that could enable to business to operate at 1m+.

13th September 2020 – 01:14

Joint visit in association with Met Police as a result of Noise & ASB complaints linked to the business

Concerns raised in relation to Social Distancing. Capacity calculation was not deemed to be COVID compliant leading to poor Social Distancing between groups sat within the basement area. DJ playing music at elevated levels and likely to encourage patrons to dance and speak at elevated levels within their groups.

No dispersal policy in place to encourage the swift and safe departure of patrons on leaving the venue.

13th September 2020 – 03:08

Parkguard visit report detailed significant intoxication levels amongst persons leaving the venue.

15th September 2020

Proposed Covid secure customer seating plan submitted by Mr Ogunye. The plan showed plexiglass screens between tables however, it was noted that the screens did not extend to protect all persons sitting around the tables.

Mr Ogunye was advised that the capacity figure of 116 stated in his covid risk assessment was too high and would not satisfy covid secure requirements. Mr Ogunye was advised to review and amend the risk assessment accordingly

16th September 2020

Venue management invited to Licensing Officer Panel meeting to discuss ongoing Covid compliance concerns and Noise/ASB issues.

24th September 2020

Remote Licensing Officer Panel meeting goes ahead with members of the Pong management team. The DPS is not present despite specific requests that he attend.

Specific concerns were raised and discussed in relation to social distancing and the impact of excessive music levels on a covid secure environment. The proposed Covid secure capacity was questioned, specifically in relation to the mitigation measures at the venue.

24 separate complaints had been received to date from local residents alleging noise nuisance from the premises indicating that elevated levels of music continue to be provided as reported by officers on the 13th September.

The submission of a Calibration Certificate for the sound system to confirm that a low level of music was being maintained on the premises remained outstanding.

3rd October 2020 – 17:35

Met Police Officer visit.

The officer witnessed the smoking of digital Shisha inside the venue with patrons sharing pipes. The plexi glass screens to support 1m+ social distancing within the venue have not been installed.

Appropriate Shisha smoking controls have not been detailed within the Risk Assessment.

8th October 2020

DPS variation finally received but incomplete. Finally completed on 12th October 2020.

8th October 2020 – 22:05

Met Police monitored the dispersal of customers

Reported as being very poor with groups hanging around together outside, there was no attempt to manage social distancing as patrons left the venue.

9th October 2020

Advised of complaint forwarded to the Licensing Police team alleging loud music and dancing at the venue.

10th October 2020 – 20:05

Joint visit with Met Police.

Significant concerns raised with management:

- New DPS not on site as assured;
- Patrons witnessed drinking whilst standing within the ground floor area;
- Customers were not wearing of face coverings whilst standing and moving around within the venue;
- Officers observed at least one seated group in excess of 6 persons; and
- Although plexiglass screens had been installed within the venue they did not support 1m+ social distancing for all.

Detailed advice given to Mr Ogunye in regards to what can be considered to be appropriate in regards to mitigation.

Officers again questioned the Covid secure capacity of 116 and raised concerns that it was too high. Officers were advised that there were 68 customers on site at the time of the visit and it was considered that the venue to already be beyond that which could be considered COVID secure.

Music levels were deemed to be excessive and would encourage dancing and patrons to speak at elevated levels. Mr Ogunye advised officers that music levels were controlled by staff

and reduced if deemed to be too loud, limiter use was not referenced. The difficulty in assessing actual levels of music within a venue by staff operating within the environment was explained. The use of a limiter was recommended.

Lighting levels within the basement were deemed to be poor and could encourage mingling. Staff monitoring of mask use would also be difficult.

On leaving the venue officers noted that there were in excess of 20 persons outside the venue waiting to gain entry.

12th October 2020

Warning letter sent to Pong London Ltd detailing all issues identified during the inspection on 10th October and required/advised remedying actions.

12th October 2020

Updated Risk Assessment and seating plan is submitted by venue management. Capacity figure and seating plan had not changed and no additional Covid secure social distancing measures of mitigation were proposed.

Risk Assessment stated that a limiter set to 85db would be utilised however, a calibration certificate for the limiter, confirming levels, was not included.

22nd October 2020- 18:30

Met Police officer visit to the venue as a result of complaints made to the Police advising that the venue was providing loud music and allowing dancing at the venue.

The DPS was not on site but management was advised of the complaints.

23rd October 2020

Complaints again received by Met Police alleging music noise and SD issues at the venue during an event on 22nd October 2020. A Police Licensing officer obtained and recorded footage from Instagram Stories which appeared to corroborate these allegations and showed persons dancing along to a Live DJ. Social Distancing was non-existent. A witness statement was provided along with the video footage.

23rd October 2020 – 20:45

Joint visit with Met Police.

Officers reported that there was a DJ live performance taking place and that music levels were deemed to be excessive and would encourage dancing and patrons to speak at elevated levels. This was after the music levels appeared to have been reduced on their entry to the venue.

Officers again reported concerns linked to SD within the venue.

As on 10th October 2020 officers were advised that there were 68 persons inside the venue at the time of their visit.

Given the complaints and the video evidence linked to the event at the venue on 22nd October officers requested to view the CCTV footage. Management, including Mr Ogunye, were not able to show the requested footage as the DPS who has access to do so was again not on site, the provision of CCTV on request is a premises licence condition.

A Section 19 Closure Notice was served as a result of the premises licence condition breach.

It should be noted that officers had previously been shown CCTV remotely on a mobile telephone by Mr Ogunye.

24th October 2020

Met Police Licensing officer sent a detailed email to Mr Ogunye and venue management following his visit on 23rd October and formally requested CCTV footage.

26th October 2020

Response received from Mr Ogunye. This response made no reference to the CCTV request but did state clearly that the DJ's monitor speaker was not plugged into the limiter system which explained the elevated levels of music at the venue.

28th October 2020 - 15:52

The Police Licensing Officer acknowledged Mr Ogunye's response and again requested the CCTV footage.

28th October 2020 – 16:22

Alex Ghalleb, Consultant Operations Director for Pong and the named DPS responded to the repeated CCTV footage request. He advised that the CCTV system had been damaged by flood water and the requested footage was not available.

29th October 2020 – 18:47

As a result of the ongoing Covid secure failures identified by Council and Met Police officers, a Direction was issued to Mr Ogunye under the Health Protection (Coronavirus, Restriction) (No.3) (England) Regulations 2020.

The Direction took effect from 5pm on Friday 30th October 2020.

The required measures were consistent with the Covid secure requirements that had been explained to Mr Ogunye and venue management by Met Police and Council officers since they took over the venue in August.

30th October 2020 – 19:55

Met Police and Council officer visit to the venue to ensure that management had received and understood the Direction that had been served.

Mr Ogunye confirmed receipt and that he understood the requirements.

31st October 2020 – 20:14

Met Police and Council officers attended the premises as a result of a complaint logged with the Police advising of significant Social Distancing concerns linked to large groups outside the venue.

On entering the venue officers reported loud music being played by a DJ within the basement area of the venue and that the music level was noticeably reduced once their attendance had been noted.

Officers also witnessed a few tables within the venue that had in excess of 6 persons seated at them in breach of the Coronavirus Restrictions. This was evidenced by officer worn Body Cam footage.

6th November 2020

Mr Ogunye was advised via email of the issues identified during the officer's visit on 31st October 2020 and that the Direction would remain in place until 28th January 2021.

The decision was made to not advance enforcement into the breach of the Direction further given the implementation of tougher restrictions on business which meant the venue's closure until 2nd December 2020.

5th December 2020 – 21:00

Met Police & Licensing officers attended the premises as a result of a report submitted by the Met Police Covid Patrol Car. The Patrol officers had attended having received a complaint from a local resident reporting significant concerns relating to Social Distancing at the venue. On arrival Police officers witnessed 40-50 persons on site consuming alcohol, none of whom were consuming food. A DJ was playing music in the basement area at elevated levels with

the lighting considered appropriate for clubbing rather than the consumption of a substantial meal.

Mr Ogunye denied Coronavirus restriction breaches however, on checking seated groups officers were provided with no evidence to support his claim that they satisfied the single household/support bubble requirements.

Met Police & Licensing officers noted on their arrival that all members of public had now left the venue. Mr Ogunye could not provide any appropriate evidence to support his claims of compliance with the Coronavirus Restrictions and stated that although he had received the guidance and best practice advice distributed to hospitality venues he had not read it before trading under his premises licence.

Officers also raised concerns as the plexiglass separation in the basement had been removed resulting in an area that could not be considered as Covid Secure if occupied at the levels reported by Police officers on their arrival. It was made clear to Mr Ogunye that changes to the internal layout or the management and movement of customers within the venue must be detailed within their Covid Secure Risk Assessment. A copy of the updated document was requested, this document has yet to be received.

It was also noted that the Designated Premises Supervisor was again not on site. Mr Ogunye stated that a new DPS would be nominated, this application remains outstanding.

Mr Ogunye was advised that FPN's would be served as a result of the breaches witnessed by Police officers.

10th December 2020

Mr Ogunye was served with 2 FPN's.

1. *Regulation 1A(1A)(b)(ii). Failed to take all reasonable measures to ensure that no persons are admitted to the premises in a group of two or more persons unless they are from the same or linked household or that they satisfy one of the other exceptions detailed in Paragraph 4 or 5 of Schedule 2 to the Principle Regulations.*
2. *Contravening a Tier 2 restriction imposed by Schedule 2, Part 2 of Regulation 14:*
 14. (1) *A person responsible for carrying on a business of a public house, bar or other business involving the provision of alcohol for consumption on the premises must cease to carry on that business, unless sub-paragraph (2) applies.*
 - (2) *This sub-paragraph applies if alcohol is only served for consumption on the premises as part of a table meal, and the meal is such as might be expected to be served as breakfast, the main midday or main evening meal, or as a main course at such a meal.*

Neither FPN was challenged by Mr Ogunye and both remain outstanding.

16th December 2020

Tier 4 restrictions come into effect and the venue is not permitted to trade.

31st December 2020 – 23:20

Licensing & Met Police officers attended the venue as a result of a complaint made to Met Police from a local resident. Met Police officer notes related to the visit are detailed below:

Police heard over their radio that a local resident had seen staff smuggling in numerous party-goers through side entrance. It was reported that up to forty persons were inside and that the owner was intermittently letting people in when he believed no one was watching. Numerous police units attended within minutes of the original call however premises was found to be locked and in darkness. After knocking on the doors and windows for some time and receiving no response, Mr OGUNYE was called several times on his mobile phone. Each time the calls went to voicemail.

