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1. THE APPLICATION

- 1.1. On the 19th July 2012, Police Sergeant Stuart Ratcliffe made an application on behalf of the Metropolitan Police for the review of a Premises Licence in respect of the premise known as 'Wilton Arms' situated at 203-205 Dawes Road, Fulham, SW6 7QY.

1.2. Review Application Requested

- 1.2.1 The application for review is included at pages 7-12 of the report pack. The review is requested because of matters arising at the premises which the police believe undermine the following licensing objectives:-

- (a) The Prevention of Crime & Disorder
- (b) Public Safety

- 1.2.3 The police are proposing for four conditions to be attached to the premises licence;

1. Appropriate signage will be displayed, in a prominent position, informing customers they are being recorded on CCTV.

2. CCTV covering areas inside and outside of the premises should be installed and maintained to police recommendations with properly maintained log arrangements. All images will be stored for a minimum of 31 days.

3. CCTV is to comply with Data Protection Act 1998 and is to be working and recording correctly when the premises are open to the public. If CCTV is not working then the premises will comply with requests by police, including the suspension of licensable activity.

4. A staff member from the premises that is conversant with the operation of the CCTV system will be on the premises at all times that the premises are open to the public. This staff member will be able to show police recent data footage with the minimum delay when requested. This data or footage reproduction should be almost instantaneous.

2.0 EXISTING LICENCE

- 2.1. Records show that the justices' licence in respect of the premises was converted in August 2005 during the transitional period of the Licensing Act 2003.

- 2.2 The current premises Licence Holder is Mr David Hinton. Mr Hinton has been the licence holder since August 2006. The current Designated Premises Supervisor is Mr David McGillicuddy. Mr McGillicuddy has been the Designated Premises Supervisor since August 2006.

2.3 In 2006 a variation of licence was granted to extend the times for licensable activities. The variation was time limited and expired in 2007. Therefore the premises licence reverted back to the same as when converted prior to the application in 2006.

2.4 In August 2008 Mr Hinton applied to vary the licence to extend the hours for licensable activities. Representations were received, therefore in September 2008 after considering all the evidence the licensing sub-committee refused the application.

2.5 The premises current operating hours are;-

Sale of alcohol for consumption On & Off the premises

Monday to Friday	10:00 to 23:00
Saturday (June & July)	10:00 to 23:00
Saturday (August to May)	11:00 to 23:00
Sunday	12:00 to 22:30

With the exception of,

(a) Good Friday, 12 midday to 22:30

(b) Christmas Day, 12 midday to 15:00 and 19:00 to 22:30

(c) On New Years Eve, the hours will commence as set out above and continue until the commencement of hours the following day, namely, 1 January.

Hours premises open to the public

Monday to Saturday	11:00 to 23:20
Sunday	12:00 to 22:50

A copy of the premises licence can be seen on pages 13-16 of this report.

3. BACKGROUND

3.1 The premises are located in Dawes Road, a main road that runs between Fulham Cross and Fulham Broadway. The premises are situated on the south side of Dawes Road. In the immediate vicinity of the Wilton Arms is residential accommodation both adjacent and in surrounding streets. A map showing the location of the premises can be seen on page 27 of this report.

3.2 The premises are a three story building on the corner of Dawes Road and Aintree Street. To the rear of the premises is a beer garden area. Entry to the premises is by way of doors in both Dawes Road and Aintree Street. A plan of the premises can be seen at page 26 of this report.

3.3 The options of transport away from the area include taxis and buses which run from in and around the Dawes Road area. The nearest tube station is Fulham Broadway which is approximately one kilometre away from the premises.

- 3.4 In December 2008, licensing officers carried out an inspection at the premises. The premises were witnessed operating outside of their permitted hours. The licence holder was given advice in relation to the offences under the Licensing Act 2003.
- 3.5 In February 2009, licensing officers carried out an inspection at the premises. The premises were witnessed operating outside of their permitted hours. The licence holder was cautioned for offences under the Licensing Act 2003.
- 3.6 In December 2010, the licensing team received a complaint stating that serious crime and disorder was occurring at the premises and in the immediate vicinity of the premises. The complaint was referred to the Metropolitan Police.
- 3.7 In September 2011 a warning letter was issued to the licence holder following information from the Metropolitan Police that the premises was operating outside of their permitted hours. The warning letter stated that if any further offences under the Licensing Act 2003 are witnessed formal action may be taken.
- 3.8 An investigation has been instigated in relation to the suspected offences witnessed by Environmental Protection officers in July 2012 and August 2012.

4. CONSULTATION

- 4.1 Following receipt of the application for Review of the licence, a public notice was displayed by the Council near the premises. A further public notice was displayed by the Council at Hammersmith Town Hall. Details of the application were also published on the LBHF Web Site.
- 4.2 The applicant served a copy of the application on the holder of the premises licence and all the statutory responsible authorities as required by regulation. The Council has served written notice of the hearing upon the applicant, the holder of the premises licence and all parties that have made representations in respect of the application regarding the date of the hearing.

