

**David Pope**

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**From:** Bryan David (PC) <david.bryan@northants.pnn.police.uk>  
**Sent:** 29 July 2019 12:41  
**To:** Russ Howell  
**Cc:** Licensing Unit  
**Subject:** Gin Palace, Rothwell

Dear Mr Howell,

I act on behalf of the Chief Officer of Police Mr Adderley, he has delegated responsibility and authorised me to act on his behalf with regard to representations made by Northamptonshire Police to Licensing Authorities across the county of Northamptonshire.

I am objecting to the grant of the premises for the above location under the licensing objective of the Prevention of Crime and Disorder and the Protection of Children from Harm. The application does not list in section 18-21 (Licensing Objectives) what the applicant by way of control measures is going to do to promote the Licensing Objectives, as such Northamptonshire Police cannot properly assess the application as to whether the Licensing Objectives will be undermined, or not.

Conditions that Northamptonshire Police would ask the Licensing Sub-Committee to consider would be as follows:

#### **Prevention of Crime and Disorder**

A fully working and maintained CCTV system capable of recording and storing images must be installed on the premises. The system must record at all times when the premises is open to the public and images must be stored for a minimum of 31 days. All recordings must be made available to a Police Officer or an Officer from a Responsible Authority upon a reasonable request and in accordance with current Data Protection legislation. . The CCTV system must cover as a minimum, all public entry and exit points, a person conversant with the retrieval and downloading of CCTV footage must be present on the premises at all times when it is open to the public.

SIA registered Door Supervisors shall be employed at the premises based upon a risk assessment undertaken by the Premises Licence Holder and/or the Designated Premises Supervisor. The risk assessment will take into account when the risk to the Licensing Objectives being promoted are most likely to be challenged.

No drinks or open vessels will be allowed to be taken out of the premises.

A log book shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log book shall be available for inspection at the premises by a Police Officer or an Officer of a Responsible Authority upon reasonable request but no later than 48 hours.

An incident log book shall be kept at the premises, and made available to a Police Officer or an Officer of a Responsible Authority on reasonable request but no later than 48 hours.

A register of security personnel employed at the premises shall be maintained and made available on reasonable request to a Police Officer or an Officer of a Responsible Authority. The register will include full name, full SIA licence number, date, and time commenced and finished duty.

## **Protection of Children from Harm**

A proof of age scheme, Challenge 25 shall be operated at the premises where the only acceptable forms of identification are recognised photographic cards such as a driving licence, passports, holographic marked PASS scheme identification cards, or HM Forces Identification cards.

Training records shall be kept and maintained in respect of the prevention of underage sales of alcohol and refresher training shall be done every six months, the records shall be signed for by all staff employed in the sale by retail of alcohol.

I submit for your consideration

Kind Regards

Police Constable 113 David Bryan



Northamptonshire Police Licensing Officer

Prevention and Community Protection

Wellingborough Police Station

Midland Road

Wellingborough

NN8 1HF

Telephone 101 ext 343409

Mobile 07766 768576

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## David Pope

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**From:** Bryan David (PC) <david.bryan@northants.pnn.police.uk>  
**Sent:** 01 August 2019 15:52  
**To:** Russ Howell; Licensing Unit  
**Subject:** The Gin Palace, Rothwell.  
**Attachments:** Gin Palace Letter PDF.PDF; Gin Palace 1246 PDF.PDF

Dear Mr Howell,

Please find attached a letter I served on Mark Tarrant the General Manager of the Gin Palace on the 13<sup>th</sup> of June 2019, the letter details the interventions and visits conducted by Officers of Kettering Borough Council. The letter also makes reference to a Premises Licence not being in existence at the location and the potential offences being committed, I also attached a copy of a Record of Police Visit to Licensed Premises form. This form was from a visit dated the 7<sup>th</sup> of June 2019 when Police Officers visited the Gin Palace and spoke with the General Manager Mark Tarrant, the premises was trading at the time.

For clarity and any avoidance of doubt the letter details the service of a Closure Notice, this was not done as Mr Tarrant was of the belief that he was trading legally and the impression was given that Mr Thorne had not informed him of the situation with the Premises Licence. Once this had been explained to him he ceased trading and closed the premises, he then informed me he would be visiting Mr Thorne immediately to inform him of the situation. Whether that was the case or not at that stage there was no evidence to challenge his account and as such he was informed that Temporary Event Notices (TEN's) would be required to cover the period of the consultation period whilst the Premises Licence application was being processed.

Officer (s) from KBC have informed me that since the expiry of TEN's the premises has been witnessed by them to be trading with no Premises Licence in place, this is evidence that KBC can put forward at any potential hearing, but I am submitting these documents in support of your case.

Please could this be added as a further representation to my original dated the 29<sup>th</sup> of July 2019.

