

Report of: Service Director, Public Protection

Meeting of:	Date:	Ward(s):
Licensing Sub-Committee -	15/11/2021	Hillrise

	Exempt	Non-exempt
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**SUBJECT: PREMISES LICENCE REVIEW APPLICATION
RE: THE ROYAL OAK, 250 ST JOHN'S WAY, N19 3RJ****1. Synopsis**

- 1.1 An application for an expedited review of the premises licence under Section 53A of the Licensing Act, was made by the Metropolitan Police on Wednesday 20th October 2021 on the grounds of Serious Crime. A copy of the review application is attached as Appendix 1.
- 1.2 The application was received at 17:02 hours on 20th October 2021
- 1.3 It is reported that an incident of GBH occurred on Saturday 16th October 2021 18:21 hrs, outside the Royal Oak public house, 250 St John's Way, N19 3RJ.
- 1.4 A male self-presented himself at the Whittington Hospital with multiple stab wounds. Owing to the nature of the incident, the hospital informed the Police.
- 1.5 It is believed, at this stage that the victim suffered one stab wound to the back, one to the thigh and two to the calf. He also sustained a minor wound to the chest. This is believed to have been caused by a knife however further injury prevented through self-defence. Had the victim not defended this strike, the outcome could have been fatal.
- 1.6 The victim's injuries are deemed non-life threatening or life changing. The venue did not call the Police.
- 1.7 Police attended the venue upon receiving the call from the hospital and initiated a scene. However, the scene had been thoroughly cleaned prior to Police arrival.

- 1.8 Within 48 hours of receipt of the chief officer's application, the Licensing Authority must consider whether it is necessary to take interim steps.
- 1.9 At 16:00 on Friday 22 October 2021 Members of the Licensing Sub Committee determined to suspend the premises licence as an interim step pending the full review hearing.
- 1.10 At the time of writing the report, the Metropolitan Police have scheduled a meeting with the Legal Representative of EI Group Ltd who are the freeholder of the premises.
- 1.11 On 1st November 2021 a premises licence transfer application was made by EI Group Ltd.
- 1.12 The grounds for review is related to the following licensing objectives:
 - i) The prevention of crime and disorder.

2. Relevant Representations

Licensing Authority	Yes:
Metropolitan Police	Applicant
Noise	No
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 licence is currently held by James Waters, who transferred onto the Premises Licence in September 2014.
- 3.2 In October 2019, an application to vary the Designated Premises Supervisor was made and the current Designated Premises Supervisor is Richard Foran, however on 1st November 2021 Mr Foran has notified the Metropolitan Police and Licensing that he is no longer the DPS at the premises.
- 3.3 On 17th July 2019, the Metropolitan Police submitted an application for an expedited review following an incident at this premises in the early morning of Saturday 13th July 2019.

- 3.4 A male customer, had been assaulted outside the premises rendering him unconscious, the only member of staff on duty was made aware of the incident but did not call for medical assistance.
- 3.5 The expedited review was heard before the Licensing Sub Committee on 18th July 2019 where it was determined that the Licence would be suspended as an interim step and with immediate effect pending a full review hearing.
- 3.6 Following the full review hearing on 13th August 2019 the Sub-Committee decided to modify the premises licence in respect of the Royal Oak, 250 St John's Way N19 3RJ, as follows:
- a) To reduce the hours for sale of retail of alcohol to 10am to 11pm on Sunday to Thursday and 10am to 12.30 am on Friday and Saturday.
 - b) To remove off sales provision from the licence.
 - c) To remove the DPS from the premises licence.
 - d) To add or amend the further conditions to the licence

4. Recommendations

- 5.1 To determine the application to review the premises licence under Section 53C 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.

5. 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 and certificate

Appendix 2: current premises licence;
Appendix 3: representations;
Appendix 4: map of premises location.

Background papers:

None.

Final report clearance:

Signed by:



Service Director – Public Protection

Date 4/11/2021

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

PROTECTIVE MARKING

**METROPOLITAN
POLICE****TOTAL POLICING**

Form 693A

Certificate under Section 53A(1)(b) of the Licensing Act 2003

Metropolitan Police Service | New Scotland | Yard 8-10 Broadway | London | SW1H 0BG

**I hereby certify that in my opinion the premises described below are associated with:
serious crime****Premises** (include business name and address and any other relevant identifying details):**Postal address of premises or club premises, or if none, ordnance survey map reference or description:**

Royal Oak Public House, 250 St John's Way, Islington

Post town: London**Post code:** N19 3RJ
(if known)**Premises licence number (if known):**

LN/4150-081019

Name of premises supervisor (if known):

Mr Richard Foran

LBI Licensing

20 OCT 2021



I am a Superintendent* in the Metropolitan Police Service.

*Insert rank of officer giving the certificate, which must be superintendent or above.

I am giving this certificate because I am of the opinion that other procedures under the Licensing Act are inappropriate in this case because:

(Give a brief description of why other procedures such as a standard review process are thought to be inappropriate, e.g. the degree of seriousness of the crime and/or disorder, the past history of compliance in relation to the premises concerned)

This application relates to an incident involving serious crime, namely the (multiple) stabbing of a male patron resulting in serious injuries.