Police then began to suspect there were persons, down in the basement area of the club hiding their presence. The marked police units then withdrew, leaving the plain clothed licensing team officers to maintain covert observations. While watching, officers noted several females dressed for partying, lingering outside the venue walking up and down the street while making phone calls. It would appear that they were not being allowed in as the organisers were aware of police presence.

After significant external activity around the venue with vehicles arriving, leaving and several others on foot paying attention to the premises, a large number of young people were seen exiting the venue from the fire escape door on Pentonville Rd. The large group who were also dressed for partying ran up the street leaving the door insecure. Several minicabs attended the venue and were stating they had been called to collect customers from the venue.

Officers entered via the insecure door and found the venue in complete darkness. A search of the venue revealed there were three people still down in the VIP area and a strong smell of cannabis was noted throughout the basement. Mr OGUNYE attended shortly later apparently having been alerted by phone. Although he stated he wasn't taking money and the venue was not open to the public, he did admit to being fully aware a party was taking place for staff and promoters.

The three persons on premises were issued FPN's while Mr OGUNYE was issued his third FPN for failing to close the business during Tier 4 restrictions. It is clear that the Mr Ogunye and staff within Pong intentionally organised an event within the club whilst tier 4 Coronavirus restrictions were in place. Efforts were made to conceal this event. When Police attended, the staff within the venue switched off all lights and refused to answer the door. Patrons were seen running from the venue in order to evade detection. When Police finally gained entry, persons were found hidden in the VIP room, having been sat in darkness.

Not only did subsequent CCTV footage from the venue that evening confirm the party took place, but by his own admission, Mr Ogunye admitted giving his permission for it to go ahead and attended it earlier in the evening himself.

9th January 2020

Council and Met Police officers obtained the requested CCTV footage from Mr Ogunye.

On reviewing the footage it became apparent that the system and/or recording of the footage was not up to the required standard. It was jumping during playback resulting in many minutes of footage being unavailable for review. Footage from the VIP room was not included in the recordings made available to officers for review.

Points of note from the review of the CCTV footage are detailed below:

- Persons inside the venue are using phone torches to move around the venue as internal lights not turned to on.
- Footage not provided from the VIP room. As a result it's not possible to be confident of the total/max number of persons inside the venue however, it was estimated to be around 20 persons in total.
- Lots of movement around the basement area back and forth to the VIP room. Face covering use pretty much non-existent and where a face covering was being used, two persons, it was being worn incorrectly.
- Observe Police and Licensing arrive at approximately 23:20, unable to gain access.
- Lots of movement outside the venue on Pentonville Road and Cumming Street pre and post 00:00, it is not thought that any of these persons gained access to the venue;
- Footage from Camera CH13, exit to Pentonville Road showed the following:
00:26 – 9 females exit the venue quickly and move away towards Angel;

00:26 – Shortly after 3 more females exit the venue and move away towards Kings Cross before doubling back towards Angel;

00:37 – 2 more females exit the venue and move away towards Kings Cross;

00:40 – Male exits venue and stands outside; and

00:41 – Police & Licensing Officer arrive and spk to male outside.

Please tick ✓

yes

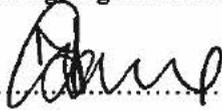
- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 4)

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

Signature



Date

3/2/2021

Capacity

LICENSING MANAGER

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

Terrie Lane
Licensing Manager
3rd Floor
222 Upper Street

Post town

London

Post Code

N1 1XR

Telephone number (if any)

020 7527 3233

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

Terrie.lane@islington.gov.uk

Notes for Guidance

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

**PREMISES LICENCE
LICENSING ACT 2003**

Premises licence number	LN/9797-081020	Date of original grant*	22 January 2007
--------------------------------	-----------------------	--------------------------------	------------------------

**An annual fee associated with this licence is to be paid on the anniversary of the original grant date.*

Postal address of premises, or if none, ordnance survey map reference or description			
PONG 156 PENTONVILLE ROAD			
Post town	London	Post code	N1 9JL
Telephone number	020 7837 2222		

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground Floor and Basement
<ul style="list-style-type: none"> The provision of regulated entertainment by way of: recorded music live music performance of dance The provision of late night refreshment The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities																																																																						
<ul style="list-style-type: none"> The provision of regulated entertainment for the playing of recorded music: <table border="0"> <tr><td>Monday</td><td>20:00</td><td>to</td><td>02:00</td><td>the following day</td></tr> <tr><td>Tuesday</td><td>20:00</td><td>to</td><td>02:00</td><td>the following day</td></tr> <tr><td>Wednesday</td><td>20:00</td><td>to</td><td>02:00</td><td>the following day</td></tr> <tr><td>Thursday</td><td>20:00</td><td>to</td><td>03:00</td><td>the following day</td></tr> <tr><td>Friday</td><td>20:00</td><td>to</td><td>04:00</td><td>the following day</td></tr> <tr><td>Saturday</td><td>20:00</td><td>to</td><td>04:00</td><td>the following day</td></tr> <tr><td>Sunday</td><td>20:00</td><td>to</td><td>02:00</td><td>the following day</td></tr> </table> The provision of regulated entertainment for the playing of live music: <table border="0"> <tr><td>Monday</td><td>20:00</td><td>to</td><td>02:00</td><td>the following day</td></tr> <tr><td>Tuesday</td><td>20:00</td><td>to</td><td>02:00</td><td>the following day</td></tr> <tr><td>Wednesday</td><td>20:00</td><td>to</td><td>02:00</td><td>the following day</td></tr> <tr><td>Thursday</td><td>20:00</td><td>to</td><td>03:00</td><td>the following day</td></tr> <tr><td>Friday</td><td>20:00</td><td>to</td><td>04:00</td><td>the following day</td></tr> <tr><td>Saturday</td><td>20:00</td><td>to</td><td>04:00</td><td>the following day</td></tr> <tr><td>Sunday</td><td>20:00</td><td>to</td><td>02:00</td><td>the following day</td></tr> </table> 	Monday	20:00	to	02:00	the following day	Tuesday	20:00	to	02:00	the following day	Wednesday	20:00	to	02:00	the following day	Thursday	20:00	to	03:00	the following day	Friday	20:00	to	04:00	the following day	Saturday	20:00	to	04:00	the following day	Sunday	20:00	to	02:00	the following day	Monday	20:00	to	02:00	the following day	Tuesday	20:00	to	02:00	the following day	Wednesday	20:00	to	02:00	the following day	Thursday	20:00	to	03:00	the following day	Friday	20:00	to	04:00	the following day	Saturday	20:00	to	04:00	the following day	Sunday	20:00	to	02:00	the following day
Monday	20:00	to	02:00	the following day																																																																		
Tuesday	20:00	to	02:00	the following day																																																																		
Wednesday	20:00	to	02:00	the following day																																																																		
Thursday	20:00	to	03:00	the following day																																																																		
Friday	20:00	to	04:00	the following day																																																																		
Saturday	20:00	to	04:00	the following day																																																																		
Sunday	20:00	to	02:00	the following day																																																																		
Monday	20:00	to	02:00	the following day																																																																		
Tuesday	20:00	to	02:00	the following day																																																																		
Wednesday	20:00	to	02:00	the following day																																																																		
Thursday	20:00	to	03:00	the following day																																																																		
Friday	20:00	to	04:00	the following day																																																																		
Saturday	20:00	to	04:00	the following day																																																																		
Sunday	20:00	to	02:00	the following day																																																																		

- The provision of regulated entertainment for the performance of dance:

Monday	20:00	to	02:00	the following day
Tuesday	20:00	to	02:00	the following day
Wednesday	20:00	to	02:00	the following day
Thursday	20:00	to	03:00	the following day
Friday	20:00	to	04:00	the following day
Saturday	20:00	to	04:00	the following day
Sunday	20:00	to	02:00	the following day

- The provision of late night refreshment:

Monday	23:00	to	02:00	the following day
Tuesday	23:00	to	02:00	the following day
Wednesday	23:00	to	02:00	the following day
Thursday	23:00	to	03:00	the following day
Friday	23:00	to	04:00	the following day
Saturday	23:00	to	04:00	the following day
Sunday	23:00	to	02:00	the following day

- The sale by retail of alcohol:

Monday	09:00	to	02:00	the following day
Tuesday	09:00	to	02:00	the following day
Wednesday	09:00	to	02:00	the following day
Thursday	09:00	to	03:00	the following day
Friday	09:00	to	04:00	the following day
Saturday	09:00	to	04:00	the following day
Sunday	09:00	to	02:00	the following day

Non standard timings:

The provision of live music, recorded music, performance of dance, facilities for making music and dancing are permitted from 20:00 to 04:00 on Fridays to Mondays of Bank Holiday weekends and from 20:00 to 05:00 on Boxing Day, New Year's Eve and New Year's Day.

The provision of late night refreshment is permitted from 23:00 to 04:00 on Fridays to Mondays of Bank Holiday weekends and from 23:00 to 05:00 on Boxing Day, New Year's Eve and New Year's Day.

The sale of alcohol is permitted from 09:00 to 04:00 on Fridays to Mondays of Bank Holiday weekends and from 09:00 to 05:00 on Boxing Day, New Year's Eve and New Year's Day.

The opening hours of the premises:

Monday	09:00	to	03:00	the following day
Tuesday	09:00	to	03:00	the following day
Wednesday	09:00	to	03:00	the following day
Thursday	09:00	to	04:00	the following day
Friday	09:00	to	05:00	the following day
Saturday	09:00	to	05:00	the following day
Sunday	09:00	to	03:00	the following day

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

Pong London Limited
130 Old Street
Islington
London
EC1V 9BD

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

10964827

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Alex Ghaleb
[REDACTED]

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

[REDACTED]

Islington Council
Public Protection Division
222 Upper Street
London
N1 1XR
T: 020 7527 3031
E: licensing@islington.gov.uk

PP

CMontanoz

Service Manager - Commercial

29/10/2020

Date of Issue

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.

There are further 'Mandatory conditions' applicable to licences authorising the supply of alcohol. A full list of the current mandatory conditions is available from the licensing pages on Islington's web site, www.islington.gov.uk. This list is subject to change by order of the Secretary of State and licensees and other responsible persons are advised to ensure they are aware of the latest conditions.

