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TEN Alliance House, 29-30 High Holborn, WC1V 6AZ

Scale = 1:1447.740
17-January-2023

I want to apply for a

Premises licence

Are you an agent?

Yes - I am an agent

Agent Details

First name

James

Last name

Hoffelner

Name of business

Complete Licensing

Name and address

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Email address

[REDACTED]

Telephone number

[REDACTED]

Does the premises have a name?

Yes

What is the name of the premises?

TEN

What is the address or location?

Restaurant And Premises At Basement And
Ground Floor Alliance House
29 30 High Holborn
WC1V 6AZ
London

What is the type of premises?

Bar / Night Club

Describe the area it is situated in

Commercial

Describe the layout of the premises

Entrance on ground floor and basement

Copy of the premises plans

- floorplanRedline.jpg

Tell us about the premises business hours

Day	Start time	End time
Monday	00:00 11:00	06:00 00:00
Tuesday	00:00 11:00	06:00 00:00
Wednesday	00:00 11:00	06:00 00:00
Thursday	00:00 11:00	06:00 00:00
Friday	00:00 11:00	06:00 00:00
Saturday	00:00 11:00	06:00 00:00
Sunday	00:00 11:00	06:00 00:00

Are there any seasonal variations for the premises opening times?

No

Is the premises open to the public at times other than those listed?

No

Is the premises an open space?

No

Is the premises currently under construction?

No

What is the non-domestic rateable value (NDRV) of the premises?

42500

How many people are expected to attend the premises at any one time?

Less than 5000 people

Will the premises be exclusively or primarily used to sell alcohol?	Yes
How are you applying for a premises licence?	As a limited company
Business details	
What is the company registration number	14431574
Name of business	TEN LONDON LICENSING LTD
Name and address	Restaurant And Premises At Basement And Ground Floor Alliance House 29 30 High Holborn WC1V 6AZ London
Email address	[REDACTED]
Telephone number	[REDACTED]
How long do you want your premises licence for?	Permanently
When do you want your licence to start?	A specific date
How long do you want your premises licence for?	Wednesday 1 February 2023
Activity you wish to licence	e. Live music f. Recorded music g. Performances of dance h. Similar to e f or g - For example karaoke

i. Late night refreshments - Hot food or hot drinks only between 11pm and 5am.
Refreshments outside of these times do not need to be licenced

j. Supply of alcohol

Live Music

Day	Start time	End time
Monday	00:00 11:00	05:00 00:00
Tuesday	00:00 11:00	05:00 00:00
Wednesday	00:00 11:00	05:00 00:00
Thursday	00:00 11:00	05:00 00:00
Friday	00:00 11:00	05:00 00:00
Saturday	00:00 11:00	05:00 00:00
Sunday	00:00 11:00	05:00 00:00

Where will performances take place?

Indoors

Tell us about the specifics of the activity

Live music to be played though the current fixed sound system

Are there any seasonal variations for the activity?

No

Will the activity take place at times other than those listed?

No

Recorded Music

Day	Start time	End time
Monday	00:00 11:00	05:30 00:00
Tuesday	00:00 11:00	05:30 05:30
Wednesday	00:00 11:00	05:30 00:00
Thursday	00:00 11:00	05:30 00:00
Friday	00:00 11:00	05:30 00:00
Saturday	00:00 11:00	05:30 00:00
Sunday	00:00 11:00	05:30 00:00

Where will performances take place?

Indoors

Tell us about the specifics of the activity

Fixed sound equipment

Are there any seasonal variations for the activity?

No

Will the activity take place at times other than those listed?

No

Dance

Day	Start time	End time
Monday	00:00 11:00	05:00 00:00
Tuesday	00:00 11:00	05:00 00:00
Wednesday	00:00 11:00	05:00 00:00
Thursday	00:00 11:00	00:00 00:00
Friday	00:00 11:00	05:00 00:00
Saturday	00:00 11:00	05:00 00:00
Sunday	00:00 11:00	05:00 00:00

Where will performances take place? Indoors

Tell us about the specifics of the activity Dancers

Are there any seasonal variations for the activity? No

Will the activity take place at times other than those listed? No

Similar to EFG

Day	Start time	End time
Monday	00:00 11:00	05:00 00:00
Tuesday	00:00 11:00	05:00 00:00
Wednesday	00:00 11:00	05:00 00:00
Thursday	00:00 11:00	05:00 00:00
Friday	00:00 11:00	05:00 00:00
Saturday	00:00 11:00	05:00 00:00
Sunday	00:00 11:00	00:00 00:00

Describe the type of activity to be held Anything Slimilar

Where will performances take place? Indoors

Tell us about the specifics of the activity Fixed

Are there any seasonal variations for the activity? No

Will the activity take place at times other than those listed? No

Late refreshments

Day	Start time	End time
Monday	00:00 23:00	05:00 00:00
Tuesday	00:00 23:00	05:00 00:00
Wednesday	00:00 23:00	05:00 00:00
Thursday	00:00 23:00	05:00 00:00
Friday	00:00 23:00	05:00 00:00
Saturday	00:00 23:00	05:00 05:00
Sunday	00:00 23:00	05:00 05:00

Where will refreshments be provided?

Indoors

Tell us about the specifics of the activity

Food ancillary to alcohol

Are there any seasonal variations for the activity?

No

Will the activity take place at times other than those listed?

No

Alcohol supply

Day	Start time	End time
Monday	00:00 11:00	05:00 00:00
Tuesday	00:00 11:00	05:00 00:00
Wednesday	00:00 11:00	05:00 00:00
Thursday	00:00 11:00	05:00 00:00
Friday	00:00 11:00	05:00 00:00
Saturday	00:00 11:00	05:00 00:00
Sunday	00:00 11:00	05:00 00:00

Where will the supplied alcohol be consumed? Both

Are there any seasonal variations for the activity? No

Will the activity take place at times other than those listed? No

DPS details

Does your designated premises supervisor (DPS) currently hold a personal licence? Yes

Was their personal licence issued by Camden? No

Personal licence number [REDACTED]

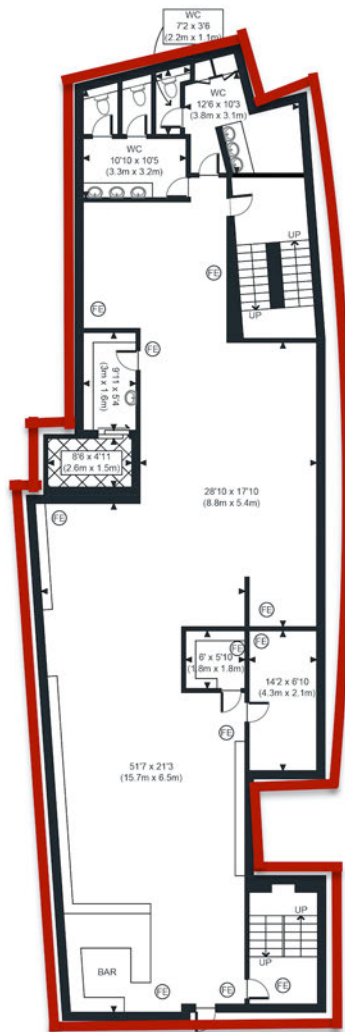
Issuing local authority	[REDACTED]
First name	Ryan
Last name	Burge
Address	[REDACTED] [REDACTED] [REDACTED] [REDACTED]
Signed Copy of the Designated Premises Supervisor (DPS) consent form	<ul style="list-style-type: none"> • PhotoReduced.pdf
Will there be any activities associated with the premises which may give rise to concern in respect of children?	No
The prevention of crime and disorder	Please see attached Document
Public safety	Please see attached Document
The prevention of public nuisance	Please see attached Document
The prevention of children from harm	Please see attached Document
About this form	
Issued by	Camden Town Hall Judd Street London WC1H 9JE
Contact phone	020 7974 4444