5. RELEVANT REPRESENTATIONS

- 5.1 The licensing authority have received four representations in support of the application. Three representations are from residents and one representation from Environmental Protection. Copies of the representations can be seen on pages 17-25 of this report.

6. POLICY CONSIDERATIONS

- 6.1 It is the Council's duty under the Licensing Act 2003 to determine the review with a view to promoting the four licensing objectives; Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and the Protection of Children from Harm.

- 6.2 In reaching a decision the Council must have regard to the Council's adopted Statement of Licensing Policy and the guidance issued by the Secretary of State under section 182 Licensing Act 2003.
- 6.3 The Council's own Statement of Licensing Policy gives guidance concerning the review of a premises licence. In relation to this the sub-committee should have particular regard to Section 21.5 to 21.7 "Dealing with Complaints representations and review representations and reviews" on pages 31 and 32.
- 6.4 In addition, the Council's Statement of Licensing Policy states in Section 21.8 that a licence will be reviewed where it is alleged that the licensing objectives are not being promoted and there is evidence to show this. The Licensing Authority will regard applications for review of any premises licence, particularly seriously where they involve evidence of serious risks to public safety which the management is unable or unwilling to correct and incidents of disorder. The full list of instances where a review application will be regarded as particularly serious can be viewed on page 32 of the Council's Statement of Licensing Policy.
- 6.5 The revised guidance issued by the Secretary of State under section 182 of the Licensing Act 2003 contains advice in relation to the review of a premises licence. It states that the review process represents a key protection for the community where problems associated with the licensing objectives are occurring after the grant or variation of a licence.
- 6.6 The guidance states it is important to recognise that the promotion of the licensing objectives relies heavily on a partnership between licence holders, authorised persons, interested parties and responsible authorities in pursuit of a common aims. It states that it is equally important that reviews are not used to drive a wedge between these groups in a way that would undermine the benefits of co-operation. It is good practice for authorised persons and responsible authorities to give licence holders' early warning of their concerns about problems identified at the premises concerned and of the need for improvement and that a failure to respond to such warnings would lead to a request for a review.
- 6.7 Under section 52, of the Licensing Act 2003, the licensing authority may take such steps as it considers necessary for the promotion of the licensing objectives and such steps can be to:-
- Modify the conditions of the premises licence
 - Exclude a licensable activity from the scope of the licence
 - Remove the designated premises supervisor
 - Suspend the licence for a period not exceeding three months
 - Revoke the licence

- 6.8 Paragraph 11.19 of the Secretary of State's revised guidance goes on to state that in deciding which of these powers to invoke, it is expected that licensing authorities should so far as possible seek to establish the cause or causes of the concerns which the representations identify. The remedial action taken should generally be directed at these causes and should always be no more than a necessary and proportionate response.
- 6.9 Additionally, paragraph 11.17 states that the licensing authority may decide that no action is necessary if it finds that the review does not require it to take steps necessary to promote the licensing objectives. In addition, there is nothing to prevent a licensing authority issuing an informal warning to the licence holder and/or to recommend improvement within a particular period of time. It is expected that licensing authorities will regard such warnings as an important mechanism for ensuring that the licensing objectives are effectively promoted and that warnings should be issued in writing to the holder of the licence.

Application for the Review of a Premises Licence or Club Premises Certificate under the Licensing Act 2003

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 this 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.
- You may wish to keep a copy of the completed form for your records.

I **Ps Stuart Ratcliffe**

(insert name of applicant)

apply for the review of a premises licence under Section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description:

Wilton Arms
Dawes Road

Post town:

Fulham

Post code (if known):

SW6 7QY

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

Mr David Hinton

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

2006/03345/LAPR

Part 2 – Applicant details

I am:

Please tick yes

- | | |
|--|-------------------------------------|
| (1) an interested party (please complete (A) or (B) below) | <input type="checkbox"/> |
| (a) a person living in the vicinity of the premises | <input type="checkbox"/> |
| (b) a body representing persons living in the vicinity of the premises | <input type="checkbox"/> |
| (c) a person involved in business in the vicinity of the premises | <input type="checkbox"/> |
| (d) a body representing persons involved in business in the vicinity of the premises | <input type="checkbox"/> |
| (2) a responsible authority (please complete (C) below) | <input checked="" type="checkbox"/> |
| (3) a member of the club to which this application relates (please complete section (A) below) | <input type="checkbox"/> |

RESTRICTED

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Any other title (e.g. Rev.) ☐

Surname

First Names

I am 18 years old or over

☐

(Please tick yes)

**Current postal
address if
different from
premises
address**

Post town

Post code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF INDIVIDUAL APPLICANT

**Name and
address**

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address

PS Stuart Ratcliffe
Licensing Unit
Fulham Police Station
Heckfield Place
Fulham
SW6 5NL

Telephone number (if any)

02082462886

E-mail address (optional)

stuart.ratcliffe@met.police.uk

This application to review relates to the following licensing objective(s):

Please tick one or more boxes

- | | |
|--|-------------------------------------|
| (1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| (2) public safety | <input checked="" type="checkbox"/> |
| (3) the prevention of public nuisance | <input type="checkbox"/> |
| (4) the protection of children from harm | <input type="checkbox"/> |

Please state the ground(s) for review (please read guidance note 1):

Police respectfully request a review of the premises licence based on the grounds of:

1. Crime and Disorder

2. Public Safety

Supporting grounds are provided below.