Annex 2 - Conditions consistent with the Operating Schedule

1. In the event that crime or serious disorder is, or appears to have been, committed on the premises, the management will immediately ensure that:
 - a) The police and, where appropriate, the London Ambulance Service, are called immediately;
 - b) As far as is safe and reasonable practicable, all measures will be taken to apprehend any identified suspects pending the arrival of the police;
 - c) As far as is safe and reasonable practicable, all measures will be taken to preserve any identified crime scene pending the arrival of the Police;
 - d) Any and all appropriate measures are taken to fully protect the safety of all persons present on the premises at all times during operating hours.
2. An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record:
 - a) Any and all allegations of crime or disorder reported at the venue;
 - b) Any and all complaints received by any party;
 - c) Any faults in the CCTV system;
 - d) Any visit by a relevant authority or emergency service;
 - e) Any and all ejections of patrons;
 - f) Any and all seizures of drugs or offensive weapons; and
 - g) Any refusal of the sale of alcohol
3. CCTV shall be installed, operated, and maintained, to function all times that the premises is open for licensable activities. Said CCTV will comply with the following criteria:
 - a) The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct;
 - b) A record of these checks, showing the date and name of the person checking, will be kept and made available to the police or other authorised officer on request;
 - c) The Police will be informed if the system will not be operating for longer than one day of business for any reason;

- d) One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
 - e) The system will provide full coverage of the interior of the premises and any exterior part of the premises accessible to the public;
 - f) The system will record in real time and recordings will be date and time stamped;
 - g) At all times during operating hours, there will be at least 1 member of staff on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request; and
 - h) Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to the police or other authorised officers on request (subject to the Data Protection Act 1998) within 24 hours of any request.
4. SIA licensed door supervisors shall be on duty at all private pre-booked functions until after all customers have left the premises.
 5. The premises licence holder shall implement a search policy approved by the police.
 6. The premises shall join the local Pubwatch or other local crime reduction scheme approved by the police.
 7. When alcohol and/or regulated entertainment is provided by way of music and dancing and continues past 02:00 then SIA registered door supervisors will be employed from 22:00 until half an hour after closing time or until such time as the crowd has dispersed, at the rate of one door supervisor for every one hundred customers.
 8. Alcoholic and other drinks purchased from the premises may not be taken away from the curtilage of the premises in open containers such as glasses or opened bottles.
 9. No customers carrying open or sealed bottles shall be allowed to enter the premises at any time that the premises are open to the public.
 10. Clear and prominent notices shall be displayed on the premises warning customers of the need to guard their property and to be aware of the operation of pickpockets, bag snatchers, etc. The notices shall advise customers to report concerns to the designated premises supervisor or the person in charge of the licensed premises.
 11. Safety checks shall be carried out before the admission of the public. Details of safety checks shall be kept in a logbook on the premises. The log book shall be made available for inspection by authorised officers.
 12. All exit routes shall be kept unobstructed with non-slippery and even surfaces, free of trip hazards and clearly identified.
 13. Where chairs and tables are provided, internal gangways shall be kept obstructed.
 14. All exit doors shall be maintained easily openable without the use of a key card, code or similar means.
 15. Exit doors shall be regularly checked to ensure that they function satisfactorily and a record of the check shall be kept.
 16. The edges of the treads of the steps and stairways must be maintained so as to be in good condition and be conspicuous.
 17. In the absence of adequate daylight, the lighting in any area accessible to the public shall be fully in operation when they are present.

18. When disabled people are present, there must be sufficient numbers of staff and adequate arrangements must be in place to enable their safe evacuation in the event of an emergency. Disabled people on the premises must be made aware of such arrangements by staff and by the use of appropriate signage.
19. Emergency lighting batteries are fully charged before the admission of the public.
20. Adequate and appropriate supply of first aid equipment and materials must be available on the premises at all times.
21. There must be at least one suitably trained first-aider on duty when the public are present and if more than one suitably trained first-aider is available their respective duties must be clearly defined.
22. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby premises.
23. If a noise limiting device or devices are installed then the entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the approved levels by the Council are not exceeded.
24. 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.
25. Door and windows to the premises will be kept closed, so far as practicable, at all times when noise generating regulated entertainment is taking place i.e. live and recorded music.
26. A refusals log book shall be maintained at the premises. The refusals book shall be made available to an unauthorised officer or a police officer on request.
27. No persons under 18 years are permitted on the premises unless accompanied by a parent and no persons under 18 years are permitted on the premises after 12 midnight.
28. In the event of a verified complaint relating to amplified noise breakout from the premises, the basement music noise limiter shall be calibrated to pre-set threshold levels to the satisfaction of the Council's Noise Team.
29. The maximum number of persons, including staff and performers, accommodated at any one time in the premises shall not exceed the following:
 - a) When operating under layout plan reference, Drawing No 2814 10, Rev B Dated 10.01.18;
 - Ground Floor – 60;
 - Basement – 60 plus an additional 24 within the KTV Room; or
 - b) When operating under layout plan reference, Drawing No 2814 10, Rev C Dated 10.05.19;
 - Ground Floor – 75; and
 - Basement - 125.

Note:

Recommendations set out in the Fire Risk Assessment completed by Compliance UK dated 31st March 2019 must be fully implemented prior to operating under the increased capacity referenced at Condition 30, part b, detailed above.

30. A maximum of 6 customers without any drinks may be permitted outside in the designated smoking area and monitored by the door staff.

31. Staff shall arrange taxis for customers on request. Customers who have ordered taxis shall be encouraged to remain in the venue until their taxi arrives.
32. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly and the phone number of named contact to be prominently displayed to be viewed from outside the premises so that concerned individuals can get in touch.
33. Hold regular six monthly meetings with residents to deal with issues and concerns.
34. The licensee shall adopt a 'Challenge 25' policy and promote it through the prominent display of posters.
35. The licensee shall put arrangements in place to ensure that before serving alcohol to persons they believe to be less than 25, staff ask to see accredited proof of age: that is, proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
36. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instructions given to staff, detailing the areas covered, and make them available for inspection upon request by the licensing team, police or trading standards.
37. The licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be made available for inspection upon request by the licensing team, police or trading standards.

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

None

Annex 4 – Plans

Reference Number: Drawing No 2814 10, Rev B, Dated 10.01.18.

Note:

Once required works have been completed the premises is authorised to operate under:

Drawing No 2814 10, Rev C, Dated 10.05.19

Premises Licence Summary

Licensing Act 2003

Premises licence number	LN/9797-081020	Date of original grant*	22 January 2007
--------------------------------	----------------	--------------------------------	-----------------

**An annual fee associated with this licence is to be paid on the anniversary of the original grant date.*

Postal address of premises, or if none, ordnance survey map reference or description			
PONG			
156 PENTONVILLE ROAD			
Post town	London	Post code	N1 9JL
Telephone number	020 7837 2222		

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground Floor and Basement
<ul style="list-style-type: none"> • The provision of regulated entertainment by way of: recorded music live music performance of dance • The provision of late night refreshment • The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities				
<ul style="list-style-type: none"> • The provision of regulated entertainment for the playing of recorded music: 				
Monday	20:00	to	02:00	the following day
Tuesday	20:00	to	02:00	the following day
Wednesday	20:00	to	02:00	the following day
Thursday	20:00	to	03:00	the following day
Friday	20:00	to	04:00	the following day
Saturday	20:00	to	04:00	the following day
Sunday	20:00	to	02:00	the following day
<ul style="list-style-type: none"> • The provision of regulated entertainment for the playing of live music: 				
Monday	20:00	to	02:00	the following day
Tuesday	20:00	to	02:00	the following day
Wednesday	20:00	to	02:00	the following day
Thursday	20:00	to	03:00	the following day
Friday	20:00	to	04:00	the following day
Saturday	20:00	to	04:00	the following day
Sunday	20:00	to	02:00	the following day

- The provision of regulated entertainment for the performance of dance:

Monday	20:00	to	02:00	the following day
Tuesday	20:00	to	02:00	the following day
Wednesday	20:00	to	02:00	the following day
Thursday	20:00	to	03:00	the following day
Friday	20:00	to	04:00	the following day
Saturday	20:00	to	04:00	the following day
Sunday	20:00	to	02:00	the following day

- The provision of late night refreshment:

Monday	23:00	to	02:00	the following day
Tuesday	23:00	to	02:00	the following day
Wednesday	23:00	to	02:00	the following day
Thursday	23:00	to	03:00	the following day
Friday	23:00	to	04:00	the following day
Saturday	23:00	to	04:00	the following day
Sunday	23:00	to	02:00	the following day

- The sale by retail of alcohol:

Monday	09:00	to	02:00	the following day
Tuesday	09:00	to	02:00	the following day
Wednesday	09:00	to	02:00	the following day
Thursday	09:00	to	03:00	the following day
Friday	09:00	to	04:00	the following day
Saturday	09:00	to	04:00	the following day
Sunday	09:00	to	02:00	the following day

Non standard timings:

The provision of live music, recorded music, performance of dance, facilities for making music and dancing are permitted from 20:00 to 04:00 on Fridays to Mondays of Bank Holiday weekends and from 20:00 to 05:00 on Boxing Day, New Year's Eve and New Year's Day.

The provision of late night refreshment is permitted from 23:00 to 04:00 on Fridays to Mondays of Bank Holiday weekends and from 23:00 to 05:00 on Boxing Day, New Year's Eve and New Year's Day.

The sale of alcohol is permitted from 09:00 to 04:00 on Fridays to Mondays of Bank Holiday weekends and from 09:00 to 05:00 on Boxing Day, New Year's Eve and New Year's Day.

The opening hours of the premises:

Monday	09:00	to	03:00	the following day
Tuesday	09:00	to	03:00	the following day
Wednesday	09:00	to	03:00	the following day
Thursday	09:00	to	04:00	the following day
Friday	09:00	to	05:00	the following day
Saturday	09:00	to	05:00	the following day
Sunday	09:00	to	03:00	the following day

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

Pong London Limited
130 Old Street
Islington
London
EC1V 9BD

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

10964827

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Alex Ghaleb

State whether access to the premises by children is restricted or prohibited

No unaccompanied persons under 18 years are permitted on the premises at any time, appropriately accompanied persons under 18 years are not permitted on the premises after 00:00.