Form reference

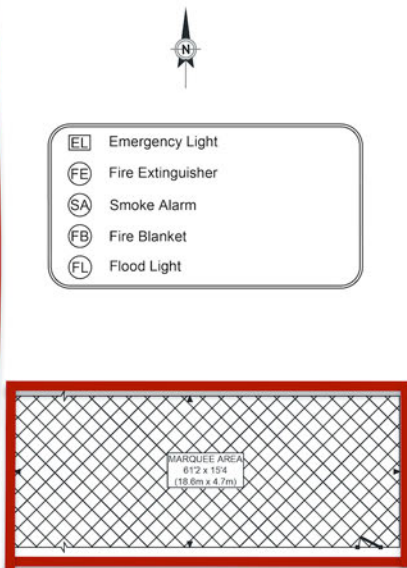
Ref. no. 113102

Data protection

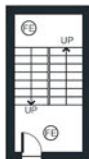
No personal information you have given us will be passed on to third parties for commercial purposes. The Council's policy is that all information will be shared among officers and other agencies where the legal framework allows it, if this will help to improve the service you receive and to develop other services. If you do not wish certain information about you to be exchanged within the Council, you can request that this does not happen.



BASEMENT
GROSS INTERNAL
FLOOR AREA 2226 SQ FT



GROUND FLOOR



GROUND FLOOR
GROSS INTERNAL
FLOOR AREA 97 SQ FT

FE FIRE EXTINGUISHER

APPROX. GROSS INTERNAL FLOOR AREA 2325 SQ FT / 216 SQM	High Holborn
Disclaimer: Floor plan measurements are approximate and are for illustrative purposes only. While we do not doubt the floor plan accuracy and completeness, you or your advisors should conduct a careful, independent investigation of the property in respect of monetary valuation.	date 19/09/22
	photoplan

Proposed Conditions

- 1) The premises will install and maintain a comprehensive CCTV system covering all parts of the premises as per the minimum requirements of the Metropolitan Police Service. Further:
 - (a) All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
 - (b) The CCTV system will continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises.
 - (c) All recordings will be stored for a minimum period of 31 days with date and time stamping.
 - (d) Viewing of recordings will be made available immediately upon request of the Metropolitan Police Service or Responsible Authority Officer throughout the preceding 31 day period, providing the request complies with the Data Protection Act or any other Primary Legislation
 - (e) All searches will be recorded on the CCTV system
 - (f) There will be external CCTV (installed and operated) which monitors the queue.
 - (g) A staff member from the premises who is conversant with the operation of the CCTV system will be always on the premises when the premises are open. This staff member will be able to provide Metropolitan Police Service or Authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested, providing the request complies with the Data Protection Act or any other Primary Legislation.
 - (h) The CCTV system will be checked daily to confirm that it is working.
 - (i) The CCTV system will be maintained bi-annually and details of maintenance will be made available upon request to the council.
 - (j) The licence holder will always ensure that there is a sufficient supply of portable media (USB sticks, DVDs or similar) to be provided to the Metropolitan Police Service in the event of copy CCTV footage being requested.
 - (k) The recording equipment and data storage devices will be kept in a secure environment and fitted with security functions (such as passwords) to prevent recordings being tampered with.
 - (l) The system will be register with the Information Commissions Office.
 - (m) The system will abide by the Surveillance Camera Code of Practice.
 - (n) if the any Camera on the system or the system itself becomes inoperable, then within 48 hours the Metropolitan Police will be notified along with an estimate given of the repair timescale.

- 2) Where the premises are open for licensable activities on any day after 22:30 from 21:00 hours, a minimum of one (1) SIA Door Supervisors shall be employed per twenty-five (25) customers at the premises until 30 mins after close. Further when engaged, all SIA licensed door supervisors will:
 - a) wear their SIA badges;

- b) be equipped with closed circuit radios;
 - c) be equipped with "body worn video" camera devices that will record both sound and images. All recordings will be stored for a minimum of 31 days with date and time stamping. Viewing of recordings will be made available immediately upon request of the Metropolitan Police Service or Responsible Authority Officer throughout the preceding 31 day period, providing the request complies with the Data Protection Act or any other Primary Legislation; and
 - d) when stationed outside the premises, wear high visibility jackets or vests.
 - e) ask customers not to stand around talking in the street outside the premises and ask customers to leave quickly and quietly.
 - f) will check the toilets every 30 mins and these checks are to be documented, this condition is of nil effect if the toilets are staffed by a toilet attendant.
 - g) Sign in in a register at the start of their shift and out at the end of their shift. In this log they will, confirm their full name, date of Birth, SIA registration number, and Contact details (phone number and email address).
 - h) remain on duty for half an hour after the close the venue to ensure all patrons are dispersed from the area.
 - i) monitor any patrons who are in the smoking area.
 - j) ensure when there is a confrontation between guests and one or more party is ejected, they must take action to ensure there is no further confrontation outside. Further SIA Door Supervisors will monitor those involved until they are satisfied the incident will not escalate.
 - k) will have control of clickers ensuring that the venue is not over capacity at any time. Smokers must be included in the clicker count.
 - l) will escort out from the premises immediately any patron who covers their head with a hoodie, hat or any other item of clothing.
- 3) When SIA are employed at the premises the licence holder will:
- a) keep a photographic copy of each SIA door supervisor's badge, this will be produced upon request to the Metropolitan Police.
 - b) Employ a minimum of one (1) female SIA door supervisor will, where practicable possible; where this is not possible the licence holder will confirm the reasons in an incident report.
 - c) inform the police if they change the company that provides SIA Door Supervisors.
- 4) There shall be always a personal licence holder on duty on the premises when the premises are authorised to sell alcohol.
- 5) No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
- 6) Notices shall be prominently displayed:
- a) at all exits requesting patrons to respect the needs of residents and leave the area quietly.