RESTRICTED

Please provide as much information as possible to support the application (please read guidance note 2):
Police respectfully request a review of the premises licence of the Wilton Arms Public House, 203-205 Dawes Road, SW6 7QY.

On 24/11/11 Police attended the premises. A male in the premises was believed to be supplying class A drugs. The suspect was removed from the premises, searched and found in possession of class A drugs, cash and two mobile phones. He was charged with possession of Class A drugs.

On 19/12/2011 Police were called to the premises at 1227 hours by a victim alleging assault. Both the suspect and the victim had been in the premises. The victim alleged that she was called a junkie pushed and slapped.

On 26/01/2012 Police were called to the premises. The victim stated that he had been attacked by upwards of sixteen persons outside the premises.

On 09/06/12 police were called to the premise to a large scale fight. On arrival one person was arrested for possession of a class A drug and resisted arrest.

As a result of these incidents Police believe that it is appropriate and necessary to request the following conditions to be added to the premises licence in support of the licensing objective of crime and disorder and public safety:

1. Appropriate signage will be displayed, in a prominent position, informing customers they are being recorded on CCTV.
2. CCTV covering areas inside and outside of the premises should be installed and maintained to police recommendations with properly maintained log arrangements. All images will be stored for a minimum of 31 days.
3. CCTV is to comply with Data Protection Act 1998 and is to be working and recording correctly when the premises are open to the public. If CCTV is not working then the premise will comply with requests by police, including the suspension of licenceable activity.
4. A staff member from the premises that is conversant with the operation of the CCTV system will be on the premises at all times that the premises are open to the public. This staff member will be able to show police recent data footage with the minimum of delay when requested. This data or footage reproduction should be almost instantaneous.

By adding these conditions to the premises licence the committee will be supporting the DPS in ensuring crime and disorder is reduced and the operators of the premises can fully support police in any future investigations.

Submitted respectfully for your consideration.

RESTRICTED

Have you made an application for review relating to this premises before?

☐

(Please tick yes)

If yes, please state the date of that application:

Day		Month		Year	
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

If you have made representations before relating to this premises please state what they were and when you made them:

RESTRICTED

(Please tick yes)

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature

D. L. L. L. *R. L. L. L.*

Date

19/7/12

Capacity

MANAGER

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5):

Post town:

Post code:

Telephone number (if any):

If you would prefer us to correspond with you using an e-mail address, your e-mail address (optional):

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details, for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example, solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.



LONDON BOROUGH OF HAMMERSMITH & FULHAM

h&f
putting residents first

4

Licensing Act 2003 Premises Licence Schedule 12 Part A, Regulation 33, 34

Premises Licence Number: 2006/03345/LAPR

Part 1 – Premises details

**WILTON ARMS
203-205 DAWES ROAD**

Post town: **LONDON**

Post code: **SW6 7QY**

Phone: **020 7385 6753**

Where the licence is time limited the dates:

Not Applicable

Licensable activities authorised by the licence:

Sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities:

	From		To
Monday	10am	until	11pm
Tuesday	10am	until	11pm
Wednesday	10am	until	11pm
Thursday	10am	until	11pm
Friday	10am	until	11pm
Saturday	10am	until	11pm (June and July)
Saturday	11am	until	11pm (August to May)
Sunday	12 midday	until	10.30pm

- 1. With the exception of, Good Friday Christmas Day and New Year's Eve**
- (a) Good Friday, 12 midday to 10.30pm**
 - (b) Christmas Day, 12 midday to 3pm and 7pm to 10.30pm**
 - (c) New Year's Eve, except Sunday, 11am until the start of permitted hours on the following day and on a Sunday 12 midday until the start of permitted hours on the following day.**

Subject to the following exceptions, no person shall except during the permitted hours listed above, sell or supply alcohol for consumption on or off the premises or consume in or take from the premises any alcohol. The exceptions are:

- i. The consumption of alcohol
 - a) during the first twenty minutes after the permitted hours
- ii. The taking of alcohol from the premises during the first twenty minutes after the permitted hours provided it is not supplied or taken in an open container.
- iii. The ordering of alcohol to be consumed off the premises or the despatch by the vendor of the alcohol so ordered.
- iv. The sale or supply of alcohol to, or its consumption by, any person residing in the licensed premises.
- v. The taking of alcohol from the licensed premises by a person residing there.
- vi. The supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by such person at that person's own expense and consumption by those friends of alcohol so supplied.
- vii. The supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.
- viii. The sale of alcohol to a trader or club for the purposes of the trade or club.