Kind Regards

Police Constable 113 David Bryan



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David Bryan Police Constable 113  
Licensing Constable  
Licensing Department

Wellingborough Police Station  
Midland Road  
Wellingborough  
Northamptonshire  
NN8 1HF

Mr L.Thorne  
3 Bakehouse Mews  
Rothwell  
Northamptonshire  
NN14 6FE

Direct Line: 101 EXT 343409  
Mobile: 07766 768576

Email:david.bryan@northants.pnn.police.uk

Date: 13th June 2019  
Our Ref:

Dear Mr. Thorne,

This letter is to inform you about the current situation regarding your premises situated at 3, Bakehouse Mews, Rothwell, NN14 6FE. To date the premises does not hold a Premises Licence as required by the Licensing Act 2003 to authorize licensable activity.

I was made aware by the Licensing Unit that processes applications on behalf of Kettering Borough Council that on the 5<sup>th</sup> of March 2019, Mr T. Roberts and Mr D. Hardy surrendered the Premises Licenses for the Old Bakehouse, 19 Market Hill, Rothwell, NN14 6BW and the Olive Lounge Unit 3, 19 Market Hill, Rothwell NN14 6BW. On the same date Mr T.Roberts also removed himself as the Designated Premises Supervisor for both of the aforementioned premises.

On the 15<sup>th</sup> of March 2019 the premises was visited by Mr Rod Mackenzie an Environmental Health Enforcement Officer with Kettering Borough Council, the premises was open and he spoke with the Manager Mr Mark Tarrent who informed him that the bar opens on Friday and Saturday's evenings whilst the restaurant is being renovated. Mr Mackenzie also spoke with yourself on the phone whilst at the premises and informed you that the premises did not hold a Premises Licence and that the premises should cease trading and a Premises Licence application submitted.

On the 3<sup>rd</sup> of April 2019 Mr Mackenzie and Ms S. Clipstone visited you at your home address and hand delivered a letter to you clearly stating that the premises does not have the required Premises Licence and the premises should not be conducting any licensable activity. Ms Clipstone advised you on applying for the Premises Licence and applying for Temporary Event Notices in the short term whilst the Premises Licence application was being made.

On the 31<sup>st</sup> of May 2019 the premises was witnessed by Mr Mackenzie to be open and selling alcohol. The following evening the 1<sup>st</sup> of June 2019 the premises was open and you were spoken with confirming the premises was open and licensed until 12:30am. On the 7<sup>th</sup> of June 2019 PC 0236 Iarrobino and PC 0786 Hanger attended the premises at approximately 08:45pm, the premises was open for business, Mr Mark Tarrent was spoken with and a check on the premises was conducted. During the visit Mr Tarrent produced a licence for the officers with the reference number 15/01498/LAPNEW, I have confirmed with the Licensing Unit based at Thrapston that

In an emergency call **999**  
For non emergencies call **101**



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this is a surrendered licence and is invalid. On the 8<sup>th</sup> of June 2019 Mr Mackenzie from Kettering Borough Council visited the premises again and witnessed alcohol being sold, this was at approximately 10:00pm.

I am concerned that since the 15<sup>th</sup> of March 2019 when you were first made aware of the situation regarding no Premises Licence being in place that no application has been made. I am also concerned that this is despite being informed in no uncertain terms by Officers of Kettering Borough Council, and documented on the 3<sup>rd</sup> of April 2019 that no Premises Licence is in place and an application is required.

The potential consequences of this situation remaining are,

- 1) A section 19 Closure Notice under the Criminal Justice and Police Act 2001 can be issued. This would not immediately close the premises but after 7 days Northamptonshire Police can apply to the Magistrates to obtain a Closure Order, this would immediately close the premises and it would be an offence to breach a Closure Order.
- 2) Consideration to prosecution for the offence of Section 136 of the Licensing Act 2003, Unauthorised Licensable Activity, if guilty on conviction this offence carries a sentence of 6 months imprisonment and/or a fine of up to £20,000.

I have taken the decision after considering all the information to issue a section 19 Closure Notice, if after the statutory 7 days from the date of issue a Premises Licence application has not been submitted, then an application for a Closure Order will be made to Northamptonshire Magistrates. I have detailed below the contact details for the licensing unit who can inform you of the application process. Finally I would reiterate that unless appropriate Licensing Act 2003 authorisations are in place then the retail sale of alcohol must not take place. The premises will be monitored for compliance with licensing legislation.

