

MEMO: Licensing Unit

To	Licensing Unit	Date	30 March 2016
Copies			
From	Jayne Tear	Telephone	020 7525 0396
Email	Jayne.tear@southwark.gov.uk		

Subject Re: The Charlie Chaplin, 26 New Kent Road, London, SE1 6TJ
 - Application to review the premises Licence

I write with regards to the above application to review the premises licence submitted by the Metropolitan Police.

I am submitting this representation in support of the Police and with regards to the prevention of crime and disorder and public safety on the following grounds.

The police review is concerned with a serious assault consistent with GBH by a patron from the premises. The victim, also a patron was extremely intoxicated and was also arrested for assault on ambulance staff. Police state that there have been at least 2 other serious incidents at the premises in the last six months that have involved high levels of intoxication.

It should be noted that this premises has breached the premises licence conditions on several occasions in the past.

On 20 March 2015 at 21:49 hours a licensing officer carried out an inspection and witnessed the following 3 breaches of the licence conditions:

- **At the time of visit the current premises licence and summary was not available (the previous summary 832464 was on display).** Should you require a replacement please send a cheque for £10.50 to Southwark Council.
- **Breach of condition 298** – at the time of visit there were no signs to this effect.
- **Breach of condition 310** – at the time of visit, both the ground floor and the first floor premises were providing entertainment and they also had their doors open.

A warning letter was sent to Mr Adrian Ennis the licensee and DPS 23 March 2015 regarding the above breaches. Licensing officers then revisited the premises on 17 April 2016 at 22:27 hours and found the premises to be compliant.

At the time of the revisit officers were told that the 1st floor function room known as 'CC lounge' is now operating as a separate concern. A licensing officer sent a compliance letter to the applicant with a reminder that the **licence issued and conditions upon it apply to the entire premises.**

On 13 April 2012 at 23:26 hours a licensing officer carried out an inspection and witnessed the following breach of the licence conditions:

- There were no signs displayed stating 'no drugs' as required by **condition 298** of the premises licence issued in respect of the premises.

Several other matters of concern regarding health and safety and general house keeping were also noted.

A warning letter was sent to Mr Adrian Ennis the licensee and DPS 8 May 2012 regarding the above breaches. Licensing officers then revisited on 7 December 2012 and found the premises to be compliant.

On 5 August 2011 at 23:07 hours a licensing officer carried out an inspection and witnessed the following 6 breaches of the licence conditions:

- **The Premises Licence Summary (or certified copy) was not on display and the Premises Licence (or certified copy) was not kept at the premises.** This is in breach of Sections 57(2) & (3) of the Licensing Act 2003.
- **Breach of condition 298: "That suitable notices shall be displayed stating "No Drugs".** At the time of visit there were no such notices on display.
- **Breach of condition 310: "That all doors and windows excepting any that may be required to be locked open for the purposes of means of escape, shall be kept closed whenever public entertainment is being provided upon the premises to prevent noise escaping".** At the time of visit loud amplified music was being played and the front door was wide open. I advised [REDACTED] to close the doors.
- **Breach of condition 311: "That notices shall be displayed and announcements made requesting that customers leave the premises in a quiet and orderly manner. Staff are to check the outside area regularly and disperse any customers who may gather outside".** At the time of visit there were no such notices on display, and staff had not dispersed customers who were outside.
- **Breach of condition 324: "That a notice be displayed at the premises giving the telephone numbers of local mini-cab firms. Where possible staff will phone a taxi for people who need one and will give directions to people using public transport".** At the time of visit there were no such notices on display.
- **Breach of condition 327: "That signs shall be displayed informing customers and staff that sales of alcohol will not be made to under 18s and that age identification will be required".** At the time of visit there were no such signs on display.

A warning letter was sent to Mr Adrian Ennis the licensee and DPS 8 August 2011 regarding the above breaches. The officer revisited on 24 September 2011 and the premises was compliant.

Copies of the warning letters sent to Mr Ennis are attached to this representation.

Condition 298 has been breached on 3 separate occasions, condition 310 has been breached on 2 separate occasions and on 2 occasions there has been no licence or summary available at the premises as required under the licensing act 2003. After each occasion officers revisited and matters had been put right, yet on the next occasion the same breaches were occurring.

Further to this the function room is also operating as a separate concern similar to that of a night club known as 'CC lounge' and the controls measure on the licence do not address the operation of the a night club.

I have a lack of faith in the current licensee/management to control the premises. They clearly have no regard for promoting the licensing objectives and by not abiding by the terms of conditions on the premises licence, in spite of warnings received.