CONTINUATION PREMISES LICENCE 2006/03345/LAPR

The opening hours of the premises:

	Opening		Closing
Monday	11am	until	11.20pm
Tuesday	11am	until	11.20pm
Wednesday	11am	until	11.20pm
Thursday	11am	until	11.20pm
Friday	11am	until	11.20pm
Saturday	11am	until	11.20pm
Sunday	12 midday	until	10.50pm

Where the licence authorises supplies of alcohol whether these are on and / or off supplies:

On and Off Supply permitted

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:

Mr David Hinton
203-205 Dawes Road
London
SW6 7QY
Phone: 0207 385 6753

Registered number of holder, for example company number, charity number (where applicable):

Not Applicable

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:

Mr David McGillicuddy
45 Brecon Road
Fulham
SW6 8PX

Phone: 0020 741 1396

Personal licence number: 2006/03187/LAPER

Issuing authority: London Borough of Hammersmith and Fulham

Annex 1 – Mandatory conditions

1. No supply of alcohol may be made under the premises licence –
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Annex 2 – Conditions consistent with the operating Schedule

General – all four licensing objectives

3. Alcohol shall not be sold or supplied unless it is paid for before or at the time when it is sold or supplied, except alcohol sold or supplied;
 - (a) with and for consumption at a meal supplied at the same time, consumed with the meal and paid for together with the meal
 - (b) for consumption by a person residing in the premises or his guest and paid for together with his accommodation

Annex 3 – Conditions attached after a hearing by the licensing authority

Not Applicable

Annex 4 – Plans

See attached.

Signed:
Authorised Officer

Date:

LICENSING CONSULTATION INTERNAL MEMO

To: **Lisa White, cc licensing@lbhf.gov.uk**
From: **Dom Stagg**
Date: **16 August 2012**
Premises: **The Wilton Arms, 203 - 205 Dawes Road, SW6 7QY**
CAPS Ref: **2012/08125/EPLAC**
Application: **Review**

I have considered the above application with regard to the prevention of public nuisance. On behalf of Environmental Protection I would like to **MAKE** representations in support of the Review on the following grounds:

- That the premises have been the subject of recent complaints to Environmental Protection about noise and nuisance.

Supporting Information

Until recently the last complaint about noise / nuisance received by Environmental Protection about these premises dated back to August 2010, prior to which the next most recent complaints were received in June and July (1 in each month) 2009.

However, at the time of writing (16 August 2012) we have received 6 complaints about these premises since the end of May 2012, which clearly represents a significant rise in the frequency of complaints compared to 2009, 2010 and 2011.

Below are the notes that have been copied and pasted from our complaints database in respect of these recent complaints:

XX

CAPS: 2012/05319/XNEN
Address: The Wilton Arms 203 - 205 Dawes Road London SW6 7QY
Date Received: 29/05/2012 23:18:00
Details: Group of people causing nuisance outside pub.
Philip Rathbone 29/05/12

23.29, pc, doesn't want us to visit as he has children, wants us to go direct to PH, explained noise nuisance and wouldn't normally visit there without police, but would assess and liaise with licensing.

23.40, drove past, 9-10 people o/s on forecourt, saw 1 coming out carrying a pint, all looked to be mid-late 20s, parked in Pellant Rd at rear of Lannoy Point, could hear shouting and yelling of people at PH, sound very drunk, got number for Wilton Arms from 118 but phone won't let me ring, says authorisation failure, walked through Bedford Passage to see what was happening, doors and windows being shut, quite a few people inside and could hear music inside (across road) wouldn't be a nuisance in Lannoy Point, so didn't consider calling for police support to be appropriate.

Dom Stagg 01/06/12

1/6 @ 04:24 - Email sent to Lisa White with copies of letters sent to Prem's Lic Holder and DPS as per PR's referral, have checked licence but no relevant conditions, looks like a converted-only licence - letters sent and email to LW idoxed

XX

CAPS: 2012/07253/XNCPC

Address: The Wilton Arms 203 - 205 Dawes Road SW6 7QY

Date Received: 14/07/2012 23:47:00

Details: Loud music shouting and glass smashing from Wilton Arms Dawes Road

Dom Stagg 15/07/12

00.10 (v) parked up outside flats opposite pub, music audible in van with windows open between passing traffic on Dawes rd, 4 or 5 males outside entrance, some chatting / occasional raised voices but wouldn't describe as shouting, no glass smashing.

00.16 (pc) states becoming a regular problem again, people in rear garden shouting and glasses smashing etc, general discussion re calling when necessary, ideally earlier so can assess from inside (comp declined offer tonight) comp annoyed no restriction on times on use of garden, advised will check licence to confirm etc. while talking music from pub audible throughout, 2 glasses heard smashing, advised comp unable to visit pub on H & S grounds, comp agreed we probably shouldn't. advised letters to follow.

20.30 checked licence - no conditions (converted - only licence) checked CAPs, letters sent 01/06/12, to do again, stronger warnings.

Ursula Duley 18/07/12

previous subst. letter sent on 1.6.12.

sent alleg after subst. letter, no further warnings to be given. We must witness further nuisance for further action to be taken.

sent email to Licensing informing of complaint and further letter.

Dom Stagg 18/07/12

Came to do letters to PLH and DPS as per my own referral but noted that UD has already done them, but has sent ALLEGED rather than SUBSTAN letters.

