

LICENSING ACT 2003 – AS AMENDED

Representation Re: Review of Premises License

From:	The Licensing Section, Tameside Metropolitan Borough Council
To:	The Licensing Section, Tameside Metropolitan Borough Council
Date:	30 January 2020
Premises:	Royal Oak Public House, Nook Lane, Ashton
Date of Application:	30 January 2020

The Licensing Authority, in its capacity as a 'Responsible Authority' under the provisions of the Licensing Act 2003, hereby give notice of our representation in relation to a review of the premises licence in respect of the above premises.

The reason(s) for the representation are as follows:

I wish to make a representation in relation to a review of the premises licence as I believe that the following licensing objectives have seriously been undermined:

Prevention of crime and disorder
Prevention of public nuisance
Public Safety

On 25th June 2019 a compliance visit was undertaken at the premises by Regulatory Compliance Officer, Louise Ashton following complaints received of drinking beyond the licensable hours, drug taking inside the premises and noise. There were some issues regarding non-compliance regarding toilet checks, (the toilet check log had not been completed since 10th June), refusals book and staff training.

The DPS Bernadette Corcoran was unable to download any footage of the night in question and there were no devices present to download any footage to. The DPS was advised to get the footage downloaded as soon as possible and contact Louise when it was available.

On 27th June, Louise emailed Darren Kelly from Admiral Taverns to inform him of the complaint and that the footage from the CCTV still hadn't been received, despite numerous attempts by Louise and another officer to obtain it.

A meeting was arranged with Tony Sullivan from Admiral Taverns and Louise for the 10th July 2019, at the premises. At the meeting the DPS provided limited footage of what was requested, however the footage obtained from 2nd June-3rd June evidenced two customers openly smoking at 01.29am in the premises, the DPS still serving alcohol at 02.02am and the money going in the till at 02.04am, breaching the hours of licensable activities and what looked to be an exchange of drugs taking place between customers.

These concerns were raised by Louise to Mike Robinson (Licensing Manager) who advised Louise to contact Admiral and ask them to submit a Minor Variation to make the conditions more stringent and consistent with Tameside Licensing Policy.

Louise emailed Rebecca Farley at Admiral Taverns reiterating her concerns regarding how the premises is being run and attached the proposed conditions for the minor variation.

On 13th August 2019 the application was received by licensing with the agreed conditions attached.

Following further incidents of disorder which has been captured on the CCTV footage provided by P.C Martin Thorley, more visits were made to the premise and requests for CCTV footage were made, not once has the CCTV footage been readily available, when it has been provided it has not been the footage that we have asked for, meaning further revisits required to obtain the correct footage.

On Thursday 28th November 2019, a meeting with me, Tony Sullivan, PC Martin Thorley and Mike Robinson was held at Tame Street Stalybridge, the footage of the latest incidents which took place on 10th October and the 11th October were played.

Tony Sullivan acknowledged that the premise was causing problems and that steps would be taken to relieve the current DPS of her duties.

Further incidents occurred over the Christmas and New Year period which are documented below which demonstrated that Admiral was failing in their duty to promote the licensing objectives.

26th December 2019:

Issues with patrons of the premises, arguing in the premises, this then continues on the highway outside which escalates in to fighting.

This incident was captured by TMBC CCTV.

1st January 2020 :

Incident occurred where a customer of the premise is glassed following an altercation inside.

This follows with arguing outside the premises.

I feel that if the review wasn't submitted by PC Thorley the DPS would still be running the premises and the licensing objectives would not be adhered to.

At the time of writing this representation the current DPS is still at the premises, I feel that there is significant risk of further incidents occurring under the current management who have failed to promote the licensing objectives

Signed: I Pascoe
Name: Ian Pascoe.
Regulatory Compliance Officer