I am therefore submitting this representation as I have serious concerns with regards to public safety and crime and disorder.

If the premises licence is to remain, I would recommend to the licensing sub- committee that appropriate conditions to address public safety and crime and disorder are added to the licence regarding - SIA door supervisors and the use of search wands and counting devices, an agreed accommodation limit for the ground and first floor of the premises and that all staff working at the premises take a training course in dealing with work related violence and aggression.

Furthermore I would request that the 2 interim measures placed upon the licensing are added as conditions to the licence

Jayne Tear
Principal Licensing officer
In the capacity of responsible authority for licensing

ATT.

Copies of 3 warning letters



Mr Ennis
THE CHARLIE CHAPLIN
26 New Kent Road
London
SE1 6TJ

Licensing Unit
Direct Line: 020 7525 5754
Direct Fax: 020 7525 5705

23 March 2015

Dear Mr Ennis

**RE: THE LICENSING ACT 2003 – WARNING LETTER
(THE CHARLIE CHAPLIN, 26 New Kent Road, London, SE1 6TJ)**

On 20 March 2015 at 21:49 Licensing Enforcement Officers carried out an inspection to determine whether the licensable activities at the above premises were carried out in accordance with your authorisation.

In addition to the above, the Officers also considered 'risk assessment' criteria that would help determine the frequency of future inspections to your premises.

During the inspection the officers witnessed the following:

- 1. At the time of visit the current premises licence and summary was not available (the previous summary 832464 was on display). Should you require a replacement please send a cheque for £10.50 to Southwark Council.**
- 2. Breach of condition 298 – at the time of visit there were no signs to this effect.**
- 3. Breach of condition 310 – at the time of visit, both the ground floor and the first floor premises were providing entertainment and they also had their doors open.**

Each of the matters listed above potentially constitutes a breach of the licence issued by the Council under the Licensing Act 2003.

You must ensure that licensable activities and hours of operation are in accordance with those listed on your premises licence. You must also ensure that the conditions attached to your licence are adhered to. A further visit will be made to check on these matters.

Licensing Unit - Environment & Housing, Hub 2, Floor 3, 160 Tooley Street, London, SE1 2QH
Switchboard - 020 7525 5000 **Website** - www.southwark.gov.uk
Strategic Director Environment & Housing - Deborah Collins
Register to vote. Complete the forms delivered to your home. Information: 020 7525 7373

If compliance is not achieved the Council may take formal action that may affect your licence or lead to a prosecution. A person found guilty of an offence under the above section is liable on summary conviction to imprisonment for a term not exceeding 6 months or to a fine not exceeding £20,000.

I hope this warning will ensure that compliance is achieved and no further action will be required.

Thank you in anticipation of your co-operation. Should you wish to discuss this matter with a Licensing Enforcement Officer Please contact us by email at licensing@southwark.gov.uk or by telephone on 020 7525 5754 between the hours of 9.00 and 17.00, Monday to Friday. Alternatively you can write or visit us at the above address.

Yours sincerely,

K. Ashenden

Kristie Ashenden
Principal Licensing Officer
kristie.ashenden@southwark.gov.uk

Mr. Adrian Ennis
THE CHARLIE CHAPLIN
26 New Kent Road
London
SE1 6TJ

Licensing Unit
Direct Line: 020 7525 5779
Direct Fax: 020 7525 5705
Our ref: INU 060686

8 May 2012

Dear Mr. Ennis

**RE: THE LICENSING ACT 2003 – WARNING LETTER
(THE CHARLIE CHAPLIN, 26 New Kent Road, London, SE1 6TJ)**

On 13 April 2012 at 23:26 hours Licensing Enforcement Officers carried out an inspection to determine whether the licensable activities at the above premises were carried out in accordance with your authorisation.

In addition to the above, the Officers also considered 'risk assessment' criteria that would help determine the frequency of future inspections to your premises.

During the inspection the officers witnessed the following:

1. There were no signs displayed stating 'no drugs' as required by **condition 298** of the premises licence issued in respect of the premises.

In addition to the above the following matters were also noted that require your urgent attention:

2. Various floor boards had holes in them presenting a trip hazards. Please arrange to have any faulty floorboards replaced or repaired as soon as possible.

3. All wiring / cabling at the premises must be maintained in such a manner that it does not present a trip or snag hazard. It is recommended that wiring / cabling is secured with cable clips and extended or reduced in length if necessary so that it can be secured around the perimeter of any walls, floors or fixtures at the premises. Any wiring or cabling that crosses a floor must be covered by a suitable cable cover to minimise the risk of trips. It is recommended that extension sockets are not plugged into each other ('daisy chaining') so as to prevent overloading any electrical sockets at the premises

4. Some of the upholstery covering furniture was ripped exposing the inner foam padding of the furniture. Please ensure that all such rips are repaired as soon as

licensing@southwark.gov.uk or by telephone on 020 7525 5779 between the hours of 9.00 and 17.00, Monday to Friday. Alternatively you can write or visit us at the above address.