- b) all entrances and exits advising customers that CCTV is operating at the premises and will be always clearly legible when the premises conducts licensable activities.
 - c) at the entrance and exits stating that the premises has a zero tolerance towards drugs and weapons.
 - d) throughout the premises warning of potential criminal activity such as theft that may target customers shall be displayed.
 - e) outside the premises indicating the licensable hours and opening hours permitted under the premises licence.
 - f) throughout the premises advising customers that the premises operates a Challenge 25 proof of age scheme.
- 7) A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.
- 8) A log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Metropolitan Police Service, which will record the following:
- a) all crimes reported to the venue
 - b) all ejections of patrons
 - c) any complaints received concerning crime and disorder
 - d) any faults in the CCTV system or searching equipment
 - e) any refusal of the sale of alcohol
 - f) any visit by a relevant authority, Metropolitan Police Service, London Ambulance Service or London Fire Brigade.
 - g) any CCTV images seized by Metropolitan Police Service or other relevant authority or supplied by license holder on request, including name of person requesting and name of person supplying
 - h) any attempted underage alcohol purchases
 - i) any acts of violence or criminal damage
 - j) any theft or attempted theft of alcoholic drinks
- 9) The premises licence holder will ensure that all staff are trained commensurate with their roles at the premises including:
- a) The Licensing Act 2003, responsibilities in supporting the four key objectives.
 - b) Crime Scene Preservations
 - c) Welfare and Vulnerability Engagement (WAVE) training
- The premises licence holder will ensure that records of staff training are kept and made available to Responsible Authority Officers on request.
- The premises licence holder will ensure that refresher training is provided every 6 months.
- 10) The premises licence holder shall provide and maintain a dedicated telephone number of the designated premises supervisor for use by any responsible authority or any person who may wish to make a complaint during the operation of the

licence. This shall be provided upon request to the Licensing Authority and Metropolitan Police Service.

- 11) Deliveries of materials necessary for the operation of the business shall be carried out at such time or in such a manner as to prevent nuisance and disturbance to nearby residents.
- 12) The premises licence holder will devise and maintain the following policies:
 - a) Dispersal
This policy will include but not limited to:
 - i. How patrons leaving the premises will be directed away from the premises;
 - ii. How patrons will be informed of the services of taxi and private hire operators;
 - iii. What staff will be responsible for supervising those leaving the premises and how they will supervise such persons;
 - iii. Any 'wind' down periods;
 - iv. Methods to prevent re-entry to the premises;
 - v. How bottles and glasses will be prevented from being removed from the premises.
 - b) Security
This policy will include but not limited to:
 - i. Clear expectations of staff roles (including the DPS, managers/supervisors and door supervisors);
 - ii. Staff training regarding identification of suspicious activity and what action to take;
 - c) Drugs, this will be a zero-tolerance policy with regard to the use/possession of controlled drugs and psychoactive substances
Including but not limited to:
 - i. Dealing with patrons suspected of using drugs on the premises;
 - ii. Scrutiny of spaces including toilets or outside areas;
 - iii. The handling of items suspected to be illegal drugs or psychoactive substances.
 - iv. Steps taken to discourage and disrupt drug use on the premises
 - v. Steps to be taken to inform patrons of the premises drug policy/practice.

Any changes to these documents will be notified to the Metropolitan Police within 48 hours of making the change.

- 13) The premises shall operate a last admittance policy for patrons whereby the last patron shall be admitted to the premises 90 minutes before closing time on Friday and Saturday nights.

- 14) Windows and doors shall be closed at 22:00 when live or recorded music is playing except for the immediate entrance or egress of persons to or from the premises.
- 15) No person under 18 years of age shall be admitted to the premises or allowed to remain on the premises after 21:00 except in the company of an adult.
- 16) No patron temporarily allowed to leave to smoke will be allowed to take any glassware or drinking vessel from the premises whether empty or containing any beverage. This includes patrons using the smoking area.
- 17) In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:
 - a. The police (and, where appropriate, the London Ambulance Service) are called without delay;
 - b. All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
 - c. The crime scene is preserved to enable a full forensic investigation to be carried out by the police; and
 - d. Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.
- 18) No patrons, DJ's, performers, (along with their guests and entourage) or guests of staff will be admitted (or re-admitted) to the premises after 21:00, or when a promoted event is running unless:
 - a) They have had their ID scanned on entry;
 - b) They have been physically searched in accordance with the Premises' entry policy which will include a full bag search and;
 - c) The searching will be supplemented using two functional metal detecting wands operated by a male and (so far as reasonably possible) female door supervisor dedicated to that duty either until the end of permitted hours or until there are no further admissions. Where a female Door Supervisor is not available this shall be logged.
 - d) They comply with the following dress code; individuals wearing hats and/or hoodies shall be refused entry until such items are removed from the customer's head.Further:
 - e) No patron carrying visibly open or sealed alcohol vessels shall be admitted to the premises at any time that the premises are open for any licensable activities.
- 19) The licence holder will conduct a vigorous vetting procedure for any Private Party, Promoter (and their known associates), DJ or artist or outside agent. This vetting must be documented and should consider any open-source material, and reference checks. If there are any concerns these should be communicated to the Metropolitan Police at least 14 days before the event.

All licensable activities will be permitted from the start of licensable activities on New Year's Eve until the end of licensable activities on New Year's Day.



**METROPOLITAN
POLICE**

TOTAL POLICING

Camden Licensing Authority

Town Hall Extension
Argyle St
London

WC1H 8EQ

PC Joel Francis [REDACTED]
EK - Camden Borough

Licensing Unit
Kentish Town Police Station
12a Holmes Rd
London
NW5 3AE

Telephone: [REDACTED]

Email: [REDACTED]

Your ref: **NEW\113102**

Saturday 31st December 2022

Dear Sir/Madam,

RE: Application NEW\113102
TEN, 29-30 High Holborn WC1V 6AZ

With reference to the above Application, the Metropolitan Police Service (MPS) wishes to make a Representation.

The Applicant and Police Licensing have been unable to reach final agreement on the termination times for licensable activities.

Within the Licensing Act 2003, and contained in the notes for guidance for the Licensing Act 2003, it is the responsibility of the Police and Local Authority to promote the Prevention of Crime and Disorder, Promote Public Safety, Prevent Public Nuisance and Protect Children from Harm.

I certify that I have considered the application above on its own merit, and my Representation is based on the likely effect of the grant of the application being detrimental to Camden Council's Licensing Objectives.

Looking at Case law, during the case of Daniel Thwaites PLC v Wirral Magistrates' Court and Others, The Honourable Mrs Justice Black said:

“Drawing on local knowledge, at least the local knowledge of local licensing authorities, is an important feature of the Act's approach. There can be little doubt that local magistrates are also entitled to take into account their own knowledge but, in my judgment, they must measure their own views against the evidence presented to them. In some cases, the evidence presented will require them to adjust their own impression. This is particularly likely to be so where it is given by a Responsible Authority such as the police.”

This case is sometimes misconstrued as requiring decisions to be based on 'real evidence', and that conditions cannot be imposed until problems have actually occurred. This is wrong. The purpose of the Act is to prevent problems from happening. Decisions can and should be

based on well-informed common sense. The case recognises that Responsible Authorities are experts in their fields, and that weight should be attached to their representations.

Source:

www.gov.uk/government/publications/alcohol-licensing-using-case-law

Introduction

An application with reference NEW\113102 has been made for a new premises licence to operate from 29-30 High Holborn WC1V 6AZ.

The Applicant already conducts licensable activities at this premises using PREM-LIC\3888.