Islington Council
Public Protection Division
222 Upper Street
London
N1 1XR
T: 020 7527 3031
E: licensing@islington.gov.uk

**PREMISES LICENCE
LICENSING ACT 2003**

Premises licence number	LN/9797-081020	Date of original grant*	22 January 2007
--------------------------------	-----------------------	--------------------------------	------------------------

**An annual fee associated with this licence is to be paid on the anniversary of the original grant date.*

Postal address of premises, or if none, ordnance survey map reference or description			
PONG 156 PENTONVILLE ROAD			
Post town	London	Post code	N1 9JL
Telephone number	020 7837 2222		

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground Floor and Basement
<ul style="list-style-type: none"> The provision of regulated entertainment by way of: recorded music live music performance of dance The provision of late night refreshment The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities				
<ul style="list-style-type: none"> The provision of regulated entertainment for the playing of recorded music: 				
Monday	20:00	to	02:00	the following day
Tuesday	20:00	to	02:00	the following day
Wednesday	20:00	to	02:00	the following day
Thursday	20:00	to	03:00	the following day
Friday	20:00	to	04:00	the following day
Saturday	20:00	to	04:00	the following day
Sunday	20:00	to	02:00	the following day
<ul style="list-style-type: none"> The provision of regulated entertainment for the playing of live music: 				
Monday	20:00	to	02:00	the following day
Tuesday	20:00	to	02:00	the following day
Wednesday	20:00	to	02:00	the following day
Thursday	20:00	to	03:00	the following day
Friday	20:00	to	04:00	the following day
Saturday	20:00	to	04:00	the following day
Sunday	20:00	to	02:00	the following day

- The provision of regulated entertainment for the performance of dance:

Monday	20:00	to	02:00	the following day
Tuesday	20:00	to	02:00	the following day
Wednesday	20:00	to	02:00	the following day
Thursday	20:00	to	03:00	the following day
Friday	20:00	to	04:00	the following day
Saturday	20:00	to	04:00	the following day
Sunday	20:00	to	02:00	the following day

- The provision of late night refreshment:

Monday	23:00	to	02:00	the following day
Tuesday	23:00	to	02:00	the following day
Wednesday	23:00	to	02:00	the following day
Thursday	23:00	to	03:00	the following day
Friday	23:00	to	04:00	the following day
Saturday	23:00	to	04:00	the following day
Sunday	23:00	to	02:00	the following day

- The sale by retail of alcohol:

Monday	09:00	to	02:00	the following day
Tuesday	09:00	to	02:00	the following day
Wednesday	09:00	to	02:00	the following day
Thursday	09:00	to	03:00	the following day
Friday	09:00	to	04:00	the following day
Saturday	09:00	to	04:00	the following day
Sunday	09:00	to	02:00	the following day

Non standard timings:

The provision of live music, recorded music, performance of dance, facilities for making music and dancing are permitted from 20:00 to 04:00 on Fridays to Mondays of Bank Holiday weekends and from 20:00 to 05:00 on Boxing Day, New Year's Eve and New Year's Day.

The provision of late night refreshment is permitted from 23:00 to 04:00 on Fridays to Mondays of Bank Holiday weekends and from 23:00 to 05:00 on Boxing Day, New Year's Eve and New Year's Day.

The sale of alcohol is permitted from 09:00 to 04:00 on Fridays to Mondays of Bank Holiday weekends and from 09:00 to 05:00 on Boxing Day, New Year's Eve and New Year's Day.

The opening hours of the premises:

Monday	09:00	to	03:00	the following day
Tuesday	09:00	to	03:00	the following day
Wednesday	09:00	to	03:00	the following day
Thursday	09:00	to	04:00	the following day
Friday	09:00	to	05:00	the following day
Saturday	09:00	to	05:00	the following day
Sunday	09:00	to	03:00	the following day

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

Pong London Limited
130 Old Street
Islington
London
EC1V 9BD

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

10964827

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Alex Ghaleb
[REDACTED]

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

[REDACTED]

Islington Council
Public Protection Division
222 Upper Street
London
N1 1XR
T: 020 7527 3031
E: licensing@islington.gov.uk

PP 

Service Manager - Commercial

29/10/2020

Date of Issue

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.

There are further 'Mandatory conditions' applicable to licences authorising the supply of alcohol. A full list of the current mandatory conditions is available from the licensing pages on Islington's web site, www.islington.gov.uk. This list is subject to change by order of the Secretary of State and licensees and other responsible persons are advised to ensure they are aware of the latest conditions.

Annex 2 - Conditions consistent with the Operating Schedule

1. In the event that crime or serious disorder is, or appears to have been, committed on the premises, the management will immediately ensure that:
 - a) The police and, where appropriate, the London Ambulance Service, are called immediately;
 - b) As far as is safe and reasonable practicable, all measures will be taken to apprehend any identified suspects pending the arrival of the police;
 - c) As far as is safe and reasonable practicable, all measures will be taken to preserve any identified crime scene pending the arrival of the Police;
 - d) Any and all appropriate measures are taken to fully protect the safety of all persons present on the premises at all times during operating hours.
2. An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record:
 - a) Any and all allegations of crime or disorder reported at the venue;
 - b) Any and all complaints received by any party;
 - c) Any faults in the CCTV system;
 - d) Any visit by a relevant authority or emergency service;
 - e) Any and all ejections of patrons;
 - f) Any and all seizures of drugs or offensive weapons; and
 - g) Any refusal of the sale of alcohol
3. CCTV shall be installed, operated, and maintained, to function all times that the premises is open for licensable activities. Said CCTV will comply with the following criteria:
 - a) The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct;
 - b) A record of these checks, showing the date and name of the person checking, will be kept and made available to the police or other authorised officer on request;
 - c) The Police will be informed if the system will not be operating for longer than one day of business for any reason;

- d) One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
 - e) The system will provide full coverage of the interior of the premises and any exterior part of the premises accessible to the public;
 - f) The system will record in real time and recordings will be date and time stamped;
 - g) At all times during operating hours, there will be at least 1 member of staff on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request; and
 - h) Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to the police or other authorised officers on request (subject to the Data Protection Act 1998) within 24 hours of any request.
4. SIA licensed door supervisors shall be on duty at all private pre-booked functions until after all customers have left the premises.
 5. The premises licence holder shall implement a search policy approved by the police.
 6. The premises shall join the local Pubwatch or other local crime reduction scheme approved by the police.
 7. When alcohol and/or regulated entertainment is provided by way of music and dancing and continues past 02:00 then SIA registered door supervisors will be employed from 22:00 until half an hour after closing time or until such time as the crowd has dispersed, at the rate of one door supervisor for every one hundred customers.
 8. Alcoholic and other drinks purchased from the premises may not be taken away from the curtilage of the premises in open containers such as glasses or opened bottles.
 9. No customers carrying open or sealed bottles shall be allowed to enter the premises at any time that the premises are open to the public.
 10. Clear and prominent notices shall be displayed on the premises warning customers of the need to guard their property and to be aware of the operation of pickpockets, bag snatchers, etc. The notices shall advise customers to report concerns to the designated premises supervisor or the person in charge of the licensed premises.
 11. Safety checks shall be carried out before the admission of the public. Details of safety checks shall be kept in a logbook on the premises. The log book shall be made available for inspection by authorised officers.
 12. All exit routes shall be kept unobstructed with non-slippery and even surfaces, free of trip hazards and clearly identified.
 13. Where chairs and tables are provided, internal gangways shall be kept unobstructed.
 14. All exit doors shall be maintained easily openable without the use of a key card, code or similar means.
 15. Exit doors shall be regularly checked to ensure that they function satisfactorily and a record of the check shall be kept.
 16. The edges of the treads of the steps and stairways must be maintained so as to be in good condition and be conspicuous.
 17. In the absence of adequate daylight, the lighting in any area accessible to the public shall be fully in operation when they are present.

18. When disabled people are present, there must be sufficient numbers of staff and adequate arrangements must be in place to enable their safe evacuation in the event of an emergency. Disabled people on the premises must be made aware of such arrangements by staff and by the use of appropriate signage.
19. Emergency lighting batteries are fully charged before the admission of the public.
20. Adequate and appropriate supply of first aid equipment and materials must be available on the premises at all times.
21. There must be at least one suitably trained first-aider on duty when the public are present and if more than one suitably trained first-aider is available their respective duties must be clearly defined.
22. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby premises.
23. If a noise limiting device or devices are installed then the entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the approved levels by the Council are not exceeded.
24. 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.
25. Door and windows to the premises will be kept closed, so far as practicable, at all times when noise generating regulated entertainment is taking place i.e. live and recorded music.
26. A refusals log book shall be maintained at the premises. The refusals book shall be made available to an unauthorised officer or a police officer on request.
27. No persons under 18 years are permitted on the premises unless accompanied by a parent and no persons under 18 years are permitted on the premises after 12 midnight.
28. In the event of a verified complaint relating to amplified noise breakout from the premises, the basement music noise limiter shall be calibrated to pre-set threshold levels to the satisfaction of the Council's Noise Team.
29. The maximum number of persons, including staff and performers, accommodated at any one time in the premises shall not exceed the following:
 - a) When operating under layout plan reference, Drawing No 2814 10, Rev B Dated 10.01.18;
 - Ground Floor – 60;
 - Basement – 60 plus an additional 24 within the KTV Room; or
 - b) When operating under layout plan reference, Drawing No 2814 10, Rev C Dated 10.05.19;
 - Ground Floor – 75; and
 - Basement - 125.

Note:

Recommendations set out in the Fire Risk Assessment completed by Compliance UK dated 31st March 2019 must be fully implemented prior to operating under the increased capacity referenced at Condition 30, part b, detailed above.

30. A maximum of 6 customers without any drinks may be permitted outside in the designated smoking area and monitored by the door staff.

31. Staff shall arrange taxis for customers on request. Customers who have ordered taxis shall be encouraged to remain in the venue until their taxi arrives.
32. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly and the phone number of named contact to be prominently displayed to be viewed from outside the premises so that concerned individuals can get in touch.
33. Hold regular six monthly meetings with residents to deal with issues and concerns.
34. The licensee shall adopt a 'Challenge 25' policy and promote it through the prominent display of posters.
35. The licensee shall put arrangements in place to ensure that before serving alcohol to persons they believe to be less than 25, staff ask to see accredited proof of age: that is, proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
36. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instructions given to staff, detailing the areas covered, and make them available for inspection upon request by the licensing team, police or trading standards.
37. The licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be made available for inspection upon request by the licensing team, police or trading standards.

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

None

Annex 4 – Plans

Reference Number: Drawing No 2814 10, Rev B, Dated 10.01.18.

