



HERTFORDSHIRE
CONSTABULARY

Licensing Act 2003

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

NORTH HERTS DISTRICT COUNCIL LOCAL AUTHORITY

Responsible Authority: Police

Your Name	Simon Mullan
Job Title	Sergeant of North Herts Community Safety Unit
Postal address	Hitchin Police Station College Road Hitchin Herts, SG6 1JX
Email Address	[REDACTED]
Contact telephone number	[REDACTED]
Facsimile Number	

Name of the premises you are making a representation about	Jockey Public House	
Address of the premises you are making a representation about	31-33 Baldock Street, Royston	
Details of the individual you are making representations about	Name	<u>Address</u>
	Date & Place of Birth	
Is this the first objection in respect of this individual or these premises	Yes / No	Yes

Licensing Objections

<i>Which of the four licensing Objectives does your representation relate to?</i>	Yes Or No	<i>Evidence supporting representation or reason for representation. Please use continuation sheet as required</i>
To prevent crime and disorder	Yes	See attached report
Public safety	Yes	See attached report

To prevent public nuisance	Yes	See attached report
To protect children from harm	Yes	See attached report

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.	See attached report
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Signed on behalf of Hertfordshire Constabulary

Sergeant 2881 Simon Mullan

Date:

Friday 18th December 2020



POLICE REPRESENTATION RE REVIEW OF PREMISES LICENCE

Please find below a Police representation regarding a review of the following premises Jockey Public House, 31 – 33 Baldock Street, Royston. The representation is made against the two following licensing objectives: Prevention of Crime and Disorder and Protection of Children from Harm. To provide context, below is a chronological order of events where Police have been involved with attending the premises since the premises re-opened after COVID-19 related closures.

Saturday 24/10/2020 at 8:08pm – Police received an anonymous caller alleging underage drinkers at The Jockey Ph in Royston. Stated that the underage kids were in the pub at the time of making the call. The caller was concerned that the kids were getting really drunk and getting into trouble which is why they reported this. Went on to say that the kids had been in there for about 2 hours and were definitely drinking alcohol. The following statement was provided by one of the attending officers, PC 537 Dudley, as follows: This statement is in relation to when I attended The Jockey Public House on the 24TH of October 2020 in relation to ISR 712 of the 24/11/20. A member of the public reported that a group at the location were drinking alcohol and looked under the legal limit to do so. On the 24TH of October 2020 myself and PC Gentle were in full uniform when attending the location. We saw a group of 4 males sat at a table together who looked young and possibly under the age of 18. Two of the males confirmed they were drinking alcohol, one of the males showed us a picture on his phone of a passport which did look like him and the other male showed us a citizenship card with 18 plus on it. I have never seen a citizenship card like this before. The other males with them stated that they weren't drinking alcohol. I then spoke to the landlord who is a Sidney Austin, I explained to him my concerns around the male's I.D and that they may be under age. I advised the landlord not to serve anyone unless they have physical I.D in their possession and informed him that we would need to make licensing aware. The landlord appeared to understand but did look worried. Later on in the evening there was also an assault at the location whereby a male sustained an injury to his nose. I was not the first unit on scene but I did speak with the landlord again after the assault had taken place and he stated that they were going to change their policy to 25 years and over and were also going to look at getting CCTV installed. In general, the atmosphere was frosty towards myself and PC Gentle when we entered the location. PC Gentle stated to me that a member of the public on our exit said "yeah fuck off".

Saturday 24/10/2020 at 9.32pm – Cambridgeshire Police received a call stating a big fight going on at the pub and that no one was injured seriously, there were about 10 people fighting. The fight was in the pub garden, loads of them and that it was spilling out onto the street. Caller witnessed this, stated no weapons used, although a male was threatening others with a bottle. Caller stated that the pub door was locked and the owner was trying to open the door. Caller couldn't understand why the door was locked.

Saturday 24/10/2020 at 9.32pm – Cambridgeshire Police received a call stating big fight in progress with about 20 people at The Jockey Ph. All fighting and throwing glasses. Stated it had died down a bit.

Saturday 24/10/2020 at 9.37pm – Herts Police received a call from Cambridgeshire Police, as the initial calls were received by Cambridgeshire. They stated that there was a fight in progress at Jockey Ph with 20 people. Stated glasses were being thrown, no weapons, pub door locked, 20 people, no injuries. Further call from member of the public stating youths had run up Briary Lane, Royston. Herts officers arrived at the pub at 9.46pm where officers

conducted a search for the youths, however the search was negative as they had already dispersed from the area prior to police arrival. Officers established that two males had been in the pub and had consumed a lot of alcohol and became too flirtatious with a female and from there things kicked off inside. The victim was punched multiple times causing ABH injuries. This then continued outside whereby other groups of males got involved. During the course of the investigation officers established that there was no CCTV at location, the landlord stated they will be getting some put in.

Saturday 31/10/2020 at 8.50pm – As part of COVID patrols officers visited Jockey Ph. There were low numbers of customers and all sat at tables. Officers found everything to be in order, they also established that the premises had now changed to over 21s only.

Saturday 31/10/2020 at 10pm – As part of COVID patrols officers visited Jockey Ph. The premises had closed on time and all was in order.

Thursday 05/11/2020 at 7.17pm – As part of COVID patrols officers visited Jockey Ph and found the premises closed.

Thursday 12/11/2020 – Police Licensing Officer Kuljit Sangha contacted Sidney Austin and discussed the two calls received by Police on Saturday 24/10/2020. Sidney advised that he was working that evening and was in charge. He was asked what his role was within the business and he stated he was the manager. He then clarified that Pimvipa Starke was the owner of the pub and that he himself was part owner of the business. Sidney advised that the premises was a café before and then re-opened as a pub.