From discussing this Application with the Applicants Legal Team it is understood that there will be surrender of PREM-LIC\3888 upon receipt of the new premises licence.

The Applicant is hoping that the new premises licence will better reflect his business model and provide more appropriate and relevant conditions in promotion of the licensing objectives.

This application proposes a significant daily increase in hours for licensable activities.

Another part of the application is to seek permission to allow licensable activities within an outside marquee area measuring 18.6 metres by 4.7 metres. This is to be installed on Fulwood Place.

Background

The Applicant became the formal Licensee and Designated Premises Supervisor (DPS) following a Review of the Premises Licence (3888) in 2020 when the premises was called Club 29.

A judgement was made following an Appeal process, and found that the premises could retain their premises licence in light of changes made and offered by the Applicant

Police licensing are keen to work positively with the Applicant in support of promoting the licensing objectives and have looked at this new application with fresh eyes.

Unique Application Issues:

Of concern to Police licensing is the prospect of a nightclub being open and serving alcohol up to 5am each day of the week when nightclubs do present a higher risk of disorder. The extensive proposed conditions will play a part in keeping customers safe but customers will at some point leave the premises to make their way home and this will present issues on the street or at transport hubs.

‘..in response to their experience of policing the network to date, British Transport Police recently warned of dangers to intoxicated lone travellers from sexual predators who might exploit their vulnerability whilst using the service, and that personal safety risks taken by intoxicated persons could cause serious injuries to themselves and others.’

Sources:

www.ias.org.uk

[Driving factors of alcohol-related crime Briefing Note](#)

[Simpson, F. 2018. Don't fall asleep on the Night Tube: Police Chief's warning to lone travellers](#)

In considering this application I have assessed current policing resources and the ability for police to respond to incidents if they arise. The premises sits within the policing ward of

Holborn and Covent Garden (outside the Cumulative Impact Area). Metcall (999 Despatch) will primarily be tasking Police Officers parading out of Kentish Town Police Station to this location. Kentish Town Police Station is 2.9 miles away or a 16 minute car journey on Google Maps.

Looking again at Case Law, during the case of East Lindsey District Council v Abu Hanif (t/a Zara's Restaurant) 2016, commenting on the way committees and courts should approach the promotion of the licensing objectives, Mr Justice Jay said:

“[T]he prevention of crime and disorder requires a prospective consideration of what is warranted in the public interest, having regard to the twin considerations of prevention and deterrence.”

Source:

www.gov.uk/government/publications/alcohol-licensing-using-case-law

In providing a sound basis for prevention and deterrence it is important to know some of the identified risks in running a nightclub. Vertical drinking establishments such as night clubs have been identified as causes of excessive or otherwise problematic consumption – in particular, where drinking is an end in itself rather than an accompaniment to other activities such as having a meal while seated at a table. This problematic drinking when paired with other factors such as; crowding, poor bar layout and traffic flow; inadequate seating or inconvenient bar access; dim lighting (dim lighting reduces the capacity for formal surveillance by premises guardians, impairs communication and increases the likelihood of collisions); noise (Loud music may further impair communication between customers, preventing the de-escalation of fractious encounters); poor ventilation or unclean conditions; lack of availability of food; a 'permissive' environment that turns a blind eye to anti-social behaviour; punters with a history of aggression and who binge drink; aggression/intimidation by security staff; poor access to late night transport; aggressive content in music and a 'rowdy atmosphere' are all risk factors, which make night clubs more at risk of disorder than other licensed businesses.

SOURCES:

[The Portman Group, 1998. Keeping the Peace: A Guide to the Prevention of Alcohol-Related Disorder, revised edition](#)

[Graham, K. and Homel, R., 2008. Raising the bar: Preventing aggression in and around bars, clubs and pubs.](#)

[McFadden, A.J., Young, M. and Markham, F. 2015. Venue-level predictors of alcohol-related violence: An exploratory study in Melbourne, Australia. International Journal of Mental Health and Addiction, 13\(4\), p. 506](#)

[Graham K, Bernards S, Osgood DW, Wells S. Bad nights or bad bars? Multi-level analysis of environmental predictors of aggression in late-night large-capacity bars and clubs. Addiction 2006](#)

The Camden Statement of Licensing Policy observes the following;

‘Statistics show that nightclubs and late night dance venues generally contribute far higher levels of alcohol related violence per premises than other licensed venues. As a result, we expect nightclub and late night dance venue operators to pay particular regard to the prevention of crime and disorder objective when preparing their operating schedule.’

Source:

[Camden Statement of Licensing Policy 2022-2027 Page 55](#)

Looking at our own Police licensing crime tracker for violent crimes in Camden the following has been discovered:

- 32% of violent crimes at licensed venues took place within nightclubs in Camden in 2022 – or 125 reports out of 393
- 63% of violent crimes at all licensed venues takes place between 11pm-6am – or 246 reports out of 393
- 38% of violent crimes takes place within night clubs in Camden between the later hours of 11pm-6am – or 93 reports out of 246

The Applicant has indicated a wish to allow vertical drinking where it is restricted on the current licence. The current restriction on vertical drinking may well have made a positive contribution towards the safety of the premises. Similarly, the lower termination time for licensable activities is likely to have reduced incidents too.

Any increase in the licensable hours for this premises should be carefully considered against the risks discussed so far.

The Application Plans also propose the use of an outdoor space situated at the rear of the premises on Fulwood Place. This area could be problematic as it is used by other residents and businesses likely to be adversely impacted by nuisance but also disorder from the premises. Police licensing are keen this entry exit point is not used as a soft entry point into the premises to avoid the more robust main front entrance. Police have therefore recommended a SIA presence in this area should it be authorised. We would want this area limited to customer smoking and would object to alcohol being consumed here.

Recent dialogue with Council colleagues has revealed the Applicant has been served a Notice by Highways due to the installation of another structure on the Council passage at the back without permission.

Partnership and Engagement

Police Licensing hosted two online meetings with the Applicants Legal Team to discuss the Application and Operating Schedule

Unfortunately, the Applicant was not present at the meetings and although not a requirement, it would have assisted as the Applicant is the Designated Premises Supervisor (DPS) and the very person Police Licensing will be directly liaising with during the proposed operation. Knowing the proposed hours are some of the latest in Camden, we would have expected the Applicant to be available to explain their position and address any concerns or questions directly over what their business model will be.

The two meetings held with the Legal Team were productive in terms of setting out proposed Conditions. However, there could not be any agreement on proposed hours for licensable activities – especially the sale of alcohol. Although the Legal Team provided an amended termination time, this was not agreed and still beyond the recommended 3am finish time for alcohol sales.

The Legal Team and Police Licensing will continue to pursue an agreement.

Research and Intelligence

Also informing our assessment of this Application are the findings by the IAS (Institute of Alcohol Studies). These research projects provide informed briefings on what drives crime and disorder in the night time economy without the bias of Police findings which stress the need to reduce overall demand to assist poor resourcing.