**The matter has been recorded as GBH with intent and is being investigated as such.
CRIS 2722178/21 refers.**

This incident is directly linked to the Royal Oak Public House, 250 St Johns Way, N19.

At 1822hrs on 16/10/21, 4 males on have attended the venue, apparently seeking a specific male. Having located that male, the suspects have stabbed him several times before making off. One of the stabs was to the chest of the victim, an act that, had the victim not been able to in part deflect, could clearly have had grave consequences.

The 2 staff members on premises, one of whom being the manager and DPS, did not witness the assault but have almost immediately become aware, as the victim has staggered inside to locate his father and ask to be taken to hospital.

Staff members did not call an ambulance or the Police at any time. Staff have, however, assisted in almost immediately cleaning the crime-scene, making repeat visits to fill a bucket of water and ensure that any blood was fully washed away.

The Licensing Team have obtained an incident pack relating to the incident and have fully reviewed CCTV evidence, confirming the above actions. The CCTV evidence is damning, showing staff and customers frantically identifying blood splatters and washing them away using water, kitchen cleaner and a broom.

Both of the above acts, (ie failing to call the emergency services, and intentionally destroying the crime scene in an effort to conceal the incident), constitute direct attempts to frustrate the police investigation and are absolute breaches of the premises licence.

I have considered authorising a standard review of the premises licence, however I do not feel this step to be appropriate in the circumstances.

This incident was so serious, and actions by the venue so grave and concerning, that in my view the case should be put before a licensing committee as soon as possible in order for measures to be put in place to address the risk that this venue poses.

I have serious and immediate concerns regarding the management of this venue and no confidence that they can operate without posing a risk to public safety.

It is my view that such critical failings and actions by management and staff constitute ongoing risk of serious crime.

Signature

PROTECTIVE MARKING



ISLINGTON

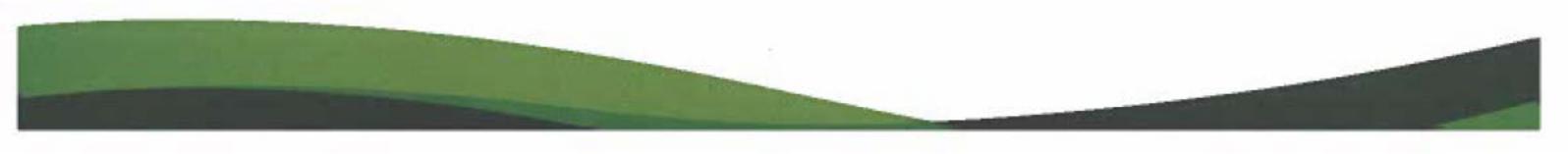
Signature:

David Mann *Supt*

Date:

20/10/21

Retention Period: 7 years
MP 147/12



**METROPOLITAN
POLICE****TOTAL POLICING****ISLINGTON** Form 93

Form for Applying for a Summary Licence Review
Application for the review of a premises licence under section 53A of the Licensing Act 2003
 (premises associated with serious crime, serious disorder or both)

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 the 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.

Insert name and address of relevant licensing authority and its reference number:

Name: Islington Council

Address:

222 Upper St

Post town: Islington

Post code: N1 1XR

Ref. No.:

I PC 2533CN - Adam Peace

on behalf of the chief officer of police for the Metropolitan Police area apply for the review of a premises licence under section 53A of the Licensing Act 2003.

1. Premises details

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

The Royal Oak, 250 St Johns Way

Post town: Islington

Post code: N19 3RJ
(if known)

2. Premises licence details

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

Mr James Waters

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

LN/4150-081019

3. Certificate under section 53A(1)(b) of the Licensing Act 2003 (Please read guidance note 1)

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with serious crime or serious disorder or both, and the certificate accompanies this application.

Please tick the box to confirm:

4. Details of association of the above premises with serious crime, serious disorder or both
(Please read guidance note 2)



Venue Background:

The Royal Oak services the local area of Mulkern Rd, Holland Park, and the Elthorne Estate and is what would have historically have been termed an 'Estate Pub'. Prior Knowledge of the premises suggests that clientele is primarily composed of local, regular, known patrons.

Incident:

- CAD 6071/16Oct
 - CRIS 2722178/21

 - At 1839hrs on 16th Oct 21 Police receive a call from the Whittington Hospital stating that they have a male stab victim in reception and wish to notify police.

 - At 1850hrs Police arrive at the hospital. Officers locate the victim, and determine that he has several stab wounds following an incident at the Royal Oak Pub some time earlier. It is apparent that the male self-presented at hospital.

 - At 1856hrs a second unit arrives at the pub and attempts to conduct initial actions, foremost of which being to locate and preserve the crime scene.

 - Enquiries at the scene determine that the assault took place some time earlier, at just after 1820hrs.

 - At no stage did the venue contact either ambulance or Police.

 - Officers find no scene to preserve and enquiries reveal that immediately after the incident staff have hurriedly located and washed-down the area in question.

 - There are 2 staff present, a female member of bar staff, [REDACTED] and the DPS and Manager Mr Richard Foran.

 - Medical staff state that the victim has sustained 1 stab wound to the back, 3 to the legs, and 1 to the chest. It is apparent that the chest wound was limited in its impact due to self defence by the victim.