18/7 @ 19:17 - Email sent to SY asking her if she asked UD to pick up this referral, coz I wanted to do it myself as per the referral notes etc - my referral / email to SY idoxed

XX

CAPS: 2012/07619/XNDO

Address: The Wilton Arms 203 - 205 Dawes Road London SW6 7QY

Date Received: 24/07/2012 00:04:00

Details: Wilton Arms, shouting and swearing, very loud and abusive

Derrick Pitter 24/07/12

00.15 (pc) pool tournament, loud swearing woke baby twice.

00.40 (c) parked in Aintree St at side of pub with view of rear beer garden, back door open, music and voices audible, intermittent shouts as pool shots taken, outbreak to rear unreasonable.

00.50 (p) police after unsuccessfully trying to contact pub via telephone CAD 698

01.20 police arrive on site after persistent knocking gained entry to pub, four men around pool table, 1 female and middle aged man alleged manager, very aggressive manner.

eventually rear door closed and music switched off but definitely one not to approach without police assistance. police advised will be referring to Stuart Radcliffe, police licensing officer for follow up.

01.40 left site.

Ursula Duley 27/07/12

checked history. Dom wanted to action this case, Referred to him by email.

XX

CAPS: 2012/07720/DNEN

Address: The Wilton Arms 203 - 205 Dawes Road London SW6 7QY

Date Received: 25/07/2012 13:26:00

Details: Wilton Arms is constantly having residents outside the back, shouting and swearing. Please can this be looked in to as this is getting worse for resident living around the area.

Dom Stagg 25/07/12

25/7 @ 16:30 - (P) comp - confirmed I was the Officer he spoke to the weekend before last on night time service, general discussion around obs on that night and LSSB as a result ("final warning") - comp alleges calmed down for a bit after we spoke but flared up again "all night", stated he goes to work around 4am so didn't get any sleep - advised clearly disappointed to learn this, urged to call again as and when affected, particularly important in next 3-4 weeks coz Police have submitted a Review application just yesterday, advised re the significance of this, we will certainly be supporting as could comp too as an Interested Party etc, if not would certainly help that he calls us out when noisy etc etc - comp grateful for call back and advice etc - NFA required here, DJS case officer for any further comps received.....

XX

CAPS: 2012/08125/EPLAC

Address: The Wilton Arms 203 - 205 Dawes Road London SW6 7QY

Date Received: 02/08/2012 15:22:00

Details: Premises Licence Review

Police request the following.

1. Crime and Disorder
2. Public Safety

XX

CAPS 2012/08136/WNOD

Address: The Wilton Arms 203 - 205 Dawes Road London SW6 7QY

Date Received: 02/08/2012 18:24:00

Details: Smell of drugs (weed) coming from the beer garden in the public house.

Philip Rathbone 03/08/12

1855: p. advised cannot do anything with this. people must go outside to smoke and the obvious place is the beer garden. is a matter for the police and the premises is under review.
see later in eve - 2nd complaint.

XX

CAPS 2012/08150/XNCPC

Address: The Wilton Arms 203 - 205 Dawes Road London SW6 7QY

Date Received: 02/08/2012 23:54:00

Details: loud shouting and music

Philip Rathbone 02/08/12

00.11, pc, doesn't want us to visit his home, will visit o/s,
00.32, visit, parked opp last block of estate, no one in beer garden, music playing inside pub, could see a man by front bar and woman by rear bar, sounds as if a group of people just to left of side doors and sounded like 5-10 people, couldn't see in,
00.40, could hear music at van, think someone has opened the rear door to the beer garden, lasts a few mins,
00.45, sounded like 2 men in beer garden, 00.47, rear door to garden open and source of the
Ursula Duley 05/08/12
PR referral suggests letters to DPS and licensee, but review of license in progress, fwded info to DS for decision on follow up action to PR's witnessing.

XX

It is clear from the above that not only has the frequency of complaints received increased in comparison to recent years but that the seriousness of these complaints has been substantiated by Environmental Health Officers. Furthermore and worryingly, complaints continued to be received after letters were sent to the Premises Licence Holder and DPS bringing the first complaints to their attention. Indeed, and even more worryingly, complaints have been received after the Police submitted their application to review the licence, which we would have naturally expected to have reduced the alleged problems with the premises but it clearly hasn't.