The Royal College of Practitioners (RCP) 2005 Paper ‘Alcohol and Violence’ described the problem of alcohol-fuelled violence in public settings:

‘Half of all incidents of alcohol-related violence in England and Wales take place in or around pubs and clubs. Amongst 18–24-year-olds, twice as many women and nearly three times as many men classified as “bingedrinkers” have participated in a violent crime or group fight in a public place than those classified as “regular” drinkers. Such bingeing is encouraged by irresponsible drinks promotions (e.g. happy hours). Insufficient transport services, poor street

lighting and overwhelmed or inappropriately targeted police resources also increase the likelihood of violence.’

Source:

www.ias.org.uk

Faculty of Public Health of the Royal Colleges of Physicians of the United Kingdom. Alcohol and Violence: Briefing Statement

Recent Noteworthy Incidents:

Crime report 2331258/22

From 3:20am on Sunday 30th October 2022 there was a call to Police in relation to a suspected attempted stabbing between customers. Three male suspects were eventually arrested on suspicion of Affray. Subsequent investigation and CCTV enquiries found that a male was punched inside the nightclub by approximately three male suspects who then waited for the victim to leave the club. As the male later left the club the same suspects then restarted the altercation. Staff were assaulted in the midst of the fighting, whilst trying to separate the parties involved. No bottles/weapons were seen in the CCTV footage but one of the male suspects grabbed the security cordon rope as a weapon. This incident took place during a temporary event notice at the premises for a promoted event.

Crime report 2314765/22

From 4:30am on Saturday 28th May 2022 there was another incident where Police were called to a fight involving up to seven people outside Ten London. At 4:51am Police attended the scene and were immediately redirected by security towards the direction of Fullwood Place where the suspects involved had retreated. However, this is a dead end and so some of the suspects tried to climb over a wall to escape. Two males were eventually arrested. Subsequent investigation and CCTV enquiries found that the altercation started when staff challenged a suspect who tried to take a drink outside. This ignited a physical assault against the staff member and the suspects associates also joined in and threw punches. Other staff members went to assist but the fighting spilled out onto the street. The suspects launched missiles of glass bottles towards security staff. One member of SIA had hold of a belt throughout an incident of disorder and wrapped it around his fists to use as a weapon. The same member of SIA was also seen to kick one of the suspects in his chest aggravating the situation further. The belt was then used as a weapon on one of the suspects. The SIA Integrity Team were informed of this incident by Police licensing and the Applicant provided details of the SIA involved. Advice was also issued in relation to CCTV timings which were incorrect at the time.

Conditions Proposed By Applicant:

The Applicant has made some amendments to those Conditions proposed in the Application and produced some additional conditions following discussions between parties.

These include conditions such as ensuring substantial food and non-alcoholic beverages shall be available throughout the premises opening hours; limiting the vertical drinking to a particular part of the premises; limiting the number of smokers etc.

The extensive Conditions are helpful and definitely a good starting point. The Applicants team have taken great care to form conditions consistent with advice given in the Camden Statement of Licensing Policy.

Police licensing are grateful to the Applicant for the Conditions being offered. However, the Applicant can better mitigate against crime and disorder concerns by reducing the amount of hours being proposed.

Times Proposed By Applicant:

PREM-LIC3888 currently has the following termination times for licensable activities:

- **Live / Recorded Music / Late Night Refreshments:**
Sunday to Wednesday 0100am
Thursday to Saturday 0300am
- **Alcohol that have the following finishing times:**
Sunday to Wednesday 0100am
Thursday to Saturday 0200am

Police resources become heavily drained from midnight onwards. Based on crime report crime classifications, we can see there is an increment of violence in Camden during later hours.

For clarity, the MPS supports Camden Council's Licensing Policy with regards to Recommended Framework Hours. However, we accept the policy should be carefully considered on a case by case basis.

Our proposal therefore is to agree to an increase in hours but to compromise at 3am for ALL licensable activities. This does not include the drink up time of thirty minutes beyond the termination time which is standard practice.

The effect of granting the proposed hours in this area rather than the 3am compromise would be to change this part of Holborn into a **very late night area** running into the early morning hours the following day and impacting the start of the working day trade. This has adverse impacts on crime, disorder and ASB and is inappropriate for the locality.

It is clear that customers will find it increasingly difficult to make their way home from the area as the hours get later. London Underground services will be limited but there are 24 hour bus services. Of concern is an increase of late night economy ASB on the bus networks especially during the early hours of the morning when services are being used by early morning workers and shift workers.

A Balancing Exercise

A decision to license a premises is a balancing exercise between equally valid but conflicting interests. Having spoken to the Applicants Legal Team and acknowledging the regular applications for temporary event notices (TENs), it is clear the current premises Licence restricts their commercial ambitions.

Balance can be achieved by tempering the proposed hours to mitigate likelihood of crime and disorder and public nuisance.

The balance is referred to in the Camden Council Statement of Licensing Policy;

'We recognise the wish of local people to live and work in a safe and healthy environment, and the importance to the local economy and community of well-run leisure and entertainment premises. To this end, we aim to strike a balance between competing interests and have set out our policies in this Statement that we will apply in Camden with an aim of achieving that balance.'

Source:

Camden Statement of Licensing Policy 2022-2027 Page 18

Conclusion

There is unfortunately an increment of violence during the late hours in licensed premises. The violent offences can be difficult for Police to investigate and require multiple units for a single incident.

Case Law has provided guidance and acknowledges there should be a regard for both prevention and deterrence when considering applications.

Police licensing have considered the potential burden that any condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives and believe there can be a fair compromise by limiting the increase in hours.

Chapter 10 of the Section 182 Licensing Act Guidance instructs;

'Where there are objections to an application to extend the hours during which licensable activities are to be carried on and the licensing authority determines that this would undermine the licensing objectives, it may reject the application or grant it with appropriate conditions and/or different hours from those requested.'

Source:

Chapter 10, Section 182 Licensing Act Guidance

The earlier finish time for alcohol sales of 3am will deter some of the unwelcome clientele and reduce risk around heightened intoxication amongst customers thus better enabling the Management to uphold the Licensing Objectives. The MPS is committed to reducing alcohol-related crime and anti-social behaviour in the night time economy. It is believed that the earlier finish times will reduce serious offences, thereby improving the quality of life for customers, visitors to Camden, staff and local residents. This will in turn ease pressure on services within Camden

In summary, the view of the MPS is that this Application should be rejected in its current form, unless the termination times for licensable activities are restricted to 3am each day and the new amended conditions are appended to any licence granted.