 - CCTV and other enquiries now show that at 1822hrs 4 males on attend the pub and, having looked inside the venue, apparently seeking their victim, locate the male outside smoking a cigarette and stab him (repeatedly as per above injuries), then make off from the venue. The victim staggers inside to find his father (who was inside getting drinks), and shortly later is driven to hospital. The CCTV supplied by the venue shoes the outside space by both entrances. The footage shows a member of staff, Lisa, working with customers to thoroughly clean the outside areas which would have been the crime scene. The staff and customers use 12 large jugs of water, kitchen cleaner and a broom to wash the scene. The CCTV clearly shows the rush to clean this scene before it can be identified and linked to the venue.

 - At the time of writing the victims injuries are deemed by medical staff to be non life threatening.
-

Submission:

Having been belatedly made aware of the incident in question the Licensing Team have immediately sought, and now received, a full incident pack covering the incident. That material has now been digested and reviewed and informs the following;

It is clear that in making the the decisions to a) not call the Police, and b) immediately wash-down the crime scene (staff and customers are seen on CCTV pointedly identifying areas of interest (ie blood) and washing them away, employing repeat trips to obtain buckets of water), the venue staff have taken conscious and immediate steps to attempt to cover up the fact there had been a stabbing at the venue.

These deliberate actions have delayed vital initial investigations and obliterated any potential forensic evidence, frustrating the Police investigation.

The venue has attempted to conceal an incident of serious violence, and has indirectly protected the perpetrators, stopping police from having any chance of preventing further violence or possible retaliation attacks (which we know are all too common, and often escalate in their severity).

On this occasion it appears the victim was lucky to escape life threatening injury. Circumstances and nature of injuries suggest that an attempt was made to stab him in the chest. Had this attempt been successful the crime scene, so thoroughly cleaned by venue staff, would have been a murder scene (it is important to note that at the time of their actions staff can have had no way of knowing this wasn't the case).

It is the view of Police that multiple, grave, failings have been identified, demonstrating a stance completely at odds with any responsible operation and indeed opposing the Licensing Objectives.

Staff members in question, one of whom is the DPS, have made deliberate decisions to not call the emergency services, and to clean the scene of a very serious assault. The Police suggest there can be no doubt that this act was intentional and carried out to distance the venue from being associated with the incident.

Such critical errors, and decisions made in apparent attempts to hinder Police actions around identifying offenders and preventing crime, demonstrate that the venue management is operating in a manner that risks further incidences of serious crime.

Police have considered other enforcement options open to them. However, mindful of the current and ongoing risk, and specifically the fact that the venue has made decisions contrary to (and in breach of), an already strengthened schedule added after licence review some 2 years ago (following another assault that sadly resulted in a loss of life), it is not felt that the venue can safely operate.

Police enter this application for the panels urgent attention and ask that consideration be given to suspending the premises licence in question pending full review.

Respectfully submitted for members consideration,

PC 2533CN - Adam Peace.
Islington Police Licensing Team.

Signature of applicant



Signature:

ADAM PEACE .

Date:

20/10/21

Capacity:

Police Licensing Officer

Contact details for matters concerning this application

Surname:

Peace

First Names:

Adam

Address:

Licensing, 3rd Floor, Islington Civic Centre, 222 Upper St,

Post town:

Islington

Post code:

N1 1XR

Tel. No.:

07919547416

Email:

adam.peace@met.police.uk

Notes for guidance

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both. Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:
 - conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
 - conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose. Serious disorder is not defined in legislation, and so bears its ordinary English meaning.
2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder, or both.



**PREMISES LICENCE
LICENSING ACT 2003**

Premises licence number	LN/4050-081019	Date of original grant*	24 November 2005
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**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			
THE ROYAL OAK 250 ST JOHN'S WAY			
Post town	London	Post code	N19 3RJ
Telephone number	020 7281 2445		

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground Floor
<ul style="list-style-type: none"> • The provision of regulated entertainment by way of: <ul style="list-style-type: none"> The exhibition of films Indoor sporting events The performance of live music The playing of recorded music The 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 performance of live music: <table border="0" style="width: 100%;"> <tr><td>Monday</td><td>10.00</td><td>to</td><td>00.00</td></tr> <tr><td>Tuesday</td><td>10.00</td><td>to</td><td>00.00</td></tr> <tr><td>Wednesday</td><td>10.00</td><td>to</td><td>00.00</td></tr> <tr><td>Thursday</td><td>10.00</td><td>to</td><td>00.00</td></tr> <tr><td>Friday</td><td>10.00</td><td>to</td><td>00.00</td></tr> <tr><td>Saturday</td><td>10.00</td><td>to</td><td>00.00</td></tr> <tr><td>Sunday</td><td>10.00</td><td>to</td><td>00.00</td></tr> </table> • The provision of regulated entertainment for the playing of recorded music: <table border="0" style="width: 100%;"> <tr><td>Monday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Tuesday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Wednesday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Thursday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Friday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Saturday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Sunday</td><td>00.00</td><td>to</td><td>24.00</td></tr> </table> 	Monday	10.00	to	00.00	Tuesday	10.00	to	00.00	Wednesday	10.00	to	00.00	Thursday	10.00	to	00.00	Friday	10.00	to	00.00	Saturday	10.00	to	00.00	Sunday	10.00	to	00.00	Monday	00.00	to	24.00	Tuesday	00.00	to	24.00	Wednesday	00.00	to	24.00	Thursday	00.00	to	24.00	Friday	00.00	to	24.00	Saturday	00.00	to	24.00	Sunday	00.00	to	24.00
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- The provision of regulated entertainment for the performance of dance:

Monday	10.00	to	00.00
Tuesday	10.00	to	00.00
Wednesday	10.00	to	00.00
Thursday	10.00	to	00.00
Friday	10.00	to	00.00
Saturday	10.00	to	00.00
Sunday	10.00	to	00.00

- The provision of late night refreshment:

Monday	23.00	to	23.30
Tuesday	23.00	to	23.30
Wednesday	23.00	to	23.30
Thursday	23.00	to	23.30
Friday	23.00	to	23.30
Saturday	23.00	to	23.30

- The sale by retail of alcohol:

Monday	10.00	to	23:00	
Tuesday	10.00	to	23:00	
Wednesday	10.00	to	23:00	
Thursday	10.00	to	23:00	
Friday	10.00	to	00:30	the following day
Saturday	10.00	to	00:30	the following day
Sunday	10.00	to	23:00	

Except on:

New Year's Eve on a Sunday, 10.00 until the time authorised on the following day. If there are no permitted hours on the following day, midnight on the 31st December

Non standard timings:

On New Year's Eve the provision of live music, performance of dance and facilities for making music and dancing may be provide beyond 00.00 subject to a minimum of 10 working days written notice to the Police and the Licensing Authority.

The exhibition of films and provision of indoor sports may be provided on "event days" subject to compliance with condition 5 of Annex 2.

The opening hours of the premises:

Monday	09.30	to	23:30	
Tuesday	09.30	to	23:30	
Wednesday	09.30	to	23:30	
Thursday	09.30	to	23:30	
Friday	09.30	to	01:00	the following day
Saturday	09.30	to	01:00	the following day
Sunday	09.30	to	23:30	

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

On Supplies

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

James Waters,



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

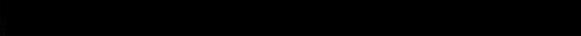
N/A

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

Mr Richard Barry Foran,



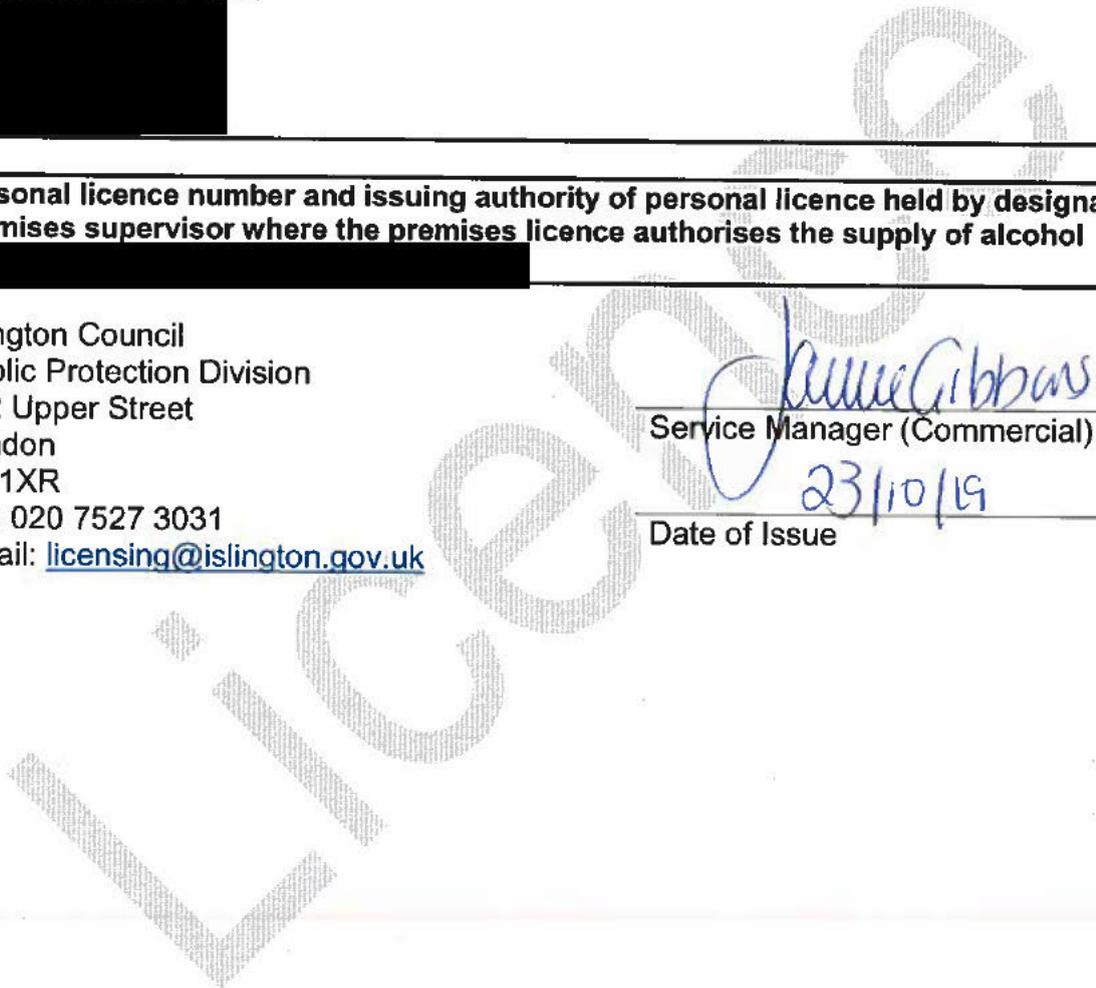
Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol



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


Service Manager (Commercial)

23/10/19
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.
3. All door supervisors shall be licensed by the Security Industry Authority.
4. The admission of children to the exhibition of a film shall be restricted in accordance with the recommendation of a film classification body as defined in the Video Recordings Act 1984 or Islington Council acting as the licensing authority where it has given notice in section 20(3) of the Licensing Act 2003.

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. Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours. In this condition permitted hours means the authorised hours specified on this licence for the sale by retail of alcohol. This restriction does not prohibit:
 - a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
 - b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
 - c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
 - d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
 - e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
 - f) the sale of alcohol to a trader or club for the purposes of the trade or club;
 - g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
 - h) the taking of alcohol from the premises by a person residing there; or
 - i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
 - j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

2. No person under fourteen shall be in the bar of the licensed premises during the permitted hours for the sale by retail of alcohol unless one of the following applies:
 - a) He is the child of the holder of the premises licence.
 - b) He resides in the premises, but is not employed there.
 - c) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
 - d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

3. Unless otherwise specified on this licence no regulated entertainment shall take place at the premises with the exception of pre-booked private events limited to the provision of music and dancing for pre-invited guests.
4. This licence is subject to such further conditions as are consistent with any restrictions imposed on the use of the premises for the existing licensable activities under the licence by virtue of the enactments hereinafter set out:
 - Children and Young Persons Act 1933
 - Cinematograph (Safety) Regulations 1955
 - Sporting Events (Control of Alcohol Etc) Act 1985
5. Not less than ten working days written notice shall be provided to the Police when occasional "Event Days" are planned which involve the showing of films or provision of indoor sports.
6. Function bookings will be limited to 100 persons.
7. All windows and doors shall be kept closed after 22.00.
8. Signs shall be displayed informing customers to be quiet when leaving.
9. The double doors shall be kept shut.
10. CCTV shall be installed, operated and maintained, at all times that the premises is open for licensable activities, so as to 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. A record of these checks, showing the date and name of the person checking, shall be kept and made available to Police or authorised Council officers on request;
 - b) The Police must be informed if the system will not be operating for longer than one day of business for any reason;
 - c) One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
 - d) The system will provide full coverage of the interior of the premises and any exterior part of the premises accessible to the public;
 - e) The system shall record in real time and recordings will be date and time stamped;
 - f) Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to Police or authorised Council officers on request (subject to the Data Protection Act 1998) within 24 hours of any request; and

- g) At all times, there will be a person on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request and to supply a copy of footage immediately to Police to assist with the immediate investigation of an offence.
11. In the event that an assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:
- a) The police (and, where appropriate, the London Ambulance Service) are called without delay;
 - b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
 - c) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
 - d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.
12. An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record the following:
- a) All crimes reported to the venue;
 - b) Any complaints received;
 - c) Any incidents of disorder;
 - d) Any faults in the CCTV system;
 - e) Any visit by a relevant authority or emergency service;
 - f) All ejections of patrons;
 - g) All seizures of drugs or offensive weapons; and
 - h) Any refusal of the sale of alcohol.
13. At all times when open for licensable activities there shall be a minimum of 2 staff members on duty.
14. At all times when open for licensable activities there shall be at least 1 personal licence holder on duty.
15. A proof of age scheme, such as Challenge (25), shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as: a driving license or passport / holographically marked PASS scheme identification cards.
16. The licensee shall train and instruct the management and staff to prevent the admission of, and ensure the immediate and orderly departure of:
- a) Any and all persons who appear to be drunk and or disorderly; and
 - b) Any and all persons displaying signs of other substance abuse.
- Any ejections or incidents of violence to be brought to the attention of the senior manager as soon as practicable and in any event within 10 minutes of the ejection or incident taking place.
17. All staff will be trained for their role on induction and be given refresher training every six months in relation to their responsibilities under the licensing act 2003. Written training records will be kept for each staff member and be produced to police and authorised council officers on request. Training will include identifying persons under 25, making a challenge, acceptable proof of age, making & recording a refusal, managing conflict & responsible alcohol retailing.
18. Staff to be trained in recognising signs of drunkenness and this training to be documented and available for viewing by Police and council officials. Staff to request a manager to explain the refusal to the customer. This training to be refreshed every 6 months for all staff.

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

1. There shall be no deliveries before 8am.
2. Notices shall be displayed advising customers that no bottles or glasses to be taken outside the premises under any circumstances.
3. No bottling out to be undertaken after 11 pm on any evening.
4. A dedicated cab service shall be provided for use by customers.
5. Signs shall be displayed reminding customers to use the toilet before leaving the premises if necessary.
6. No children under the age of 18 years to be allowed on the premises after 7pm.