Note:

Once required works have been completed the premises is authorised to operate under:

Drawing No 2814 10, Rev C, Dated 10.05.19

Premises Licence Summary

Licensing Act 2003

Premises licence number	LN/9797-081020	Date of original grant*	22 January 2007
--------------------------------	----------------	--------------------------------	-----------------

**An annual fee associated with this licence is to be paid on the anniversary of the original grant date.*

Postal address of premises, or if none, ordnance survey map reference or description			
PONG			
156 PENTONVILLE ROAD			
Post town	London	Post code	N1 9JL
Telephone number	020 7837 2222		

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground Floor and Basement
<ul style="list-style-type: none"> • The provision of regulated entertainment by way of: recorded music live music performance of dance • The provision of late night refreshment • The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities																																																																						
<ul style="list-style-type: none"> • The provision of regulated entertainment for the playing of recorded music: <table style="width: 100%; border: none;"> <tr> <td style="width: 15%;">Monday</td> <td style="width: 15%;">20:00</td> <td style="width: 5%;">to</td> <td style="width: 15%;">02:00</td> <td style="width: 50%;">the following day</td> </tr> <tr> <td>Tuesday</td> <td>20:00</td> <td>to</td> <td>02:00</td> <td>the following day</td> </tr> <tr> <td>Wednesday</td> <td>20:00</td> <td>to</td> <td>02:00</td> <td>the following day</td> </tr> <tr> <td>Thursday</td> <td>20:00</td> <td>to</td> <td>03:00</td> <td>the following day</td> </tr> <tr> <td>Friday</td> <td>20:00</td> <td>to</td> <td>04:00</td> <td>the following day</td> </tr> <tr> <td>Saturday</td> <td>20:00</td> <td>to</td> <td>04:00</td> <td>the following day</td> </tr> <tr> <td>Sunday</td> <td>20:00</td> <td>to</td> <td>02:00</td> <td>the following day</td> </tr> </table> • The provision of regulated entertainment for the playing of live music: <table style="width: 100%; border: none;"> <tr> <td style="width: 15%;">Monday</td> <td style="width: 15%;">20:00</td> <td style="width: 5%;">to</td> <td style="width: 15%;">02:00</td> <td style="width: 50%;">the following day</td> </tr> <tr> <td>Tuesday</td> <td>20:00</td> <td>to</td> <td>02:00</td> <td>the following day</td> </tr> <tr> <td>Wednesday</td> <td>20:00</td> <td>to</td> <td>02:00</td> <td>the following day</td> </tr> <tr> <td>Thursday</td> <td>20:00</td> <td>to</td> <td>03:00</td> <td>the following day</td> </tr> <tr> <td>Friday</td> <td>20:00</td> <td>to</td> <td>04:00</td> <td>the following day</td> </tr> <tr> <td>Saturday</td> <td>20:00</td> <td>to</td> <td>04:00</td> <td>the following day</td> </tr> <tr> <td>Sunday</td> <td>20:00</td> <td>to</td> <td>02:00</td> <td>the following day</td> </tr> </table> 	Monday	20:00	to	02:00	the following day	Tuesday	20:00	to	02:00	the following day	Wednesday	20:00	to	02:00	the following day	Thursday	20:00	to	03:00	the following day	Friday	20:00	to	04:00	the following day	Saturday	20:00	to	04:00	the following day	Sunday	20:00	to	02:00	the following day	Monday	20:00	to	02:00	the following day	Tuesday	20:00	to	02:00	the following day	Wednesday	20:00	to	02:00	the following day	Thursday	20:00	to	03:00	the following day	Friday	20:00	to	04:00	the following day	Saturday	20:00	to	04:00	the following day	Sunday	20:00	to	02:00	the following day
Monday	20:00	to	02:00	the following day																																																																		
Tuesday	20:00	to	02:00	the following day																																																																		
Wednesday	20:00	to	02:00	the following day																																																																		
Thursday	20:00	to	03:00	the following day																																																																		
Friday	20:00	to	04:00	the following day																																																																		
Saturday	20:00	to	04:00	the following day																																																																		
Sunday	20:00	to	02:00	the following day																																																																		
Monday	20:00	to	02:00	the following day																																																																		
Tuesday	20:00	to	02:00	the following day																																																																		
Wednesday	20:00	to	02:00	the following day																																																																		
Thursday	20:00	to	03:00	the following day																																																																		
Friday	20:00	to	04:00	the following day																																																																		
Saturday	20:00	to	04:00	the following day																																																																		
Sunday	20:00	to	02:00	the following day																																																																		

- The provision of regulated entertainment for the performance of dance:

Monday	20:00	to	02:00	the following day
Tuesday	20:00	to	02:00	the following day
Wednesday	20:00	to	02:00	the following day
Thursday	20:00	to	03:00	the following day
Friday	20:00	to	04:00	the following day
Saturday	20:00	to	04:00	the following day
Sunday	20:00	to	02:00	the following day

- The provision of late night refreshment:

Monday	23:00	to	02:00	the following day
Tuesday	23:00	to	02:00	the following day
Wednesday	23:00	to	02:00	the following day
Thursday	23:00	to	03:00	the following day
Friday	23:00	to	04:00	the following day
Saturday	23:00	to	04:00	the following day
Sunday	23:00	to	02:00	the following day

- The sale by retail of alcohol:

Monday	09:00	to	02:00	the following day
Tuesday	09:00	to	02:00	the following day
Wednesday	09:00	to	02:00	the following day
Thursday	09:00	to	03:00	the following day
Friday	09:00	to	04:00	the following day
Saturday	09:00	to	04:00	the following day
Sunday	09:00	to	02:00	the following day

Non standard timings:

The provision of live music, recorded music, performance of dance, facilities for making music and dancing are permitted from 20:00 to 04:00 on Fridays to Mondays of Bank Holiday weekends and from 20:00 to 05:00 on Boxing Day, New Year's Eve and New Year's Day.

The provision of late night refreshment is permitted from 23:00 to 04:00 on Fridays to Mondays of Bank Holiday weekends and from 23:00 to 05:00 on Boxing Day, New Year's Eve and New Year's Day.

The sale of alcohol is permitted from 09:00 to 04:00 on Fridays to Mondays of Bank Holiday weekends and from 09:00 to 05:00 on Boxing Day, New Year's Eve and New Year's Day.

The opening hours of the premises:

Monday	09:00	to	03:00	the following day
Tuesday	09:00	to	03:00	the following day
Wednesday	09:00	to	03:00	the following day
Thursday	09:00	to	04:00	the following day
Friday	09:00	to	05:00	the following day
Saturday	09:00	to	05:00	the following day
Sunday	09:00	to	03:00	the following day

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

Pong London Limited
130 Old Street
Islington
London
EC1V 9BD

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

10964827

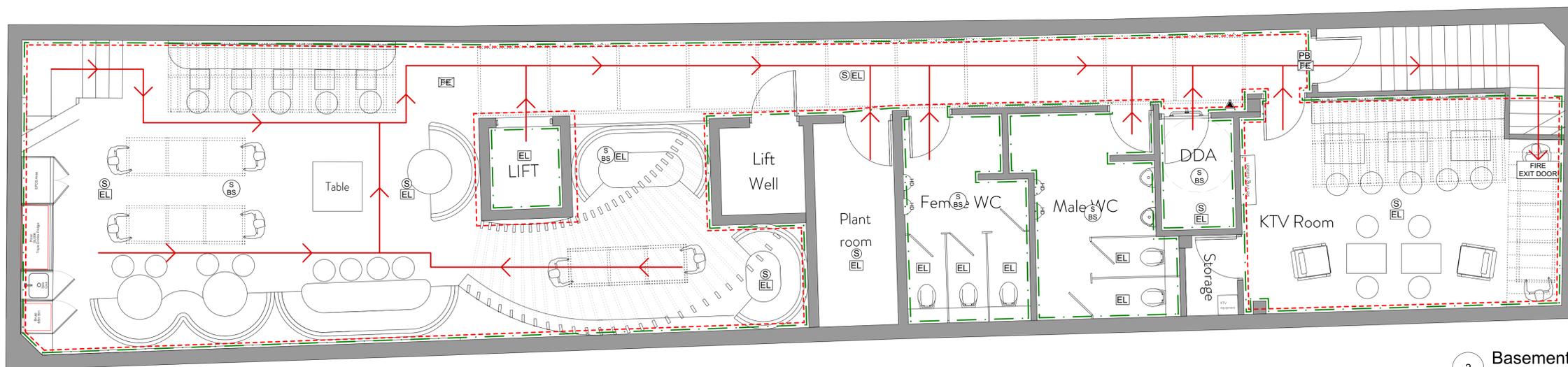
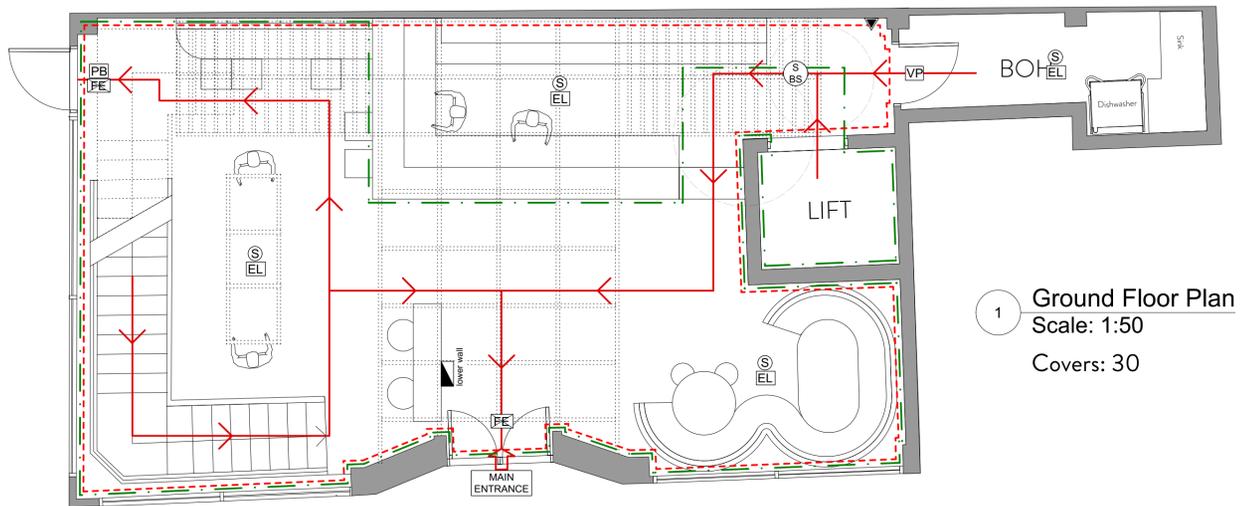
Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Alex Ghaleb

State whether access to the premises by children is restricted or prohibited

No unaccompanied persons under 18 years are permitted on the premises at any time, appropriately accompanied persons under 18 years are not permitted on the premises after 00:00.