If you have any additional questions please do not hesitate to contact me

Yours sincerely,

PC Joel Francis

Licensing Constable [REDACTED]

Central North (CN)

Kentish Town Police Station

[REDACTED]

[REDACTED]

[REDACTED]

Date: 23 December 2022
Application Reference: APP\PREMISES-NEW\113102
Direct Phone Number: [REDACTED]
Contact: Julia Peterson
E-mail: [REDACTED]



Public Protection
 London Borough of Camden
 Town Hall Judd St
 London WC1H 9JE

Tel: 020 7974 4444 (switchboard)
 Fax: 020 7974 6955 / 6940
 Textphone: 020 7974 6866
 DX: 2106 Euston

www.camden.gov.uk

Please quote our reference in any correspondence

Licensing (Contact Camden)
 Town Hall Extension
 Argyle Street
 London
 WC1H 8EQ

- **Licensing Act 2003**
Re: TEN 29-30 High Holborn WC1V 6AZ

LICENSING AUTHORITY REPRESENTATION

This representation is made by the Licensing Authority and it relates to the following Licensing Objectives:

- The prevention of public nuisance

The Premises and Summary of Application

The premises is a basement Bar/Night Club and is currently licensed under PREM-LIC\3888. A new licence application was required as there has been a substantial change to the bar layout as shown on the accompanying premises plan. The plan also shows a marquee area which is currently in place on the public highway - Fulwood Place.

This application is for a new premises licence to permit the following licensable activities:

-
- Sale of Alcohol (For consumption on and off the premises)
 - Live Music
 - Recorded Music
 - Performances of Dance
 - Anything similar to live music, recorded music or performances of dance
 - Late night refreshment

The times being applied for vary for each licensable activity, with the overall opening and closing times given as:

Monday to Sunday 11:00 to 06:00

The current licence PREM-LIC\3888 permits the following activities:

- Live Music
- Recorded Music
- Late Night Refreshment
- Retail of Alcohol (For consumption on and off the premises)

Cont/d

The times vary for each licensable activity, with overall opening and closing times given as

Sunday to Wednesday: 11:00 - 01:30
Thursday to Saturday: 11:00 - 03:30

This application seeks to increase the trading hours for each activity as follows:

Activity	Current Hours	New Application
(e) Live Music:		
Sunday to Wednesday	11:00 - 01:00	11.00 - 05.00
Thursday to Saturday:	11:00 - 03:00	11.00 - 05.00
(f) Recorded Music:		
Sunday to Wednesday:	11:00 - 01:00	11.00 - 05.30
Thursday to Saturday:	11:00 - 03:00	11.00 - 05.30
Late Night Refreshments:		
Sunday to Wednesday:	23:00 - 01:00	23.00 – 05.00
Thursday to Saturday:	23:00 - 03:00	23.00 – 05.00
Retail of Alcohol:		
Sunday to Thursday:	11:00 - 01:00	11.00 – 05.00
Friday to Saturday:	11:00 - 02:00	11.00 – 05.00

New Activities

Performance of Dance:		
Monday to Sunday		11.00 – 05.00
Anything similar to live music, recorded music or performances of dance		
Monday to Sunday		11.00 – 05.00

Framework Hours Policy

The licence current hours and the hours being applied for are outside of the framework hours, the framework hours are:

- Monday to Thursday 1000 hours until 2330 hours
- Friday and Saturday 1000 hours until midnight
- Sunday 1100 hours until 2230 hours

Cumulative Impact Policy Areas

The premises is not situated in either of the boroughs Cumulative Impact Policy Areas.

Complaint History

One complaint has been received about this premises in the past two years. The complaint was received from a local Ward Councillor on behalf of a local resident the details are that at approximately 04.30 on 13th November 2022 there were issues with fighting, shouting and throwing of bottles there were also a number of cars parked along High Holborn and some dangerous driving observed which is relevant to the Public Nuisance and Crime and Disorder licensing objective

Summary of Action Taken

The Licence holder's representatives at Complete Licensing have been notified and the Licensing Authority await their response.

Conditions

The applicant has provided a number of conditions in the operating schedule some of which have been copied from the current premises licence PREM-LIC\3888, these include customers being supervised when leaving the premises, SIA provision, CCTV provision etc

The Licensing Authority has noted that the following condition has not been included on the application

34. No more than eight (8) customers shall be permitted to smoke outside the premises at any one time. The premises will have a designated smoking area located on the terrace in front of the premises on High Holborn. This policy will be in operation whenever this area is in use.

The reason for this request is to ensure that the rear area on Fulwood Place is not used.

If Members are minded to grant the application, the Licensing Authority would recommend the inclusion of the above condition as one of the appropriate measures for the promotion of the licensing objectives together with WAVE training for staff and implementation of Ask for Angela as detailed in the Women's Safety Section of the Councils Licensing Policy page 88 (Appendix One).

Camden requires that licensed premises' staff are aware of the various support campaigns available such as "Ask Angela" and encourage licensed premises to sign up to the campaign, ensuring that signs stating this are clearly displayed around their venue. That staff are trained on how to report any issues and what to say and do should they witness or be subject to harassment and how to identify harassment and those who may be vulnerable and are made aware of the premises' policy.

Women's Safety

- 1) All women have the right to feel safe and we want to ensure that women visiting Camden's licensed premises and evening and night economy feel just that. In light of recent tragic events, the issue of women's safety has been pushed to the forefront of society and we want to ensure that this issue is highlighted and addressed.

Cont/d

- 2) We have therefore adopted a set of principles that commit our licensed premises to act in a responsible manner, taking all forms of female harassment seriously and set out the practical steps our premises can take to support this.
- 3) The principles are set out below and encourage all licensed premises to consider these and implement them in the day to day operation of their premises:
 - a. Let's Communicate – Staff need to feel comfortable to speak up and approach colleagues and management about any form of harassment that they may witness or be subjected to themselves and know the processes available to them to express their views and concerns.
 - b. Supporting Each Other – Ensure that you and your staff are aware of the various support campaigns available such as Ask Angela and that these are clearly displayed around your venue.
 - c. Training for All – Staff training on how to report any issues, what to say and do should they witness or be subject to harassment and how to identify harassment and those who may be vulnerable, make them aware of your internal policies.
- 4) These are simple commitments that can be easily implemented across all licensed premises. People are often too fearful to speak out about harassment and by adopting the principles above we want to create an environment where everyone feels comfortable to raise their concerns and be able to identify situations that are not acceptable.
- 5) We pledge to continue to support our licensed premises and regularly develop and review our Women's Safety principles.
- 6) All women have the right to feel safe and we want to ensure that women visiting Camden's licensed premises and evening and night economy feel just that. In light of recent tragic events, the issue of women's safety has been pushed to the forefront of society and we want to ensure that this issue is highlighted and addressed.

Women's Night Safety Charter

Making London safe around the clock.

London is a safe city, but too many women feel unsafe when travelling, working or going out at night. Londoners have asked the Night Czar to prioritise women's safety.

The charter is part of the Mayor's Tackling Violence Against Women and Girls Strategy and London's commitment to the UN Women Safe Cities and Safe Public Spaces global initiative.

Welfare And Vulnerability Engagement (WAVE)

Safer Sounds are working with the Metropolitan Police Service, the Mayor of London, City of London Police, London Councils and venues across London to help people enjoy safer nights out in public spaces.

By training staff in WAVE and implementing Ask for Angela the premises can play a role in helping to prevent and reduce sexual violence and vulnerability within the night-time economy and beyond.


Conclusion

This application is for a new premises licence as there have been substantial changes to the bar layout of the premises, the accompanying operating schedule included some of the conditions on the current licence PREM-LIC\3888 together with new conditions to promote the Licensing objectives. The application also seeks to extend the hours of operation.