Annex 4 – Plans

Reference Number: ISL 90086

Licence


PREMISES LICENCE SUMMARY **ISLINGTON**
LICENSING ACT 2003

Premises licence number	LN/4150-081019	Date of original grant*	24 November 2005
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**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			
THE ROYAL OAK 250 ST JOHN'S WAY			
Post town	London	Post code	N19 3RJ
Telephone number	020 7281 2445		

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground Floor
<ul style="list-style-type: none"> • The provision of regulated entertainment by way of: <ul style="list-style-type: none"> The exhibition of films Indoor sporting events The performance of live music The playing of recorded music The 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 performance of live music: <table border="0"> <tr><td>Monday</td><td>10.00</td><td>to</td><td>00.00</td></tr> <tr><td>Tuesday</td><td>10.00</td><td>to</td><td>00.00</td></tr> <tr><td>Wednesday</td><td>10.00</td><td>to</td><td>00.00</td></tr> <tr><td>Thursday</td><td>10.00</td><td>to</td><td>00.00</td></tr> <tr><td>Friday</td><td>10.00</td><td>to</td><td>00.00</td></tr> <tr><td>Saturday</td><td>10.00</td><td>to</td><td>00.00</td></tr> <tr><td>Sunday</td><td>10.00</td><td>to</td><td>00.00</td></tr> </table> • The provision of regulated entertainment for the playing of recorded music: <table border="0"> <tr><td>Monday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Tuesday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Wednesday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Thursday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Friday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Saturday</td><td>00.00</td><td>to</td><td>24.00</td></tr> <tr><td>Sunday</td><td>00.00</td><td>to</td><td>24.00</td></tr> </table> 	Monday	10.00	to	00.00	Tuesday	10.00	to	00.00	Wednesday	10.00	to	00.00	Thursday	10.00	to	00.00	Friday	10.00	to	00.00	Saturday	10.00	to	00.00	Sunday	10.00	to	00.00	Monday	00.00	to	24.00	Tuesday	00.00	to	24.00	Wednesday	00.00	to	24.00	Thursday	00.00	to	24.00	Friday	00.00	to	24.00	Saturday	00.00	to	24.00	Sunday	00.00	to	24.00
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- The provision of regulated entertainment for the performance of dance:

Monday	10.00	to	00.00
Tuesday	10.00	to	00.00
Wednesday	10.00	to	00.00
Thursday	10.00	to	00.00
Friday	10.00	to	00.00
Saturday	10.00	to	00.00
Sunday	10.00	to	00.00

- The provision of late night refreshment:

Monday	23.00	to	23.30
Tuesday	23.00	to	23.30
Wednesday	23.00	to	23.30
Thursday	23.00	to	23.30
Friday	23.00	to	23.30
Saturday	23.00	to	23.30

- The sale by retail of alcohol:

Monday	10.00	to	23:00	the following day
Tuesday	10.00	to	23:00	the following day
Wednesday	10.00	to	23:00	the following day
Thursday	10.00	to	23:00	the following day
Friday	10.00	to	00:30	the following day
Saturday	10.00	to	00:30	the following day
Sunday	10.00	to	23:00	the following day

Except on:

New Year's Eve on a Sunday, 10.00 until the time authorised on the following day.
If there are no permitted hours on the following day, midnight on the 31st December

Non standard timings:

On New Year's Eve the provision of live music, performance of dance and facilities for making music and dancing may be provide beyond 00.00 subject to a minimum of 10 working days written notice to the Police and the Licensing Authority.

The exhibition of films and provision of indoor sports may be provided on "event days" subject to compliance with condition 5 of Annex 2.

The opening hours of the premises:

Monday	09.30	to	23:30	
Tuesday	09.30	to	23:30	
Wednesday	09.30	to	23:30	
Thursday	09.30	to	23:30	
Friday	09.30	to	01:00	the following day
Saturday	09.30	to	01:00	the following day
Sunday	09.30	to	23:30	

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

On Supplies

Name, (registered) address of holder of premises licence

James Waters,



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

N/A

Name of designated premises supervisor where the premises licence authorises the supply of alcohol

Mr Richard Barry Foran

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

No person under the age of 14 years shall be in the bar of the premises during the hours that the premises is authorised to sell alcohol subject to condition 2 of annex 2 of this licence.

No children under the age of 18 years to be allowed on the premises after 7pm.

It is an offence to allow persons under the age of 16 years to be on the premises whilst it is open exclusively or primarily for the supply of alcohol for consumption on the premises unless they are accompanied by a person aged 18 or over. No unaccompanied person under the age of 16 years shall be permitted on the premises between 12 midnight and 5am if alcohol is supplied for consumption on the premises.

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

**Licensing Authority Representation
Licensing Act 2003 – Premises Licence Review**

**Premises: The Royal Oak PH
250 St Johns Way, London N19 3RJ**

**Licensee: Premises Licence number
LN/4050-081019:**

Applicant: Metropolitan Police Service

I am submitting a representation on behalf of the Licensing Authority in support of the application for a Premises Licence Review submitted by the Metropolitan Police Service. This representation relates to the prevention of crime and disorder and promotion of public safety licensing objectives.

Background

The licensed premises is on the ground floor of the property, with residential above. The premises have been licensed since prior to the Licensing Act 2003. The licence is currently held by James Walters, who transferred on to the licence in 2014,

The current Designated Premises Supervisor is Richard Barry Foran who has been named on the licence since October 2019.

