



NOTICE OF DECISION

LICENSING SUB-COMMITTEE – 18 MARCH 2016

LICENSING ACT 2003: SECTION 53A: THE CHARLIE CHAPLIN, ELEPHANT AND CASTLE, 26 NEW KENT ROAD, LONDON SE1 6TJ

1. Decision

That the following conditions be placed on the premises licence as interim steps to promote the licensing objectives pending the determination of the review application at the full hearing:

1. That Mr [REDACTED] and Mrs [REDACTED] be excluded from the premises.
2. That a CCTV system be installed at the premises before the full review hearing, scheduled for 12 April 2016. The CCTV system shall be maintained in good working order and be continually recording at all times the premises are in use under the licence. The CCTV System must be capable of capturing an image of every person who enters the premises. All CCTV footage shall be kept for a period of thirty one (31) days and shall, upon request, be made immediately available to officers of the police and the council

2. Reasons

This was a hearing to consider if it is appropriate to take interim steps to promote the licensing objectives upon receipt of an application by the Metropolitan Police for an expedited summary review of the premises.

The licensing sub-committee have considered the application made by the Metropolitan Police and supplementary evidence from the police presented at this hearing. The police advised a serious assault had allegedly taken place immediately outside the premises and concerned a patron and the manager on duty that evening. The police relied on CCTV evidence to support their application.

The licensing sub-committee have also considered evidence submitted by the premises licence holders in relation to the application. They advised that since becoming aware of the evidence by the police they had taken steps to suspend the manager concerned with immediate effect. They also expressed a willingness to assist the police with all their enquiries in respect of the criminal case. Furthermore they proposed that they would install a more up to date CCTV system.

The licensing sub-committee having read and heard all the evidence before them were satisfied that the interim steps set out above were appropriate and proportionate in order to promote the licensing objectives.

3. Appeal rights

There is no right of appeal to a Magistrates' Court against the licensing authority's decision at this stage.

The premises licence holder may make representation against any interim steps imposed and a hearing to consider the representation will be held within 48 hours of receipt of the representation.

Any representation should be in writing and cannot be received outside of normal office hours.

Issued by the Constitutional Team on behalf of the Director of Law and Democracy

Date: 18 March 2016