Islington Council
Public Protection Division
222 Upper Street
London
N1 1XR
T: 020 7527 3031
E: licensing@islington.gov.uk



Specification Description		
Type	Description	
Fire Safety	(S)	Smoke Detector
	(S BS)	Smoke Base Sounder Beacon
	▀	Fire Panel
	PB	Fire Exit doors to be fitted with emergency push bar
	EL	Emergency Lighting 3 hour Maintained operation
	VP	Door to be fitted with vision panel
	▲	CO2 Extinguisher
	FE	Sign: Fire Escape Notice: Recessed and Internally illuminated
	➔	Point of Access
	➔	Escape Route
	- - -	Indicates extent of licensable activities
	- - -	Indicates extent of public areas: Children have access to all public areas.

NOTES:
Items shown on this plan are not part of the statutory requirements they are shown for indicative purposes only. This would include loose or fixed furniture in certain circumstances, the positions of WC cubicles, CCTV camera and fire safety equipment not specified in the Regulations. These are shown upon the plans for illustrative purposes only and may be moved at the discretion of the license holder.

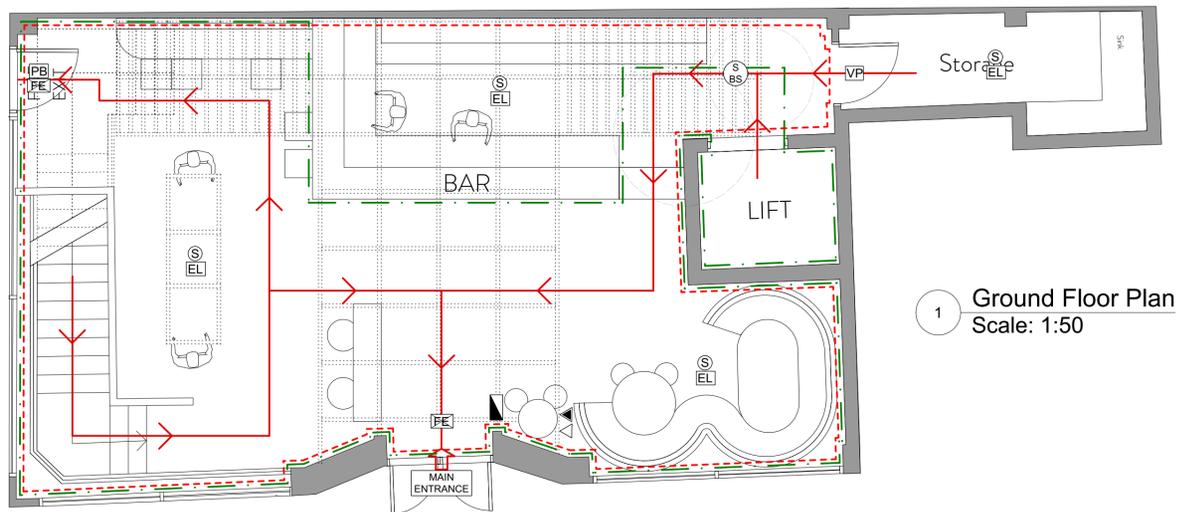
The current location of fire safety equipment and other safety equipment is shown. These may be subject to variation in the future as necessary and where applicable in liaison with the Fire Officer.

DATE	NOTES
B 27/03/18	KTV room, storage and DDA revised. ED
A	First Issue. ED

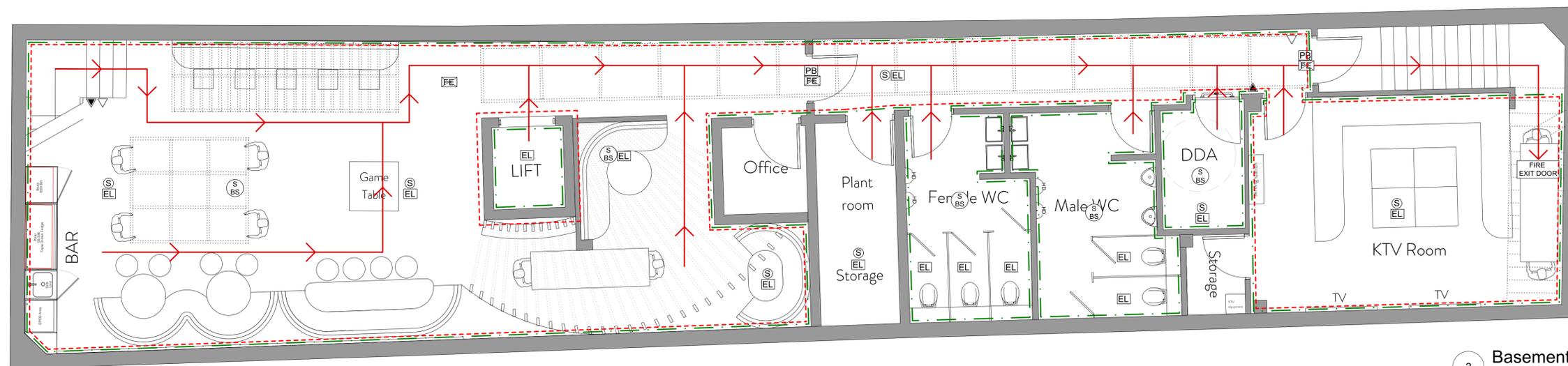
CLIENT Pong London
PROJECT Pentonville Road
PROJECT NO. 2814
TITLE Licensing
DRAWN ED
SCALE 1:50 @ A1 **DATE** 10.01.18

DRAWING NO. 2814 10 **REV** B





1 Ground Floor Plan
Scale: 1:50



2 Basement Plan
Scale: 1:50

Specification Description		
Type	Description	
Fire Safety	(S)	Smoke Detector
	(S/BS)	Smoke Base Sounder Beacon
	▴	Fire Panel
	PB	Fire Exit doors to be fitted with emergency push bar
	EL	Emergency Lighting 3 hour Maintained operation
	VP	Door to be fitted with vision panel
	▲	CO2 Extinguisher
	△	Water Extinguisher
	FE	Sign: Fire Escape Notice: Recessed and Internally illuminated
	➔	Point of Access
	➔	Escape Route
	- - - -	Indicates extent of licensable activities
	- - - -	Indicates extent of public areas: Children have access to all public areas.

NOTES:
Items shown on this plan are not part of the statutory requirements they are shown for indicative purposes only. This would include loose or fixed furniture in certain circumstances, the positions of WC cubicles, CCTV camera and fire safety equipment not specified in the Regulations. These are shown upon the plans for illustrative purposes only and may be moved at the discretion of the license holder.

The current location of fire safety equipment and other safety equipment is shown. These may be subject to variation in the future as necessary and where applicable in liaison with the Fire Officer.

DATE	NOTES
B 27/03/18	KTV room, storage and DDA revised. ED
A	First Issue ED

CLIENT **Pong London**
PROJECT Pentonville Road
PROJECT NO. 2814
TITLE Licensing
DRAWN ED
SCALE 1:50 @ A1 DATE 10.05.19

DRAWING NO. **2814 10** REV **C**

Re: PONG
Ref: WK/200056246
Date: 09/02/2021



Premises Licence Review.

METROPOLITAN POLICE SERVICE

Pong, 156 Pentonville Road,
Islington,
London,
N1 9JL

**Islington Police Licensing Team
Islington Police Station
2 Tolpuddle Street
London
N1 0YY**

07919547416
licensingpolice@islington.gov.uk

Islington Licensing Authority

Dear Sir/Madam,

My name is Darren Emanuel and I am a Police Constable with the Metropolitan Police Service. My current role is Police Licensing Officer for the London Borough of Islington.

I am submitting this representation on behalf of the Police licensing team in respect to the review application submitted by Islington Council's Licensing team in relation to the premises, PONG, 156 PENTONVILLE RD, ISLINGTON, 9JL.

SUPPORTING DATA

The supporting data in this report has been collated in the most part from the CAD system that records all calls to police. There are also several police statements referred to as MG11's.

CAD REPORTS

A computer aided dispatch (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 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.

I have provided redacted versions of the CAD reports in this matter.

Time line of events (Chronological order)

1. On 4th September 2020 the police licensing team noted that PONG was under new management. Enquiries revealed that Mr Wale Ogunye became the director of Pong London Ltd 24/08/20. Pong London Ltd have been the premises licence holder since 22/05/18.
2. On 10th September 2020, officers met with the new owner Mr OGUNYE, after a number of complaint CAD's about the venue were received. He had been in place for approximately 3 weeks. He stated he had a new risk assessment and reduced Covid venue capacity. The listed DPS was no longer working at the premises but was said to be still attached to business and authorised alcohol sales. This was until they could nominate a new one.

Supporting Evidence

DE/1 – CAD 3528/06SEP – Complaint from local resident regarding drug taking, urinating, noise and general ASB outside venue since re opening.

DE/2 – CAD 3182/07SEP – Noise complaint from local resident.

DE/3 – CAD 3481/07SEP – Noise complaint from local resident.

3. A follow up visit on 12th September with the Council revealed little to no social distancing was taking place in the basement area of the venue. When the officers were eventually permitted entry, they found it appeared over capacity with the customers all sat around the perimeter of a dance floor. There was also a DJ. It appeared to officers as though everyone had been instructed to sit, just prior to their entry and that what they were seeing was somewhat staged.
4. On 17th September, Police licensing attended to continue engagement with the venue. Ongoing problems were reported.
5. On 24th September the 10pm Curfew began.
6. On 24th September 2020, an Online Officer Panel was carried out with Mr OGUNYE. This was prompted by the numerous noise complaints, reported poor Social distancing, lack of onsite DPS since change of ownership over a month ago. Mr OGUNYE assured officers that these issues were in hand and would be addressed. That evening police received another complaint.

Supporting Evidence

DE/4 - CAD 8465/24SEP – Local resident reporting the fact that large numbers were still arriving at venue, dressed for partying, despite the curfew.

7. Police licensing officers attend the venue again on the 03rd October. Officers noted loud music and lack of social distancing and mask wearing. Mr OGUNYE was asked once again about situation with the current DPS, who appeared to be no longer linked to venue. Council still had operational concerns and confirmed to Mr OGUNYE that facemasks were required to play at Pong tables. DJ and music levels were too loud. Screens were not fitted so mitigation re Social Distancing was not in place.
8. On 11th October 2020 as a commitment to ongoing engagement with the venue, Police and Council licensing officers attended to go through their COVID Risk Assessment and discuss a further complaint. During the visit officers noted poor social distancing, poor management of gamers, poor observance regarding face masks, no understanding of licence by management, loud music from the DJ, purchase of alcohol was taking place at the bar and vertical drinking was witnessed.