I therefore support the application for the Review of this Premises Licence and in doing so recommend the following restrictions / conditions are attached to the premises licence:

1. All external doors and windows shall be kept closed at all times during the provision of regulated entertainment.
2. External doors shall be fitted with a self-closing device.
3. External doors fitted with a self-closing device shall not be propped open at any time.
4. Noise from the premises and / or any external area shall not be audible at the boundary of the nearest noise sensitive properties.
5. A responsible member of staff shall carry out proactive noise assessments outside the premises at least once an hour during the provision of regulated entertainment to ensure that noise is not audible at the boundary of the nearest noise sensitive property and remedial action shall be taken where noise is found to be audible.
6. A written record of proactive external noise assessments and, where applicable, remedial actions taken shall be kept for a minimum of 31 days from the date of the last entry in the record and this record shall be available for inspection on demand by Council Officers at all times the premises are open.
7. The rear garden area shall not be used after 22:00 hours on any day.
8. A complaints book shall be maintained on the premises to record details of any complaints received from neighbours. The information to be recorded shall include the date and time of complaint and subsequent remedial action undertaken and (where disclosed) the complainant's name and location.
9. The complaints book shall be kept for 12 months from the date of the last record made and shall be available for inspection on demand by Council Officers at all times the premises are open.
10. A telephone number for the premises / a responsible member of staff on duty shall be displayed so that it is plainly visible from the public highway for members of the public to lodge complaints whilst regulated entertainment is taking place.
11. The Licence Holder / Designated Premises Supervisor shall organise and accommodate meetings at their own cost to discuss the operation of the premises with residents at least three times per calendar year. The meeting shall be advertised at least 14 days before its due date by letter to residents and any residents' associations in the locality as well as to the Licensing Authority.
12. The Licence Holder / Designated Premises Supervisor shall take the minutes of meetings with residents that shall be circulated to all attendees and to the Licensing Authority and copies shall be readily available at the premises upon request for 6 calendar months after the meeting.

The recommended conditions above are seen as the **minimum** requirements to promote the prevention of public nuisance licensing objective. Any further complaints received and substantiated by Environmental Protection subsequent to these review proceedings and the above being imposed / implemented may lead us to submit our own application to review the premises licence with further recommended conditions and / or even a recommendation(s) to remove the DPS for the premises and / or even suspend the licence for a period of time.

Such measures are currently **not** seen as a necessary but **will** be considered if further complaints are received and substantiated.

Dom Stagg
Environmental Health Officer
Environmental Protection
16 August 2012

The London Borough of Hammersmith and Fulham
FAO: Licensing Section
5th Floor Town Hall Extension
King Street
Hammersmith
London
W6 9JU



RE Wilton Arms Pub / Met Police Review of Licence (2012/01246/LAPRR)

Dear Sir/Madam,

On the advice from Dom in the LBHF Environmental Protection Service, I am writing to you with regards to the Wilton Arms and the Police Application for the Review of Licence.

As a resident, whose house is one of several properties that back on to the rear of the pub, I, and my family, have a number of concerns about the running and licensing of this pub.

Namely:

- The high degree of violence (fighting)
- The flagrant selling, distribution and consumption of drugs on the premises
- The total disregard the pub has for the terms of its licence, especially its hours of business
- The appalling language and use of profanity

There have been a number of fights in and around the pub, on Dawes Rd, Aintree Rd and within the pub/beer garden itself, often with the Police in attendance. It is common to find the outside of the pub littered with broken glass, beer bottles and glasses in the morning, especially at its side entrance in Aintree Rd.

Drugs are openly sold, distributed and consumed on the premises. This must be known to pub staff, as the extremely pungent smell of cannabis can be smelt some distance from outside the pub, as well as in neighbouring residents' gardens.

The pub, according to its license, should be closed at 11pm (10.30pm Sunday) and vacated within 20mins of these times, this is rarely, if ever the case. The pub is often open until the small hours of the morning, sometimes well after 2am; during which time loud music is played and the beer garden is kept open as people (usually in loud noisy groups) go outside to smoke.

As the evening progresses (and beyond closing time), the noise level rises and so does the swearing, to the point that conversations are easily heard from Dawes Rd to Aintree Rd and Rosaline Rd, all involving 'f**king this/that', 'she/he's a c**t/w**ker' and every other expletive imaginable. During sunny periods, this all starts at lunchtime in the beer garden, along with the drug smoking.

The Wilton Arms is located in a densely populated residential area, and as such it should make an effort to run its business in a community minded manner. At present the Wilton Arms supplies the community with violence and disorder, drug abuse and pavements adorned with broken glass and vomit, as well as the noise and swearing.

I have no objections to the pub being at its present location, what I do object to is the pub being run as 'a free for all' for criminal behaviour, with scant regard for the residents, its neighbours and the law in general; which, sadly, is how the pub is currently being run.

What I would suggest to the Licensing Section is the rigid enforcement of the their pub licence, permanent closing of the beer garden, or at the very least early closing hours imposed, and enforced. The council must take steps to ensure The Wilton Arms conducts its business in a manner befitting a residential area populated by young families, rather than the free for all for criminal behaviour at present.

Sadly problems with this pub have been ongoing since Mr David Hinton took ownership of the pub in 2006, with multiple Police call-outs and concerns and objections to the pub's licence (as documented on the LBHF website), and I see very little about its conduct changing in the near future unless the Wilton Arms is brought to book by the committee or has its licence revoked.

Yours Sincerely,

Withheld.

Sadly, having spoken to Dom at the LBHF Environmental Protection Service I do not feel safe (especially for my family) leaving my name and details of my address here. It is a sad fact that with the level of criminality (on a near daily basis) at the pub, it is my belief The Wilton Arms, either directly or indirectly, would make my families lives even more of a misery were they to know of my complaint.