On the night of Saturday 24/10/2020 a football match was being televised and had no concerns/issues. Although he did mention that one of his biggest concerns on the night was shouting from customers and said he dealt with the situation accordingly. With reference to the first call received by police regarding underage drinking, Sidney stated he was checking ID on the night and that no one underage was sold alcohol. It was explained to Sidney that officers were spoken to they mentioned that there was a group of males that did look underage, to which Sidney stated that underage children are allowed in the premises and that he wasn't doing anything wrong. He was asked whether he had a refusals book and he stated he didn't. Advice was given that the refusals book is used to record any alcohol sales that have been refused if someone is under 18 and can't provide ID to prove their age. Therefore, it is one way of demonstrating that alcohol isn't sold to someone who appears under 18 and therefore is applying the due diligence test. Sidney confirmed he would make sure one is in place. He was also advised that it wasn't appropriate to accept ID if it is on a phone, therefore should only accept a genuine physical ID namely driving licence/passport or PASS accredited cards that can be checked at the time physically and not on a remote device. He was asked if he had the Challenge 25 or 21 policy, he confirmed that they have the Challenge 25 policy. Advice was given to place a number of the notices highlighting that challenge 25 policy is being operated at the premises. Sidney also confirmed that he now has an over 21 policy as he doesn't want the problems/issues.

With regards to the second incident on the same night Sidney stated that two customers were responsible for an altercation which resulted in one of them being assaulted. He was asked if he had CCTV to which he stated he didn't and was going to install one and asked for advice on where to place them. Advice given was that it would be a good idea to have one outside at the front of the premises, one in the beer garden, one inside at the entry/exit to the premises and a number of cameras to cover the three rooms inside the premises. Below is a number of proposed conditions that Sidney was advised to consider implementing, that way the premises would be able to demonstrate that the licensing objective (crime and disorder) is being promoted. Sidney took all the advice on board. He advised that he had completed a personal licence course but didn't have a personal licence. He was asked if he had an incident book in place to which he said he did.

SUMMARY:

In conclusion, it has come to Police attention that there have been incidents at The Jockey Public House which has demonstrated a lack of safeguards in place and that not enough is being done by the premises to ensure that the licensing objectives are upheld or promoted. Therefore, in line with the possible outcomes of this review, the Police request that the Sub-Committee consider adding the following proposed conditions to the premises licence. This is to ensure that the premises uphold the licensing objectives (namely the prevention of crime and disorder and the protection of children from harm objectives), in the likely scenario that incidents similar to the above, or indeed other challenging situations the manager or staff might encounter, should occur again.

PROPOSED CONDITIONS

Crime & Disorder:

1. DPS/Premises Licence Holder will ensure that a closed circuit television (CCTV) system is installed at the premises, maintained in full working order and shall continually record at all times the premises are open for business.
2. DPS/Premises Licence Holder will ensure that viewable and un-edited copies of recordings from the CCTV system will be provided to Police no later than 24 hours after request.
3. DPS/Premises Licence Holder will ensure that all CCTV recordings will be kept for a minimum of 28 days.
4. DPS / Premises Licence Holder will ensure that prior to opening the premises to the public in accordance with the premises licence operating hours, the CCTV system will be checked to ensure that it is recording for a minimum of 28 days.
5. DPS/Premises Licence Holder will ensure that the CCTV cameras cover key and vulnerable parts of the premises including the entry and exit points to the premises.
6. DPS/Premises Licence Holder will ensure that a minimum of two (2) persons, namely the owner/duty manager are fully trained to access and operate the CCTV system and download copies of any footage, upon request by Police Licensing Officer, Police Officers and Police Community Support Officers. One of these persons will be at the premises at all times when the premises are open to the public.
7. DPS / Premises Licence Holder will ensure that the CCTV system is located in a safe and secure location where it is only accessible by premises management.
8. DPS / Premises Licence Holder will ensure that an incident book is maintained and kept at the premises at all times. The record will include date, time and detailed information about the incident.
9. DPS / Premises Licence Holder will ensure that the incident book will be made available for inspection upon request by Police Licensing Officer, Police Officers and Police Community Support Officers.

Protection of Children from Harm:

10. DPS / Premises Licence Holder will ensure that a refusals book is maintained and kept at the premises at all times, which will record any refusal of alcohol to persons under the age of 18 or refusal of proxy purchase of alcohol. The record will include date, time, and a description of the person that was refused alcohol.
11. DPS / Premises Licence Holder will ensure that the refusals log/book will be made available for inspection upon request by Police Licensing Officer, Police Officers and Police Community Support Officers.
12. DPS / Premises Licence Holder will adopt a ' No ID No Sale ' policy.
13. DPS / Premises Licence Holder will ensure that entry by children under the age of 18 is prohibited unless accompanied by an adult over the age of 18.

14. DPS / Premises Licence Holder will ensure signage is placed behind the bar and at the entry point to the premises, which will be in clear visible view, stating that no persons under the age of 18 years old will be served alcohol. The only form of ID accepted will be original passport or original photo ID driving licence.
15. DPS / Premises Licence Holder will implement a 'Challenge 25' policy.
16. DPS / Premises Licence Holder will ensure signs are displayed at prominent locations in the premises highlighting the 'Challenge 25' and ID policy.
17. DPS / Premises Licence Holder will instigate ongoing training for all staff in relation to the legislation governing underage sales, proxy purchasing, Challenge 25 and ID policy.

Report prepared by 8250 Kuljit Sangha – Police Licensing Officer: Friday 18th December 2020