Supporting Evidence

DE/5 - CAD 326/11SEP – Local resident reporting nightclub operating after 10pm curfew. Call made at 00:39hrs

9. On 21st October 2020 after five separate complaint CAD's within that week, licensing officers attend to speak with management.

Supporting Evidence

DE/6 - CAD 7227/18OCT – Party going on at venue.

DE/7 - CAD 3041/18OCT – Customer reporting poor social distancing at venue.

DE/8 - CAD 3050/18OCT – Customer reporting poor social distancing at venue.

DE/9 - CAD 3093/18OCT – Customer reporting poor social distancing at venue.

DE/10 - CAD 215/19OCT – There is a party occurring at PONG. Witnessed on Instagram

live.

10. On Friday 23rd October 2020 after receiving further complaints about the previous night at PONG, PC Emanuel from the Licensing team checked social media to see what type of event had taken place. It appeared as though the venue was being operated as a night club. That evening, a full 695 visit was conducted by officers. They were met by Mr OGUNYE. Officers made their way into the venue where, once inside they proceeded to the staircase where loud music could be heard. As the officers walked down the stairs, shuffling could be heard and it appeared as though customers were trying to sit on their chairs. Officers observed a high numbers of customers not wearing face masks. When Wale was asked if the venue does any drinks promotion he stated no, however venues website constantly advertises drinks promotions such as bottomless brunches. Officers requested to view CCTV and Mr OGUNYE stated only the person who could operate the system was the new DPS Alex. When asked if the CCTV was checked and any if any faults record were recorded, Mr OGUNYE could not assist with any of the CCTV enquires. He was then informed that this was breach of the licence conditions Annex 2.2 and Annex 2.3. At 2130 hours, Mr OGUNYE was served with a closure notice under Section 19 of The Criminal Justice and Police Act 2001. The venue has 7 days to resolve this.

Supporting Evidence

DE/11 - MG11 PC EMANUEL

DE/12 - CAD 8098/22OCT – Caller reporting large party at venue every Thursday to Sunday.

DE/13 - CAD 8942/22OCT – Caller stated they had received a live video of showing Covid reg breaches.

DE/14 - CAD 8803/22OCT – Report of crowded secret club hosting over 40 people.

DE/15 - CAD 8671/23OCT - There is a huge party going on at PONG.

DE/16 - CAD 5844/23OCT – Caller saw a party at the venue on social media. Pictures and video seen.

DE/17 - CAD 637/23OCT – States PONG is hosting indoor clubs twice a week and has 100 plus attendees not socially distancing.

11. On 28th October 2020, in response to the CCTV request, venue DPS Alex GHALLEB informs police that when he attended the venue on the morning of Monday 26th October, he found there had been a burst water pipe leading to the ladies toilets and the basement area flooded. Upon clearing the mess and calling a plumber via Aspect (maintenance contractor) to fix the problem, he found that the CCTV system had been damaged by some water and was no longer operational. In effect, potentially damning CCTV footage had been therefore been lost.
12. On 29th October 2020, Islington Council issues Direction order to premises. To take effect 5pm 30th October 2020. The Direction notice placed restrictions on the number of people who could attend the venue and the purpose for which a person is in the premises.

Supporting Evidence

DE/18 Direction Order Reference WK/200044453

13. On 31st October police and council visit the venue to ensure improvements had been made. The report of visit stated that there were a number of tables with 7 or 8 seated customers, in breach of the Coronavirus regulations (rule of 6)
14. On 05th November *National Lockdown Venues Close.*

15. On 02nd December *London enters Tier 2 & venue reopens with restrictions.*
16. On 05th December 2020 officers on the Covid patrol car, contacted Licensing stating that they had received complaints from local residents that no social distancing was taking place at venue. Officers attended spoke to Mr OGUNYE, who denied any COVID breaches and stated that everyone in the venue was separated in bubbles and they were within their own households. Officers were shown a kitchen where there were some chips and nuggets cooking and the owner stated these were to satisfy the "substantial meal" requirement. During the whole incident no food was provided for customers beyond a few chips that were a small bowl between 6-8 people. Mr OGUNYE obstructed the officers from going to the lower floor of the club and he continued to remain obstructive preventing the investigation until a police serial unit was able to attend and assist in removing patrons who were deemed not from the same household. Serial units arrived and moved to the lower area of the venue. There were roughly 40-50 people with no food and all drinking. A DJ was also playing music and occupants were dressed to go clubbing not for a meal. The scene was also attended by Police and Council Licensing officers. Concerns were relayed to the owner that he had not reviewed the current guidance sent out to him, fries between 6 people would not be sufficient.

Supporting Evidence

DE/19 - CAD 6122/05DEC – Households mixing at venue.
DE/20 - MG11 PS ABRAHAMS – Evidences poor social distancing, mixing of households and lack of substantial food being provided.

17. On 10th December 2020, Mr OGUNYE was served with 2x £1000 Council FPN's for breaches committed on Saturday 5th December. 1/ *Contravening a Tier 2 restriction imposed by Schedule 2, Part 2 of Regulation 14: (Supplying alcohol not with a substantial table meal) and 2/ Contravention of Regulation 1A (1A) (b) (ii). Failed to take all reasonable measures to ensure that no persons are admitted to the premises in a group of two or more persons unless they are from the same or linked household*
18. On 16th December 2020 enters *London Tier 4 Venue closed*
19. On 31st December while on New Year's Eve patrols, Islington Police licensing officers received CAD information that staff were smuggling in numerous party-goers into the venue via the side entrance on Pentonville Rd. It was reported that up to forty persons were inside and that the owner was intermittently letting people in when he believed no one was watching. Numerous police units attended within minutes of the original call however premises was found to be locked and in darkness. After knocking on the doors and windows for some time and receiving no response, Mr OGUNYE was called several times on his mobile phone. Each time the calls went to voicemail. Police then began to suspect there were persons, down in the basement area of the club hiding their presence. The marked police units then withdrew, leaving the plain clothed licensing team officers to maintain covert observations. While watching, officers noted several females dressed for partying, lingering outside the venue walking up and down the street while making phone calls. It would appear that they were not being allowed in as the organisers were aware of police presence. After significant external activity around the venue with vehicles arriving, leaving and several others on foot paying attention to the premises, a large number of young people were seen exiting the venue from the fire escape door on Pentonville Rd. The large group who were also dressed for partying ran up the street leaving the door insecure. Several minicabs attended the venue and were stating they had been called to collect customers from the venue. Officers entered via the insecure door and found the venue in complete darkness. A search of the venue revealed there were three people still down in the VIP area and a strong smell of cannabis was noted throughout the basement. Mr OGUNYE attended shortly later apparently having been alerted by phone. Although he stated he wasn't taking money and the venue was not open to the public, he did admit to being fully aware a party was taking place for staff and promoters. The three persons on premises were issued FPN's while Mr OGUNYE was issued his third FPN for failing to close the business during

Tier 4 restrictions. It is clear that the Mr Ogunye and staff within Pong intentionally organised an event within the club whilst tier 4 Coronavirus restrictions were in place. Efforts were made to conceal this event. When Police attended, the staff within the venue switched off all lights and refused to answer the door. Patrons were seen running from the venue in order to evade detection. When Police finally gained entry, persons were found hidden in the VIP room, having been sat in darkness. Not only did subsequent CCTV footage from the venue that evening confirm the party took place, but by his own admission, Mr Ogunye admitted giving his permission for it to go ahead and attended it earlier in the evening himself.

Supporting Evidence

DE/21 CAD 8020/31DEC – Caller stating they have been watching the owner of the venue, getting people to wait at the bus stop and when there are no cars around he brings them into the club.

DE/22 MG11 PC LOIZOU – Witnesses people leaving venue.

DE/23 MG11 PC LIVERMORE – Witnesses people leaving venue.

DE/24 MG11 PS FRASER – Mr OGUNYE's admission of holding a gathering.

DE/25 MG11 PC PEACE – Mr OGUNYE's admission of attending the event.

DE/26 Fixed Penalty Notice Ref: BUS 00-444 dated 15/01/21.

Conclusion

After the continued and extensive engagement the PONG management team have had over the past four months, this particular and final breach showed a flagrant disregard for Public safety and Covid 19 legislation. Police therefore fully support the review application made by Islington Licensing Authority. We feel that the venue have shown that they are unable to demonstrate the high standard of management needed to operate such a venue.

Going forward, in order to uphold the licensing objectives, namely the prevention of Crime & Disorder, Public nuisance and Public safety, police recommend the revocation of the premises licence should the panel be minded to do so.

Kind regards,

PC Darren Emanuel
Islington Police Licensing Officer
Islington Council
222 Upper Street, London, N1 1XR
[CN Mailbox - Islington Police Licensing Team](#)



**Islington Licensing Authority
Licensing Act 2003**

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority Environmental Protection

Your Name	Andrew Ford
Job Title	Environmental Pollution Manager
Postal and email address	London Borough of Islington 222 Upper Street London N1 1XR
Contact telephone number	020 7527 2022

Name of the premises you are making a representation about	Pong
Address of the premises you are making a representation about	156 Pentonville Road London N1 9JL

<i>Which of the four licensing Objectives does your representation relate to?</i>	Yes Or No	<i>Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary</i>
To prevent crime and disorder		
Public safety		
To prevent public nuisance	X	Please See Attached
To protect children from harm		

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.	Please See Attached
---	----------------------------

Signed:  _____ Date: 03/03/2021 _____

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

Environmental Pollution Team evidence and recommendations

Since the 24th August 2020, the period relating to this review, there have been multiple complaints from a range of local residents and others in relation to noise and other anti-social behaviour that could be considered a nuisance.

Due to the COVID-19 situation internal assessments in residential premises in order to establish a nuisance have not been able to be undertaken.

Complaints

The complaints relating to noise and anti-social behaviour are listed below.

