

# THAMES VALLEY POLICE

Division/Station: St Aldates, Oxford

From: Alex Bloomfield

To: C.D.C Licensing

Ref: Shakil's Bicester

OIC: Alex Bloomfield

Subject:

## **Representations**

To Cherwell District Council Licensing

Following several incidents at Shakil's since the site first opened the Thames Valley Police would like to make representations to object outright to the application for a license.

This is based on a series of incidents within the first couple of days of opening:

Our representation is based on the following incidents:

- That despite being given advice by Cherwell district council licensing team regarding trade without a license. The management did engage in licensable activities (see below)
- 17<sup>th</sup> Jan. On the opening night the management allowed guests to get in a highly intoxicated state and then subsequently allowed many of them to leave the site to attempt to move vehicles parked outside the premises (coincidentally blocking the public highway) in an unfit state.
- 18<sup>th</sup> Jan CCTV reports of a disturbance outside the site. When police attended they found 2 males to be heavily intoxicated outside and being abusive. Subsequently one of the males urinated in a side street, both were abusive to the police and one was arrested for Sec 5 POA.
- 19<sup>th</sup> Jan despite not having a license (and having been given advice by CDC not to do so) 2 customers were allowed to pay for alcoholic drinks with money. (signed witness statements are available to the committee)

The TVP are aware that the management are also involved in Café Nur in Bicester which in theory should put them in a position where they are able to trade responsibly. However we are concerned given the exceptionally small window of time in which the incidents have occurred and Shakil's being open to trade we believe this shows the management are unable to trade responsibly and either have little regard for, or understanding of the licensing laws as they stand.

Should the application be granted despite our representations then the TVP seek the inclusion of a number of conditions along with the request that the hours for licensable activities are brought in line with the building conditions from Midnight to 23.00, with 30 minutes to clear the premises of Patrons and close.

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Given this is supposed to be primarily a restaurant we are however concerned that such a late licence will allow the management to open the site up further down the road once the building restrictions have been resolved as a bar.

As a result of the activities on site we are keen to seek reassurances that this is not the case and believe that if the licence is granted the conditions attached are the best way to limit the 'Champagne bar' aspect of the operation which to our mind is the most vulnerable area but still encourage the restaurant aspect and to give the management the opportunity to demonstrate to the licensing authority and the TVP that they are able to run a responsible, legal operation.

Alex Bloomfield  
Licensing Officer  
Thames Valley Police Oxfordshire BCU

## Proposed Conditions and Amendments to Shakil's License

M1	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.
M2	Every supply of alcohol under the Premises Licence must be made or authorised by a person who holds a Personal Licence.
CD1	All staff shall be suitably trained for their job function in the operating standards for the premise. The training shall be ongoing and under constant review.
CD3	Structured training shall be delivered to all staff covering the need to be aware of the signs and consequences of drinks spiking. There shall be a training package in place for all staff and this shall include a policy for dealing with both the victim and the offender. This policy shall be approved by Thames Valley Police and shall be reviewed annually.
CD8	The Licence Holder shall exercise due diligence to prevent persons leaving the premises with alcohol supplied in open containers. Prominent, clear notices shall be displayed at all exit points to advise customers that the premises fall within an Alcohol Free Zone.
CD9	All staff shall be suitably trained in the operating procedures for refusing service to any person who is drunk or is under age or appears to be under age.
CD10	A Premises Daily Register shall be kept at the premise. This register will be maintained and kept for a minimum of 12 months. This register should record the person in a position of responsibility for the premise. The Premises Daily Register shall record all calls made to the premises where there is a complaint made by a resident or neighbour of noise, nuisance or anti social behaviour by persons attending or leaving the premises. This shall record the details of the caller, the time and date of the call and the time and date of the incident relating to the call and any actions taken to deal with the call. The Premises Daily Register will be readily available for inspection by an Authorised Person throughout the trading hours of the premises. <b><i>The register should also record any refusals on grounds of age and intoxication. It should also include incidents where the Thames Valley Police have attended.</i></b>
CD11	All licensable activities shall stop at the terminal hour and the premises shall be cleared of customers and closed 30 minutes after the conclusion of the last licensable activity.
CD17	Glass bottles containing wine may be sold for consumption with a meal taken at a table, by customers who are seated in an area set aside exclusively for persons taking table meals.
CD18	No customers carrying open or sealed bottles shall be admitted to the premises at any time that the premises are open to the public.
CD20	Drinks shall be served in containers made from toughened glass (tempered glassware). Alternatively, drinks may be served in non-glassware drinking vessels (e.g. plastic, polystyrene, waxed paper).  <i>Note. Weights and measures legislation requires the use of "stamped glasses" where "meter-measuring equipment" is not in use.</i>
CD22	Prominent, clear notices shall be displayed at all exit points to advise customers that the premises fall within an Alcohol Free Zone.
CD24	No outside area shall be used for consumption of alcohol or provision of Regulated Entertainment unless the area is clearly marked or defined and that the premise has lawful use of the area.
CD28	All members of staff at the premises shall seek "credible photographic proof of age evidence" from any person who appears to be under the age of 18 years and who is seeking access to the premises or is seeking to purchase or consume alcohol on the premises. Such credible evidence, which shall include a photograph of the customer, will either be a passport, photographic driving licence, or Proof of Age card carrying a "PASS" logo.
CD29	Prominent clear notices shall be displayed at the point of entry to the premises and in a suitable location at any points of sale, advising customers that they may be asked to produce

	evidence of their age.
CD36	A CCTV system shall be installed or the existing system maintained. The system will incorporate a camera covering each of the entrance doors and be capable of providing an image which is regarded as 'identification standard.'
	To obtain a clear head and shoulders image of every person entering the premises on the CCTV system, persons entering the premises should be asked to remove headwear, unless worn as part of religious observance.
CD38	The CCTV system shall incorporate a recording facility and any recordings shall be retained and stored in a suitable and secure manner for a minimum of one calendar month. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained. The system will comply with other essential legislation, and all signs as required will be clearly displayed. The system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity. For premises using a video recording system, the cassette tape shall be used on no more than 12 occasions to maintain the quality of the recorded image.
CD39	At the time of installation or upgrading of any CCTV system it shall comply with the current and relevant Thames Valley Police guidelines for Standard Minimum Closed Circuit Television Requirements (Issue 1, July 2004).
CD40	The CCTV system must be notified to the Office of the Information Commissioner, <a href="http://www.informationcommissioner.gov.uk">www.informationcommissioner.gov.uk</a>
CD41	The positions of all CCTV cameras shall be clearly shown on a set of plans and any alteration to the system should only be carried out after consultation with and written approval of, Thames Valley Police and the Licensing Authority.

**The Thames Valley Police request that the DPS attend the SIA security course to better allow them to deal with any incidents should they arise.**