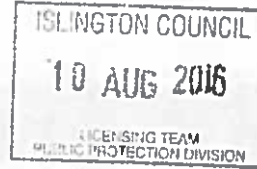


PROTECTIVE MARKING



Approved # Received 16-44 Form 693



TOTAL POLICING

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: Metropolitan Police Service

Address:

Islington Police Station, 2 Tolpuddle Street

Post town: Islington

Post code: N1 0YY

Ref. No.:

I Superintendent Stuart Ryan

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:

77A Charterhouse Street

Post town: Islington

Post code: (if known)

EC1M 6HJ

2. Premises licence details

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

Fabric Nightclub

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

2

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:

PROTECTIVE MARKING

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

On Saturday 6th August 2016 an 18 year old male was taken to hospital from Fabric Nightclub, having fallen seriously ill following the consumption of what was believed to be MDMA, which is a Class A drug, also known as 'Ecstasy'. The young male victim died shortly after arriving at hospital.

The victim originally entered the venue with a friend on Friday 5th August 2016 at about 2330 hours and both of them reportedly consumed MDMA within the premises. Both males were able to carry it into the venue on their person. It has been reported that during the course of the evening the victim approached a person at the bar within Fabric and purchased two 'MDMA bombs' (powder MDMA in a wrap). The two friends then both consumed the MDMA Bombs and a short while later the victim began suffering ill effects of the drug. He was taken to the medical room within the venue and an ambulance was called. Following the arrival of the ambulance at the venue, the male's condition was so serious that HEMS (Helicopter Emergency Medical Service) attended the scene. He was taken to Royal London Hospital where he tragically died.

This incident follows another MDMA related death associated with the premises only six weeks ago on Sunday 26th June 2016. An 18 year old male victim died having taken what is believed to be MDMA whilst at Fabric nightclub in almost identical circumstances. The 18 year old male victim entered the venue along with his two friends where they all had drugs concealed on their person. Once inside the venue all three males reportedly went to the toilets where they consumed MDMA. During the course of the evening the victim consumed more MDMA reportedly purchased inside the venue. Soon after he too suffered ill effects, an ambulance was called and he tragically lost his life shortly after arriving at hospital.

Crime figures from January 2016 show eleven reported drugs offences. It is important to note that not all possession of drugs offences are reported to the Police. Following a visit to the premises by DC Walker on Saturday 25th June 2016, he reported that he was handed a number of drugs which had been confiscated from patrons at the premises during the evening of Friday 24th June 2016. The items included Eighty one (81) pills, one (1) cannabis cigarette, nine (9) bags of herbal cannabis, twenty three (23) wraps and twenty (20) bags of unknown powder.

The Metropolitan Police Service (MPS) contend that the venue provides a safe haven for the supply and consumption of illegal drugs. The heavy association with the supply of class A drugs represents serious crime. Fabric nightclub has not done enough to ensure the safety of its patrons and fails to promote the crime and disorder objective. This was evidenced by police officers who conducted a plain clothes licensing visit to the premises on the night of Saturday 2nd July 2016, where they found a number of failings at the venue, in which the licensing objectives were clearly being undermined. The search regime was reported to be particularly poor, and the officers were also approached twice during the evening by patrons offering to sell them drugs, namely MDMA.

The MPS contend that Fabric nightclub represents a serious risk to its patrons. The failings of the management have led to an environment where illegal drug taking has become acceptable. If the premises is permitted to remain open and operating in its current form, then there is a strong possibility that further drug related deaths will occur. There have now been six drug related deaths associated with the venue since 2011. This situation cannot be allowed to continue. The issues highlighted from the previous review of the licence in 2014 have not been addressed.

Therefore in order to mitigate the serious risk and protect the public, the MPS request that the licence be suspended as an interim step, in order that patrons are kept safe until the licence can be subject to a full review by the sub-committee. This would represent a proportionate and appropriate step considering the risks posed.

The MPS reserve the right to make further submissions in relation to this application for summary review of the premises licence.

Signature of applicant

Signature:



Date:

10/08/2016

Capacity:

Superintendent

Contact details for matters concerning this application

Surname:

Aaron

First Names:

Barnes

Address:

## PROTECTIVE MARKING

Islington Police Station, 2 Toipuddle Street

**Post town:** Islington

**Post code:** N1 0YY

**Tel. No.:** 07799133204

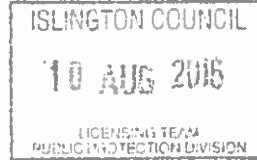
**Email:** aaron.barnes@met.police.uk

### 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.

Retention Period: 7 years  
MP 146/12

PROTECTIVE MARKING



Received  
16.44  
Form 693A



TOTAL POLICING

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

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

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:  
77A Charterhouse Street, Islington

Post town: **Islington** Post code: **EC1M 3HN**  
(if known)

Premises licence number (if known):  
LN/4086-230216

Name of premises supervisor (if known):  
Luke Matthew Laws

I am a Supt\* 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)

**The Police contend that there is serious crime associated with Fabric Nightclub. There is evidence to suggest the supply of Class A drugs is occurring within the venue on a frequent basis. In six weeks there have been two drugs related fatalities concerning the venue. In both instances the victims are alleged to have bought Class A Drugs namely MDMA from persons within the premises.**

**Signature**

Signature:  Date: **10/08/2016**