Mr Walters was the licence holder in June 2015, when he was called in to an Officers Licensing Panel, as there had been a serious assault on the premises and it had been operating after hours. Police were not called to the incident and staff were unco-operative. Mr Walters agreed to implement new conditions to prevent crime and disorder, new CCTV conditions and to work with Police to reduce disorder.

The review application

This review application presents the recent serious incident at the premises and a previous Police Review in July 2019, which followed a serious assault at the premises.

Both of those incidents and the assault in June 2015 show disregard for safety of customers, for the Police and the licensing objectives. We have serious concerns regarding the management of the premises and have no confidence that they can operate without posing a risk to public safety.

Licensing Policy considerations:

The following Policies, determined by the Licensing Authority as being appropriate to promote the licensing objectives, are relevant to this application:

Licensing Policy 8 - Management Standards

Licensing Policy 14 - Alcohol Induced Crime, Disorder and Antisocial Behaviour

Licensing Policy 29 - Review of Licensed Premises

Standards of Management:

When assessing the licensee's ability to demonstrate a commitment to high standards of management the Licensing Authority will take into account whether the applicant or licensee:

- can demonstrate comprehensive knowledge of best practice
- has sought advice from the responsible authorities

- has implemented any advice that been given by the responsible authorities
- is able to understand verbal and written advice and legal requirements
- can demonstrate knowledge of the licensing objectives, relevant parts of the Licensing Policy and their responsibilities under the Licensing Act 2003
- is able to run their businesses lawfully and in accordance with good business practices
- can demonstrate a track record of compliance with legal requirements

Where there is a history of non-compliance associated with the management of the premises, the Licensing Authority is unlikely to permit premises to continue to operate without further restrictions on review, unless there is evidence of significant improvement in management standards.

The Licensing Authority is committed to promoting high standards of management in all licenced premises and expects licensees to demonstrate this through their management practices. Experience indicates that where these requirements are not adhered to, the licensing objectives are likely to be undermined.

Review of Licensed Premises

The Licensing Authority will apply the full range of powers available to it when a review of a premise licence becomes necessary, including:

- Restricting hours of operation
- Removing licensable activities from the premises licence
- Imposing additional conditions
- Require the removal of a designated premises supervisor
- Suspending a licence
- Revoking a licence.
- The Licensing Authority believes that the promotion of the licensing objectives are best achieved in an atmosphere of mutual co-operation between all stakeholders. Reviews are therefore mainly reserved for circumstances where early warnings of concerns and the need for improvement have gone unheeded by the management of the licensed premises.

Recommendation

The Licensing Authority has submitted this representation, having considered all the evidence presented by the Metropolitan Police and having reviewed the Licensing Service's records. It is recommended that the Licensing Sub-Committee consider the full options available under Section 52 of the Licensing Act and respectfully suggest a full three months suspension of the premises licence.

Terrie Lane
 Licensing Manager Public
 Protection Division 222
 Upper Street
 London N1 1XR T:
 020 7527 3031
 E: licensing@islington.gov.uk

2/11/2021



4 November 2021

Licensing Act 2003

Representation from Islington Public Health department on behalf of health bodies providing services in Islington

Premises Name: The Royal Oak Public House, 250 St John's Way, London N19 3RJ

This representation is submitted by Islington's Public Health Department, which is a responsible authority. It is submitted in support of the licence review for the above premise made by the Metropolitan Police.

The grounds for the representation are:

- The prevention of crime and disorder
- Public safety

Public Health concerns relate to:

- The level of violence associated with the venue
- Failure to maintain a high standard of management

Public Health has concerns that public safety is being put at risk from violent incidents at the premise. It is important for premises to actively prevent crime and disorder, and licensees have an important role to play in establishing the right culture, environment and processes to support this. They also have a responsibility to properly report assaults to ensure that people are protected from and treated for any harms.

The impact of alcohol is particularly great in Islington with some of the highest levels of alcohol-related problems in London¹ and England being experienced, including:

- The third highest rate in London for alcohol-related hospital admissions in 2018/19.
- The third highest rate in London for alcohol related mortality in 2018.
- An estimated 3,601 alcohol users in Islington, a higher prevalence rate than nationally².

Evidence provided by the Metropolitan Police shows that The Royal Oak Public House has not upheld its' responsibility to demonstrate any commitment to a high standard of management, showing a disregard for the responsibility that comes with having licence to sell alcohol and a failure to prevent public nuisance.

The incident at the venue on 16/10/21 - namely the stabbing of a patron multiple times which resulted in serious injury - was not managed adequately by the

¹ Local Alcohol Profiles for England: <https://fingertips.phe.org.uk/profile/local-alcohol-profiles>

² Unpublished data providers to local commissioners of substance misuse services.

premises manager or the other member of staff on duty at the time. According to the police report and CCTV evidence, the staff did not call an ambulance for the patron (who self-presented at hospital) or the police, and in fact cleaned the crime scene, hampering the police investigation by destroying evidence. These actions and decisions breach the terms of the licence in a way that demonstrates an inability of the DPS to discharge their duty which is counter to any responsible operation and opposes the Licensing Objectives. This is not the first incident of this nature to have taken place at the venue: at the time of this incident the premises was already operating under a strengthened schedule following previous licence review.