A table of recent complaints regarding noise and anti-social behaviour:

Date	Details
27/08/2020	Hi We can hear in our flat music coming from the Pong bar. We also could hear it yesterday after 23:00
29/08/2020	We can hear music in our bedroom. We can't sleep because of the noise.
30/08/2020	I would like to report extensive noise and disturbance coming from the Pong Bar customers. They are all out in the street, screaming and playing loud music in cars parked in front of the bar. People smoke weed, urinate on the building walls and shout.
30/08/2020	Party has finished at 10pm. People are now outside, music blaring from sound systems in cars and people drinking on the street and bottles are being smashed
01/09/2020	We can hear music from the bar in our bedroom which disturbs us and prevent us from falling asleep.
03/09/2020	I am reporting this on behalf of myself and my elderly neighbours. They don't have access to the internet. The issue is with people leaving Pong after the club is closing and the noise they are making in Cummings Street. At the weekend
05/09/2020	Tonight Pong on Pentonville Rd is having a club night. At 1pm I'm am being disturbed by people in Cummings street arriving for the night. At 4am they will be waking me up again.
05/09/2020	Again another complain about the Pong Bar. It's 00:30am and customers are gathering outside, shouting, they are playing music loudly in their cars. It's literally impossible to sleep. The queue to enter the bar is all along our windows
05/09/2020	loud party at Pong Bar. patrons shouting and screaming outside. no door man keeping the patrons quiet
07/09/2020	Myself and my neighbours, I was asked to report this for them as well, are being woken up and kept awake by people making a lot of noise when arriving at and leaving Pong bar.
12/09/2020	Multiple complaints of noise, nuisance and SD issues. Significant COVID compliance issues identified during inspection. LNOP required.
12/09/2020	We can hear music in our bedroom coming from Pong bar. Also people arriving for the party in the bar on the cars for are shouting and giggling under the windows which prevents us falling asleep
12/09/2020	For the second night in a row we've been woken up by people shouting, screaming, playing loud music from cars, drinking and smoking drugs as they enter and leave Pong Bar.
13/09/2020	I can hear in my bedroom music coming from Pong Bar. This music prevents us from falling asleep.

13/09/2020	Once again we have been woken up at 3am by drunk people leaving Pong Bar. They scream, shout and play music in cars before finally driving off (while intoxicated) This has been happening for the last 10 minutes and is still ongoing
14/09/2020	On the corner of our road there is a bar called pong(it is meant to be a ping pong bar). It has recently changed ownership and at the end of lockdown these promoters have been hosting what I can Only call illegal parties
14/09/2020	Hello, Yesterday night It was impossible to sleep from 1am to 3.15am due to the noise and rowdy clients (20people +) of the Pong Bar. Indeed, their clients are staying in the street and especially at the bottom on where the bedroom is and they are screaming
14/09/2020	Pong Bar closes and all their customers leave and most head down Cumming Street. really noisy, rowdy, car doors slamming, music , some customers jumped on roofs, one urinated into the communal planting. This is happening every time the bar closes.
21/09/2020	Noise and nuisance reported, allegation that they are breaching COVID regs.
21/09/2020	Pong bar is open on a Sunday at this time?! How the hell do they have a license for 3am when the rest of the country are on the verge of another lockdown! I am awake with work in a few hours as people are outside my property shouting and making noise.
24/09/2020	NOISE COMING FROM PONG BAR!!!!!!
04/10/2020	Several neighbours and i are fed up with the antics of the patrons that go to Pong Bar. They park in our parking bay, they urinate on the grass outside our flats, they shout and keep slamming their car doors, loud music, litter. This happens every night
23/10/2020	Pong bar are holding parties in the day and closing at 10(we're sure they are holding lock ins as people are still on our road at 3am) At 20 they come out and they sit in their cars? That are parked in OUR spaces blaring music and doing balloons.
23/10/2020	LOUD NOISE FROM PATRONS OF PONG. CAR HORNS, SHOUTING, DOING BALLOONS
31/10/2020	From Pong night club, lots of drinking and taking drugs outside my road. Also lots of crowd gathered and taking up parking spaces of residents.
05/12/2020	A group of people on Cumming street corner of 156 Pentonville Road next to Pong bar in a white car are having a street party of shorts with loud music open doors and a bottle of alcohol. Location of incident Outside Pong bar on Cumming street
05/12/2020	Noise and illegal parking. Car parked in bays with patrons going to Pong bar in Cumming street. Police were attending club and these people started playing really loud music blasting out. Islington Night patrol van was right next to them
06/12/2020	Customers of Pong bar continue the party outside around their cars. Loud noise and improper use of vehicles possibly with no parking permits and bottles of alcohol.
07/12/2020	I would like to report antisocial behaviour related to Pong Bar 156 Pentonville Road King's Cross London N1 9JL. Firstly I'm surprised it's open as it's a bar and basement nightclub. It's not known for selling food and due to the size it must be difficult

The wording of the complaints from residents and others has had identifying information removed.

It is worth noting that these noise complaints largely occurred in a time when numbers of patrons were limited due to social distancing and when all patrons were meant to be seated. When restrictions on numbers are eased it is likely that the noise levels will increase.

Licence conditions

The scale and number of complaints relating to noise from both the premises and their patrons suggests that the premises are not keeping to their licence conditions.

Licence conditions 4 and 7 require door supervisors. It seems clear from the number and level of complaints of noise in the streets that the number of door supervisors is too little or that there is insufficient management at the premises to direct the SIA door supervisors to supervise patrons that are outside.

4. SIA licensed door supervisors shall be on duty at all private pre-booked functions until after all customers have left the premises.

And

7. When alcohol and/or regulated entertainment is provided by way of music and dancing and continues past 02:00 then SIA registered door supervisors will be employed from 22:00 until half an hour after closing time or until such time as the crowd has dispersed, at the rate of one door supervisor for every one hundred customers.

Regarding noise from the premises, it seems that condition 22 may well have been breached.

22. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby premises.

Following the licencing panel due to COVID compliance breaches and multiple noise/ASB complaints the premises were reminded that as there was a previous breach of Condition 28 that they were in breach of condition 23 and that they should employ an acoustic consultant to calibrate the noise limiter and send the results to the council.

28. In the event of a verified complaint relating to amplified noise breakout from the premises, the basement music noise limiter shall be calibrated to pre-set threshold levels to the satisfaction of the Council's Noise Team.

23. If a noise limiting device or devices are installed then the entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the approved levels by the Council are not exceeded.

Following the meeting the premises have not engaged on issues around calibrating the noise limiter.

Conclusion

The management of the premises have shown little if any regard for the disturbance their activities has caused their neighbours. It is highly likely that both their actions and inaction have caused residents in the local area to suffer a statutory nuisance.

The London Borough of Islington Environmental Pollution Team, responsible for the prevention of nuisance including noise, fully support the review application made by Islington Licensing Authority.

We feel that the current management have demonstrated that they are unable to operate the premises in a manner that would not cause a nuisance to neighbouring residents.

Therefore the London Borough of Islington Environmental Pollution Team recommend the revocation of the premises licence.

Claire Mulligan-Ward
Camden and Islington Public Health
0207 527 6056
Claire.mulliganward@islington.gov.uk

Licensing Act 2003

Representation from Camden and Islington Public Health department on behalf of health bodies providing services in Islington concerning:

Pong London, 156 Pentonville Road, N1 9JL

We are submitting a representation in response to the request by Islington Licensing team for a review of the license for the above premises. Islington Licensing team have brought this review over serious concerns relating to the standards of management of this premises, including the disregard for COVID restrictions. This representation is on behalf of Islington's Public Health department, which is a responsible authority.

Evidence provided by the licencing authority shows persistent breaches in COVID restrictions increasing risk to public health, including:

- Failure to implement robust 'COVID secure' measures (including social distancing inside and outside the venue; additional mitigations to separate tables through barriers or screens; and playing music at a level that promotes raised voices and dancing)
- Failure to uphold restrictions on household mixing.

The relevant policies in Islington's Licensing Policy¹ are:

- The Prevention of Crime and Disorder
- Public Safety
- Prevention of Public Nuisance

The COVID-19 pandemic is a global public health emergency. COVID-19 cases and hospital admissions in London remain extremely high and hospitals and the wider healthy system is under significant pressure. Unless coronavirus case numbers in London continue to reduce to much lower levels, the NHS is at risk of being overwhelmed. To the end of January 2021, there have been 258 COVID deaths among residents in Islington². Residents and business all have a vital role to play in managing and mitigating the impacts of COVID.

Essential in our fight against COVID-19 are social distancing and limiting mixing between people who do not live together. [National guidance for restaurants, pubs, bars and takeaways](#), available since May 2020, set out the measures that venues should have in place to operate in a 'COVID secure' manner to protect staff and customers including: limiting capacity to enable

¹ Islington Licensing Policy 2018 Available at: <https://www.islington.gov.uk/business/licences-permits-registration/alcohol-and-entertainment-licences/islington-licensing-policy>

² Islington Covid-19 weekly dashboard. Available at: <https://www.islington.gov.uk/-/media/sharepoint-lists/public-records/publichealth/information/adviceandinformation/20202021/20210208islingtonweeklysummarydashboardweek5.pdf?la=en&hash=F88D73E25FFD6FD64B70D59EAF1C4A9F9F44699E>

social distancing; additional mitigations where 2 metres social distancing cannot be maintained; safe queuing practices and keeping music to a low volume to discourage shouting or dancing.

Legislation implemented in September 2020³ strengthened the requirement in law that hospitality venues take all reasonable measures to: limit groups of more than six; ensure there is appropriate spacing between tables (being 2 metres, or 1 metre with additional mitigations for example barriers or screens between tables); and prevent dancing.

In response to increasing community transmission rates, Tier 2 restrictions were implemented across London on 2 December to ban all mixing of households indoors, and to allow serving of alcohol only with a substantial meal. This was followed by Tier 4 restrictions that came into effect across London on 20 December in response to a considerable spike in transmission rates, which closed pubs and restaurants with the exception of a takeaway food service.

While we recognise that guidance has changed over the course of the pandemic all venues have been provided with clear guidance by the licencing team. The evidence submitted records at every stage the venue has failed to implement appropriate measures and to respond to the guidance they have been directly given, increasing risk to staff, customers and residents who live in the vicinity. It is particularly concerning to see that there have been persistent breaches at times when community transmission rates in London have been at their highest, including the most recent increase seen during December 2020 when frontline emergency services, including hospitals were facing demand at unprecedented levels.

Recommendation

The licensee has ignored advice and guidance provided by colleagues in the licensing team and by the Police, resulting in a number of breaches in the COVID restrictions intended to keep the public safe. This has put staff, customers, residents in the vicinity, and enforcement officers at an unacceptable increased risk. We therefore recommend the revocation of the premise licence.

³ The Health Protection (Coronavirus, Restrictions) (Obligations of Hospitality Undertakings) (England) Regulations 2020). Available at: <https://www.legislation.gov.uk/uksi/2020/1008/regulation/2/made>

Suggested conditions put forward by Responsible Authorities in response to the application for review:

None



Title: LocalAreaMap-PentonvilleRd-156

Printed By: RO RO

Printed On: 17-03-2021

OSM