If the Licensing Section has any doubt as to the veracity of this letter, or any of the issues raised, please feel free to pass this letter on to Dom at the LBHF Environmental Protection Service who was instrumental in getting me to write this letter in the first instance.

The Wilton Arms Public House

Dear sir/madam

12th August 2012

I am writing regarding the re-licensing of the Wilton Arms public house Dawes Road Fulham SW6.

We live in very close proximity to this pub and feel strongly regarding the renewal of the licence.

We have lived here for approximately 17 years, but in the past few years it has become unbearable putting up with the noise, late night lock-ins, fighting and violence going on until the early hours. We have been woken up on a number of occasions and had to call the police. We cannot sleep with our windows open, even during the evening with people outside on the newly built forecourt we cannot have our windows open due to the noise. The mess in the street with glasses often broken, and cigarette butts everywhere is dreadful. But most of all it is the repeated violence among the customers spilling out late into the night we find very frightening. So therefore we most strongly request that the licence is revoked. Due to our close proximity we wish to remain anonymous.

Yours sincerely



E & F

White Lisa

From: Penketh Steven
Sent: 03 August 2012 15:43
To: White Lisa
Subject: FW: Wilton Arms Public House Fulham

fyi

Steven Penketh
Technical Support Officer
Transport & Technical Services
Xtn: 4974

From:
Sent: 02 August 2012 14:00
To: licensing
Subject: Wilton Arms Public House Fulham

Atten: Stuart Ratcliffe

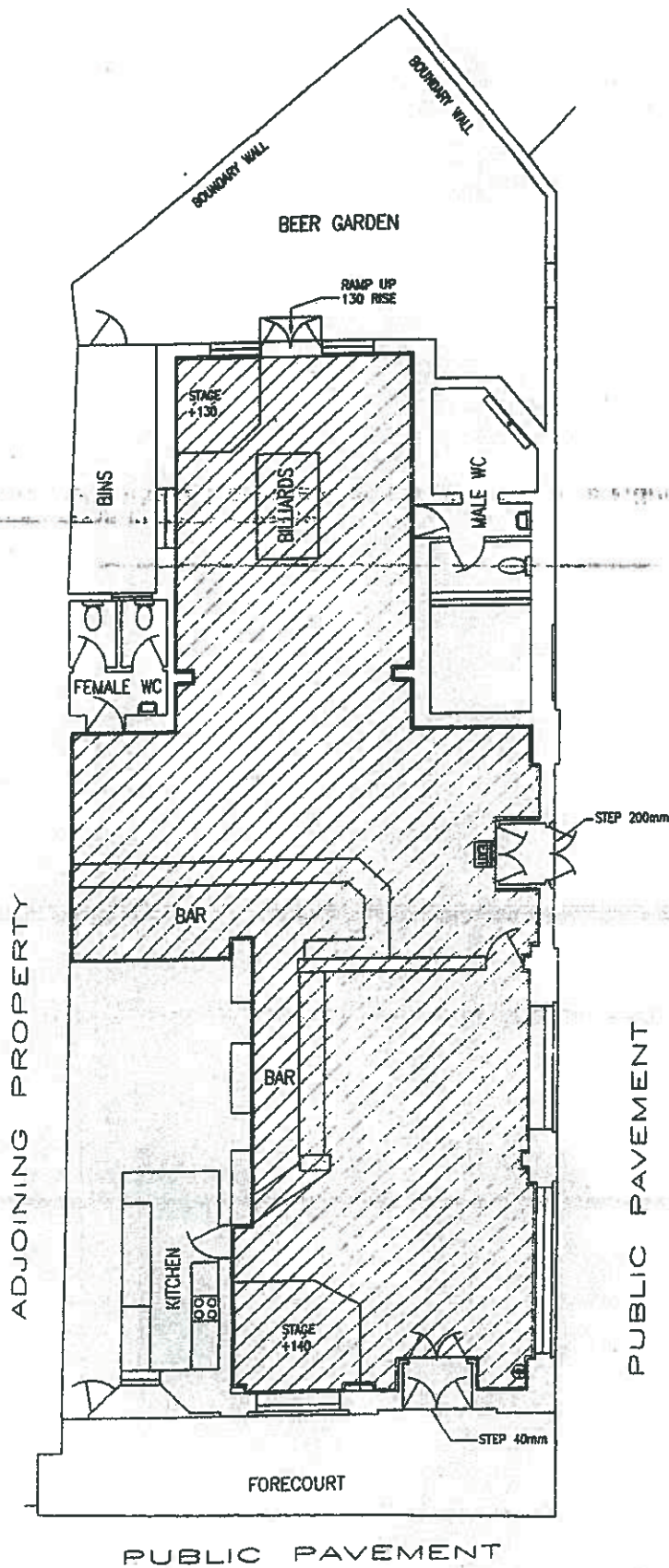
Licensing Authority

I am writing in conjunction with a request from the Wilton Arms Public House for renewal of the license hearing on the 16th of August 2012

We experience major noise and disruption from the Wilton Arms on a daily basis these are the areas I wish to bring your attention to.

