


**METROPOLITAN  
POLICE**
**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: **Southwark Licensing Team**

Address:

**3rd Floor 160 Tooley Street**

Post town: **Southwark**

Post code:

**SE1 2QH**

Ref. No.:

#### I **Police Constable Ian Clements 2362AS**

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 Luncheonette & Giuseppe's Ristotante Italiano Basement & Ground Floor 47-49 Borough High Street.**

Post town:

**London**

Post code:  
(if known)

**SE1 1NB**

#### 2. Premises licence details

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

**Mr Giuseppe Vincenzo Rossi**

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

**862827**

#### 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)

## PROTECTIVE MARKING

This application for a summary review is as a result of two serious incidents associated with the licensed premises known The Luncheonette & Giuseppe's Ristorante Italiano 47-49 Borough High Street.

On the 2<sup>nd</sup> July at around 0240 A bottle was thrown during a fight inside the premises, missing the intended victim but smashing next to the victim and cutting his arm requiring hospital treatment. The victim approached staff at the premises and asked them to call Police as the suspect was still there. The staff refused to call emergency services and asked the victim to leave, the suspect was also allowed to leave the premises. The victim called the Police from outside. At the same time the suspect returned and was arrested for GBH at the scene. Police attended the premises to view and retrieve CCTV but staff were unable to operate, this evidence is still outstanding. Licensing officers attended the venue later that evening and issued the premises operator with a notification of offences, as they were unable to operate the CCTV a requirement of the premises licence.

On the 3<sup>rd</sup> July 04.15, Police were flagged down by LAS attending to a male with serious head injuries outside Giuseppe's. The male and a group of his friends had been involved in a large fight inside the premises. The main victim then left the premises, he was further attacked in the alleyway next to the premises. At the time of LAS attending the victim was bleeding from his ears and involuntary shaking, taken to KCH with suspected fractured jaw and potential brain injury. A witness recorded the victim laying on the floor bleeding whilst the security staff rushed to clear up outside and closed the premises as quick as they could before Police arrived. As of 09:30 on the 4<sup>th</sup> July 2022 Police have still been unable to access the crime scene.

Hertfordshire Police contacted the owner of Giuseppe's at the request from the Metropolitan Police. The apparent owner contacted them back stating that he had attended the premises but was unable to get in as no one was there. At the time this call was made Police had been outside the premises managing the crime scene. No one had attended, this could not be the case. These are two very serious incidents, the actions of the staff at the premises have delayed the investigation into two serious assaults. The staff appear to have deliberately closed the premises in an attempt to cover up what might have occurred inside the premises.

The first incident required the attendance of at least six Police officers in three vehicles, in addition to one Police van to convey the suspect. A huge amount of resources for an incident that was not initially reported to the Police by the venue. Due to a lack of LAS resources the victim was taken to Hospital by the Police.

The second incident required nine Police officers and one crew from the ambulance service, Police had to remain on scene for nearly eight hours as access to the premises could not be made.

### **Previous operating History & Compliance**

04/09/2021 GBH stabbing at premises, premises crime scene locked, staff later unable to operate CCTV, issued with a notification of offences.

12/12/2021 Victim hit with a bottle outside premises, staff refused him entry to collect belongings no cctv available

30/12/2021 Victim assaulted with a bottle, staff unable to operate CCTV





06/02/2022 Large fight inside premises 15 persons involved

01/05/2022 Victim called Police stating she and a friend had been assaulted by door staff.

This premises appears to be operating as a night club venue rather than the restaurant the licence was intended for, although not restricted as such by the conditions on the premises licence.

I ask the sub committee to suspend the premises licence with immediate effect, pending the outcome of a full review hearing.

PROTECTIVE MARKING

| Signature of applicant                                  |   |              |  |
|---|---|--------------|--|
| Signature:  |    | Date:        | 6 <sup>th</sup> July 2022  |
| Capacity:   | P  |              |  |
| Contact details for matters concerning this application |   |              |  |
| Surname:  | Ian   | First Names: | Clements   |
| Address:  |   |              |  |
| Southwark police station, 323 Borough High Street       |   |              |  |
| Post town:  | London  | Post code:   | SE1 1JL  |
| Tel. No.:   |    | Email:       |  |

Notes for guidance

- 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.
- Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder, or both.



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## 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 and Serious Disorder**

**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:

**Giuseppe's Basement & Ground Floor 47-49 Borough High Street SE1 1NB**

|            |                  |                          |                |
|------------|------------------|--------------------------|----------------|
| Post town: | <b>Southwark</b> | Post code:<br>(if known) | <b>SE1 1NB</b> |
|------------|------------------|--------------------------|----------------|

Premises licence number (if known):

**862827**

Name of premises supervisor (if known):

**Mr Giuseppe Vincenzo Rossi**

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)

## PROTECTIVE MARKING

Two serious incidents occurred inside this premises, the first on the morning of the 2<sup>nd</sup> July 2022, the second on the morning of the 3<sup>rd</sup> July 2022. Both incidents resulted in victims receiving injuries consistence with gevious bodily harm.

On the 2<sup>nd</sup> of July the Police investigation was delayed as staff were unable to operate their CCTV, in breach of the ir premises licence. The emergency services were not called by staff at the premises. Licensing attended the premises and issued the operator with a notification of offences and explained what is expected of the to promote the licensing objectives.

On the 3<sup>rd</sup> July, staff at the premises failed to call the emergency services to a male that had been seriously assaulted, both inside and outside the premises. Whilst the victim was bleeding on the floor outside of the premises, the security staff were seen clearing away security barriers and closing the premises before Police arrived. Police were unable to gain access to a potential crime scene and or view vital CCTV.

### Previous operating History & Compliance

04/09/2021 GBH stabbing at premises, premises crime scene locked, staff later uable to operate CCTV, issued with a notification of offences.

12/12/2021 Victim hit with a bottle outside premises, staff refused him entry to collect belongings no cctv available

30/12/2021 Victim assaulted with a bottle, staff unable to operate CCTV


06/02/2022 Large fight inside premises 15 persons involved

01/05/2022 Victim called Police stating she and a friend had been assaulted by door staff.

This premises appears to be operating as a night club venue rather than the restaurant the licence was intended for.

I am of the opinion that the safety of patrons attending this venue could be compromised, a standard review is not suitable due to the statutory time limits. Immediate action is required to ensure the safety of the public.

### Signature

Signature: 

Date:

7<sup>th</sup> July 2022