Alcohol and violence

Assaults are a serious and real public health issue in Islington. Assaults are closely linked to alcohol consumption, with both the victim of an assault and the perpetrator likely to have been drinking at the time. Police records for England and Wales report that in 39% of violent incidents victims believed their perpetrator to be under the influence of alcohol³. There is increased aggression associated with venue risk factors including bar and door staff tolerance of violent behaviour, crowding and inadequate seating and excess noise⁴. It is clearly important that a venue provides the right environment, attitudes and values to prevent violence and protect people from these harms.

Recommendation

Islington Public Health supports the Metropolitan Police application for panel to suspend the licence pending full review of said licence.

Nina Job

For Charlotte Ashton, Deputy Director of Public Health

Camden and Islington Public Health

222 Upper Street,

London N1 1XR

³ Accessed 24/06/21 from

<https://www.ons.gov.uk/peoplepopulationandcommunity/crimeandjustice/adhocs/007185estimatesofviolentincidentswherethevictimbelievedtheoffendertobeundertheinfluenceofalcoholordrugsinenglandandwalesyearendingmarch2006toyearendingmarch2016crimesurveyforenglandandwales>

⁴ Green J & Plant M (2006). Bad Bars: A review of risk factors. Alcohol and Health Research Trust



AREA SEARCH ?



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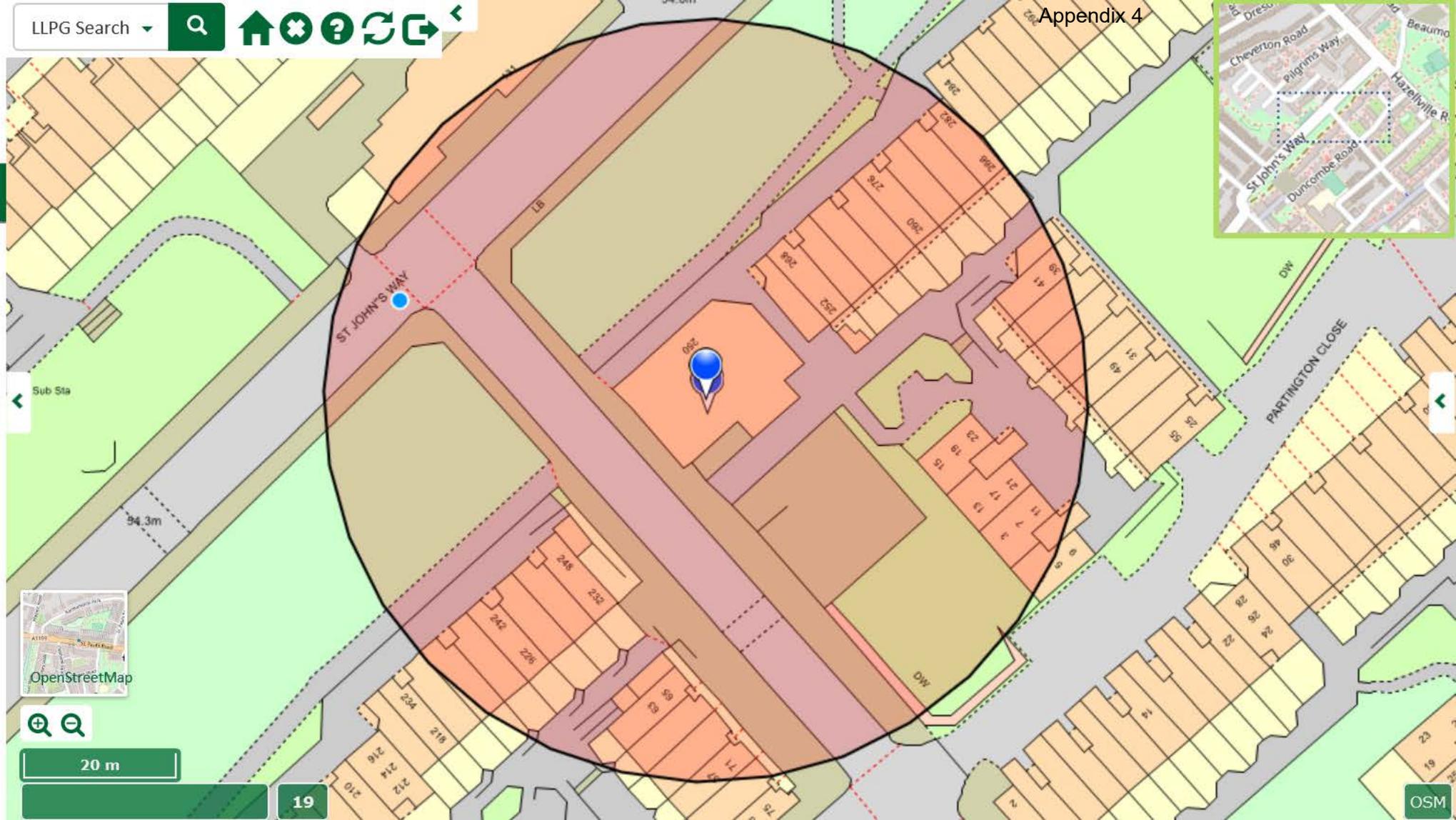
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