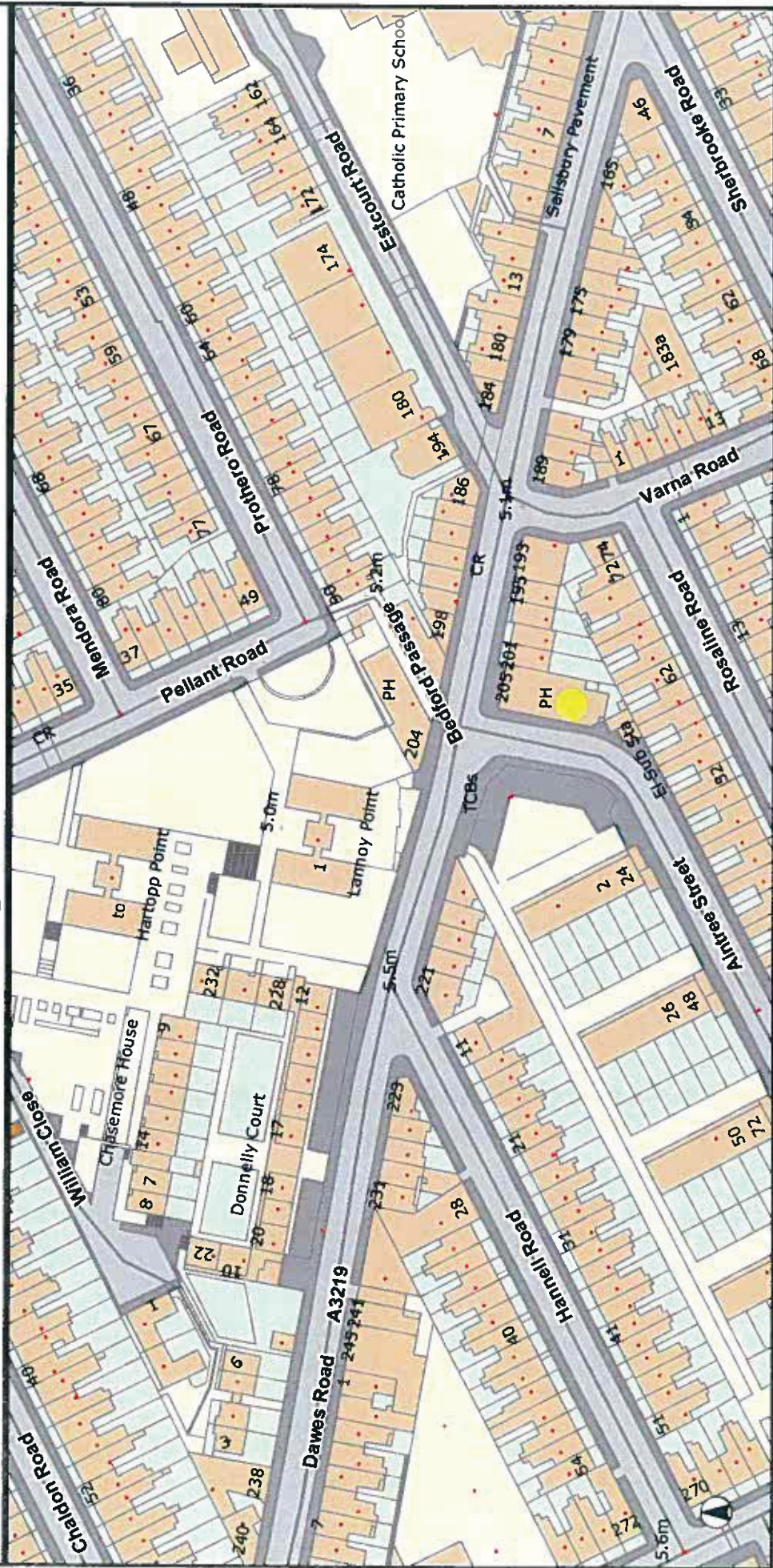
- The constant noise every weekend and most nights
- Broken glass left lying around in public areas and in the small private garden at the front of our properties'
- The mess/damage left from the children playing in the garden area while the adults/parents are drinking in the Wilton Arms
- The constant screaming when the young girls which are drunk which goes on quite late into the night
- Fighting outside the Wilton Arms between partners, having to call police to sort out domestics/bullying
- Cigarette ends just dumped outside on the pavement
- Motorbikes screaming up and down the road doing wheelies
- Constant visits by the police due to disturbances/fights
- Drugs being sold by young men on push bikes outside the pub and surrounding area
- Rubbish dumped from the pub outside dustbin areas on Aintree Estate reported to street team.
- Glasses/bottles left all over the place outside the pub and on surrounding walls and in the garden area
- Unsocial gatherings
- Health hazards

Please contact me if you need any more information regarding this matter



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SPEC	
ENGINEER	
24 Meadow W	
Walton on the	
Surrey KT20	
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S&NPE	
ASHBY	
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London Borough of Hammersmith & Fulham



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