If members are minded to grant the licence the Licensing Authority advises that the condition which is number 34 on the current licence is included together with the implementation of WAVE training and Ask for Angela as appropriate measures to promote the Licensing objectives.

However, even with these conditions, granting the application with increased hours could lead to additional people being on the street late at night and undermine the Public Nuisance Licensing Objective

Yours sincerely

A black rectangular redaction box covers the signature area, with a small grey rectangular area visible to its right.

Licensing Officer
Licensing team

From: [REDACTED]
To: [REDACTED]
Subject: FW: TEN London 29 30 High Holborn
Date: 29 December 2022 08:24:07
Attachments: [NewPremises 2022-12-05 09 35.pdf](#)
[image001.png](#)

From: Lee Perella [REDACTED]
Sent: 23 December 2022 18:07
To: Licensing Representation [REDACTED]
Cc: [REDACTED]
Subject: TEN London 29 30 High Holborn

Dear Licensing

EH Licensing Representation
Prevention of public nuisance

1. Application Reference: 113102
2. Premises Name: TEN
3. Premises address: Restaurant And Premises At Basement And Ground Floor Alliance House,29 30 High Holborn,London,WC1V 6AZ

I note the late hours and the Marquee being indicated on the plans.

I have copied in the applicant so they provide more details on the business proposals and how they will be promoting the licensing objective prevention of public nuisance. I have not seen any supporting documents within the operating schedule.

I return to the office on the 4 January 2023.

Regards

Lee Perella
Pollution EHT
Place Management
Supporting Communities
London Borough of Camden
Web: camden.gov.uk
8th floor
5 Pancras Square
London N1C 4AG



Please consider the environment before printing this email.

From: [REDACTED]
To: [REDACTED]
Cc: [REDACTED]
Subject: Re: Ten Nightclub Holborn
Date: 13 November 2022 09:05:03
Attachments: [IMG_3169.jpeg](#)
[415b1baa-9178-444c-959e-308dc2adbf3b.mp4](#)

[EXTERNAL EMAIL] Beware – This email originated outside Camden Council and may be malicious. Please take extra care with any links, attachments, requests to take action or for you to verify your password etc. Please note there have been reports of emails purporting to be about Covid 19 being used as cover for scams so extra vigilance is required.

Hi Awale,

Hope all is well. Just to let you know there have been further issues with Ten Nightclub: last night there was fighting, shouting and throwing bottles at 430am. Cars were also parked all over the road leading to some dangerous driving. My wife caught the end of the disturbance on video, please see attached.

Thanks

[REDACTED]

On Sat, 28 May 2022 at 19:21, [REDACTED] wrote:
Thanks for the swift response Awale, it is appreciated. Hopefully your word with them will have the desired effect!

Enjoy the rest of your weekend.

Thanks

[REDACTED]

On Sat, 28 May 2022 at 17:25, Awale Olad (Cllr) <[REDACTED]> wrote:

I am very sorry to read this as Ten has generally been under the radar all these years. We have had an increase in anti social behaviour across several bars and clubs in the area as Covid restrictions have come to an attend and the night time economy has started to be a bit more lively.

Sara: can you please raise and inquiry with our licensing team. Can you also please track down the contact information for this nightclub so I can have a word with them about their activities?

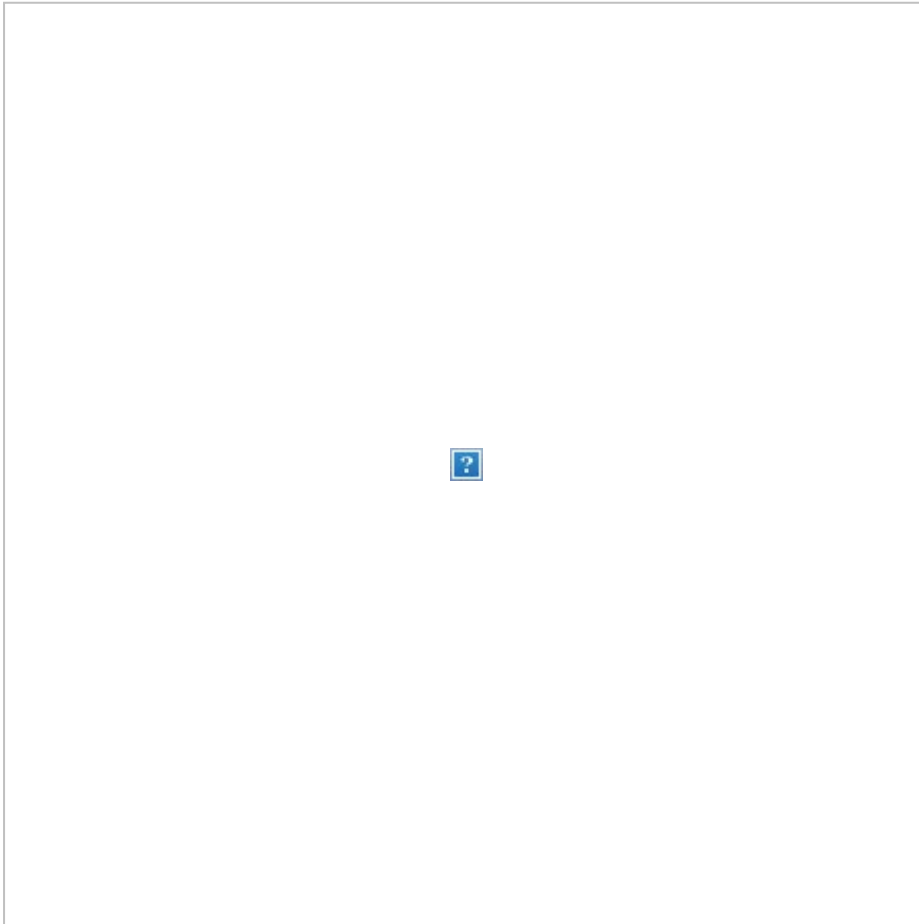
Thanks

Awale

Get [Outlook for Android](#)

From: [REDACTED]
Sent: Saturday, May 28, 2022 12:02:36 PM
To: Awale Olad (Cllr) [REDACTED]
Subject: Ten Nightclub Holborn

[EXTERNAL EMAIL] Beware – This email originated outside Camden Council and may be malicious. Please take extra care with any links, attachments, requests to take action or for you to verify your password etc. Please note there have been reports of emails purporting to be about Covid 19 being used as cover for scams so extra vigilance is required.



Dear Mr Olad,

I hope you are well. I am unfortunately writing to complain about the presence of Ten Nightclub on High Holborn. I live close by with my wife and young child and almost every weekend we are woken up by shouting, horn beeping and engine revving as people leave the club between 2-5am, despite raising this with the management. I have pictures (taken in the very early hours) to support this - please see attached.

We have also on several occasions found large amounts of glass scattered all around the pavement outside our front door as a result of fights among club patrons and security, causing dangerous shards to be stuck in pram wheels and shoes.

I fail to see that this naff venue adds anything to the area from either a business or cultural perspective and am of the strong view that it's license should be removed or curtailed as soon as possible.