Yours sincerely,



Wesley McArthur
Licensing Enforcement Officer
Wesley.McArthur@Southwark.gov.uk

Licensing Unit - Environment & Housing, Hub 2, Floor 3, 160 Tooley Street, London, SE1 2QH
Switchboard - 020 7525 5000 **Website** - www.southwark.gov.uk
Strategic Director Environment & Housing - Gill Davies
Register to vote. Complete the forms delivered to your home. Information: 020 7525 7373

Adrian Ennis
THE CHARLIE CHAPLIN
26 New Kent Road
London
SE1 6TJ

Licensing Unit
Direct Line: 020 7525 5754
Direct Fax: 020 7525 5705

8 August 2011

Dear Mr Ennis

**RE: THE LICENSING ACT 2003 – WARNING LETTER
(THE CHARLIE CHAPLIN, 26 New Kent Road, London, SE1 6TJ)**

On 5 August 2011 at 23.07 Licensing Enforcement Officers carried out an inspection to determine whether the licensable activities at the above premises were carried out in accordance with your authorisation.

In addition to the above, the Officers also considered 'risk assessment' criteria that would help determine the frequency of future inspections to your premises.

During the inspection the officers witnessed the following:

1. The Premises Licence Summary (or certified copy) was not on display and the Premises Licence (or certified copy) was not kept at the premises. This is in breach of Sections 57(2) & (3) of the Licensing Act 2003. *At the time of visit I spoke to [REDACTED] He produced an old summary with the previous DPS's details. Should you require a replacement licence please send a cheque for £10.50 to Southwark Council at the address below.*

2. **Breach of condition 298: "That suitable notices shall be displayed stating "No Drugs".** At the time of visit there were no such notices on display.

3. **Breach of condition 310: "That all doors and windows excepting any that may be required to be locked open for the purposes of means of escape, shall be kept closed whenever public entertainment is being provided upon the premises to prevent noise escaping".** At the time of visit loud amplified music was being played and the front door was wide open. I advised [REDACTED] to close the doors.

Yours sincerely,

Kristie Ashenden
Principal Licensing Officer
kristie.ashenden@southwark.gov.uk

c.c P.C. Ian Clements
Southwark Police Licensing Office
Walworth Police Station
12-28 Manor Place
London
SE17 3BB

Licensing Unit - Environment & Housing, Chaplin Centre, Thurlow Street, London SE17 2DG
Switchboard - 020 7525 5000 **Website** - www.southwark.gov.uk
Strategic Director Environment & Housing - Gill Davies
Register to vote. Complete the forms delivered to your home. Information: 020 7525 7373

MEMO: Health & Safety Team - EHTS Unit

To Licensing (MO) **Date** 31st March 2016

Copies

From Ian Farrington **Telephone** 020 7525 0227 **Fax** 020 7525 5705

Email Ian.Farrington@southwark.gov.uk

Subject The Charlie Chaplin Pub , 26 New Kent Road, London SE1 6TJ

I write in reference to an application made by Metropolitan Police for a Summary Licence review of the Premises Licence in respect of The Charlie Chaplin Pub , 26 New Kent Road, London SE1 6TJ. Made under Section 53a of the Licensing Act 2003 (premises associated with serious crime or serious disorder).

I would make the following comments in support of the Police review.

- Management at the organisation should provide a suitable and sufficient health and safety risk assessment that has been updated since 16th March, and taking into account this serious incident at the premises. Such a risk assessment should be documented and available to be inspected by the responsible authorities. This updated risk assessment should address how the organisation propose to reduce the incidence of violence at the premises, and manage violence by means of conflict resolution.
- The management at the organisation should ensure that formal training is provided for all staff at the premises. All staff that interact with the public should receive training in matters of conflict resolution and prevention of work related violence. A record of this formal training in conflict resolution and the prevention of work related violence should be available indicating all staff members that received the training. A record of such training should be kept such that the training can be verified with the providing organisation.
- The management at the organisation should risk assess how the licensee will deal with crowd control, and limiting capacity. Overcrowding and Staff to public ratios may have an affect on the likely reoccurrence of work related violence.

In my opinion until these matters are clearly rectified I fully support the Police Review of the premises licence.

Ian Farrington
Principal Enforcement Officer