Central Licensing Admin Unit

*East Northamptonshire Council  
Cedar Drive  
Thrapston  
Northamptonshire  
NN14 4LZ*

01832 742102

**[licensingunit@east-northamptonshire.gov.uk](mailto:licensingunit@east-northamptonshire.gov.uk)**

Please contact me should you wish to discuss this letter with me further,

Yours sincerely

David Bryan  
Constable 113  
Northamptonshire Police Licensing Department

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For non emergencies call **101**



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# RECORD OF POLICE VISIT TO LICENSED PREMISES

Premises	The GIN PALACE	Exhibit reference	OI/01
Address	19 <del>MARE</del> MARKET HILL	Exhibit officer	PC0236 IARROBINO
Telephone N <sup>o</sup>	07856605132	Signature	
Email	thoddbakehouse@thoddbakehouse.co.uk		

Day	Date	Time commenced	Time concluded
FRIDAY	07/08/19	2044	21:10

OFFICERS ATTENDING		In uniform
1. PC0236 IARROBINO		<input checked="" type="radio"/> Yes / No
2. PC0786 HANGER		<input checked="" type="radio"/> Yes / No
3.		Yes / No

SECTION A - MANAGEMENT OF PREMISES			
License displayed	Yes / <input checked="" type="radio"/> No	<del>PLH</del> 15/0148/LAPNEV	PLH present Yes / <input checked="" type="radio"/> No
Name of Designated Premises Supervisor (DPS)	MARK TARRANT		DPS-present <input checked="" type="radio"/> Yes / No
Name of person in charge (If not as at A1/A2/A3)	LEE THORN		

SECTION B - CAPACITY	
Number of customers present	10
Capacity	Guess 150 (owner-not present would know)
How was this calculated? (clickers, tickets, guessed)	Guessed
Comments	It is only 20:45 / early doors



**SECTION C - DOOR SUPERVISION**

Number of door staff at time of visit

Male:  Female:

	FULL NAME	D.O.B.	SIA BADGE	BADGE NO (In full)	COMMENTS
1	NONE	—	Yes / No	—	—
2			Yes / No		
3			Yes / No		
4			Yes / No		
5			Yes / No		
6			Yes / No		
7			Yes / No		
8			Yes / No		
9			Yes / No		
10			Yes / No		
11			Yes / No		
12			Yes / No		
13			Yes / No		
14			Yes / No		
15			Yes / No		

Name of head door person	NONE
Name of door company	—
Register checked and endorsed	Yes / <input checked="" type="radio"/>
Comments	—

**SECTION D - PUBWATCH RADIO**

Subscribed to PUBWATCH	Yes / <input checked="" type="radio"/>	Number of radios	N/A
Who is in possession of the radios?	N/A		
Comments	dont class themselves as a pub		



**SECTION E - GLASSES & BOTTLES**

Are signs clearly displayed regarding removal of alcohol from premises?	Yes / <input checked="" type="radio"/> No
Customers seen leaving premises with bottles / glasses?	Yes / <input checked="" type="radio"/> No
Give details	N/A
Are tables or other surfaces littered with empty bottles / glasses?	Yes / <input checked="" type="radio"/> No
Is the dance floor clear of glass? <i>NO Dance floor</i>	Yes / <input checked="" type="radio"/> No / <input checked="" type="radio"/> Not Applicable

**SECTION F - DRINKS**

Any drinks promotions or happy hour at time of visit?	Yes / <input checked="" type="radio"/> No
Give details	N/A

**SECTION G - CLIENTELE**

Are there any age policies in operation?	<input checked="" type="radio"/> Yes / No
How are these enforced?	Supervisor discussion
Describe clientele in general (age, dress, crowded, atmosphere, drunkenness)	
Customers must be over 21 years of age	
Comments	

**SECTION H - FIRE SAFETY**

Fire exits - unobstructed & easily opened	<input checked="" type="radio"/> Yes / No
Comments	easy access

**SECTION J - GENERAL SAFETY**

Is a member of staff present now trained in First Aid?	<input checked="" type="radio"/> Yes / No
Details	<del>Louise KENNEX</del> Louise KENNY

**SECTION K - CCTV**

Do you have a CCTV system?	<input checked="" type="radio"/> Yes / No
Does it record images?	<input checked="" type="radio"/> Yes / No
Does it have audio recording facilities?	Yes / <input checked="" type="radio"/> No
How many cameras do you have?	3
Is your video system tape or digital?	Tape / <input checked="" type="radio"/> Digital
How many tapes are held (recommended 31 i.e. 1 per day)	unknown
Is there anyone on the premises with knowledge of how the system works and can produce tapes/images now?	<input checked="" type="radio"/> Yes / No
If so who?	LEE THORN
Are Headcams deployed?	Yes / <input checked="" type="radio"/> No
If so how many and who wears them?	NONE

**SECTION L - GENERAL INFORMATION / COMMENTS**

License shown to officers may be under a different name  
 The old badge have

Signature of OIC		Date	07/06/19
Signature of licensee / manager	M.A. 	Date	7/6/19