Happy to discuss.

Thanks



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From: [REDACTED]
To: [REDACTED]
Cc: [REDACTED]
Subject: Re: Ten Nightclub Holborn
Date: 10 December 2022 23:27:26
Attachments: [IMG_3169.jpeg](#)

[REDACTED]

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From: [REDACTED]
Sent: Saturday, December 10, 2022 1:05:00 PM
To: [REDACTED]
Subject: Re: Ten Nightclub Holborn

[EXTERNAL EMAIL] Beware – This email originated outside Camden Council and may be malicious Please take extra care with any links, attachments, requests to take action or for you to verify your password etc. Please note there have been reports of emails purporting to be about Covid 19 being used as cover for scams so extra vigilance is required.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] Sun, 13 Nov 2022 at 09:04, [REDACTED] > wrote:
Hi Awale,

Hope all is well. Just to let you know there have been further issues with Ten Nightclub: last night there was fighting, shouting and throwing bottles at 430am. Cars were also parked all over the road leading to some dangerous driving. My wife caught the end of the disturbance on video, please see attached.

Thanks

[REDACTED]

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██████████
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wrote:

██████████
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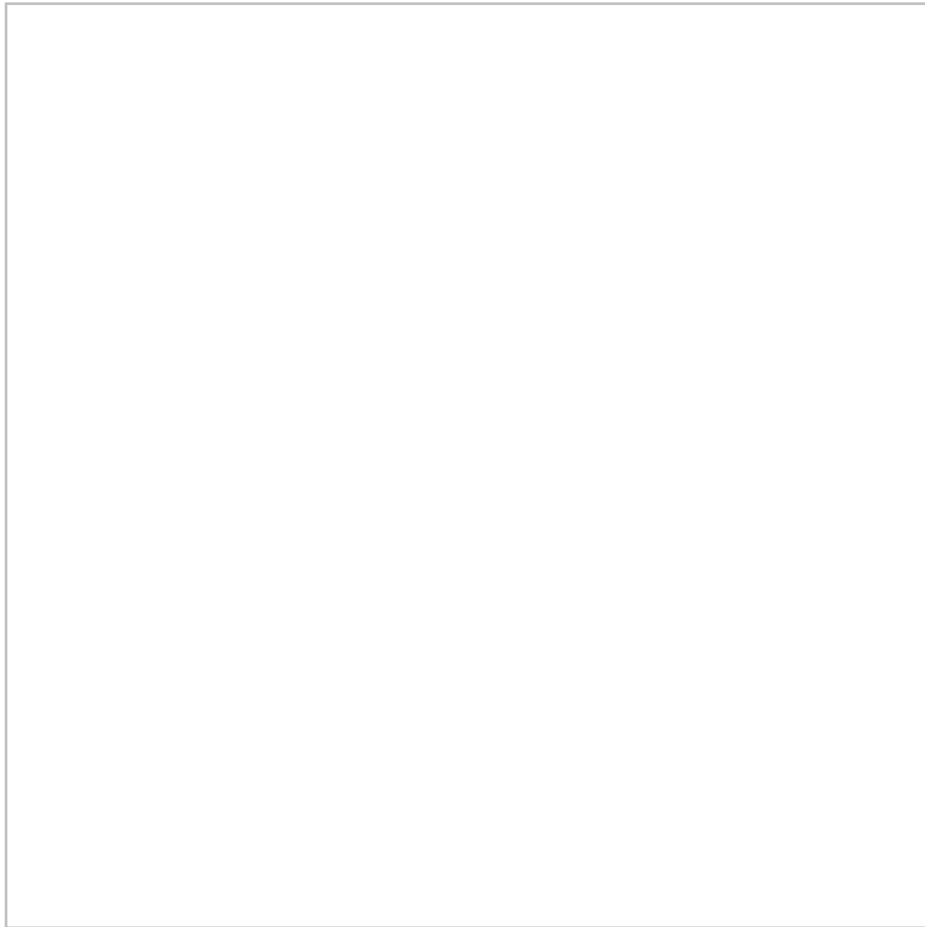
Thanks

Awale

Get [Outlook for Android](#)

From: ██████████
Sent: Saturday, May 28, 2022 12:02:36 PM
To: Awale Olad (Cllr) <██████████>
Subject: Ten Nightclub Holborn

[EXTERNAL EMAIL] Beware – This email originated outside Camden Council and may be malicious Please take extra care with any links, attachments, requests to take action or for you to verify your password etc. Please note there have been reports of emails purporting to be about Covid 19 being used as cover for scams so extra vigilance is required.



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We have also on several occasions found large amounts of glass scattered all around the pavement outside our front door as a result of fights among club patrons and security, causing dangerous shards to be in stuck in pram wheels and shoes.

I fail to see that this naff venue adds anything to the area from either a business or cultural perspective and am of the strong view that it's license should be removed or curtailed as soon as possible.

Happy to discuss.

Thanks



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From: [REDACTED]
To: [REDACTED]
Subject: FW: Member enquiry response - MEM7018
Date: 06 January 2023 11:18:38

fya

From: Awale Olad (Cllr) [REDACTED] >
Sent: 23 December 2022 10:06
To: Afshar Ahmad [REDACTED]; Patrick [REDACTED]
[REDACTED]
Cc: Julian Fulbrook (Cllr) [REDACTED] Sue Vincent (Cllr)
[REDACTED]
Subject: Re: Member enquiry response - MEM7018

Thank you Afshar, and thanks for alerting me to the new licence application. I would be grateful if you can log my objection to the application as well, on the grounds of noise nuisance and public safety. The issues are well documented as per my inquiries and I would like those to be included in my objection the new application.

[REDACTED]
Thanks
Awale
Sent from [Outlook for iOS](#)

From: Camden Council <no-reply@camden.gov.uk>
Sent: Thursday, December 22, 2022 4:49:06 PM
To: Awale Olad (Cllr) [REDACTED] >
Subject: Member enquiry response - MEM7018

Dear Councillor Awale Olad (Cllr),

This is the response to your enquiry [MEM7018](#) from [REDACTED] about Licensing - Regulatory services.

The licence Holder was served with a complaint notification on 22/12/2022, the premises have also been requested to provide incident logs for that night as is required under condition 43 of the licence in order to assist our efforts to verify the complaint. The Licensing Officer investigating will also continue to monitor the premises.

You may be aware that there is currently a new application made by TEN London which is in consultation, This new application seeks hours for licensable activities beyond the current licensed hours. Details of the application can be found on the [Public Licensing Register](#) and the Last Day for Representation is 02/01/2022. The Licensing Officer dealing with the complaint will include a reference to this complaint in their representation to the new application.

If you need any further information, please let me know.

Regards

Afshar Ahmad
Licensing Team Leader
[REDACTED]

Representation	
Premises name	TEN
Application reference number	APP\PREMISES-NEW\113102
Last date for representation	02/01/2023

Making a representation as

As an individual

Your details**First name**

[REDACTED]

Last name

[REDACTED]

Telephone number (optional)**Email address**

[REDACTED]

Address

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Remain anonymous

Yes

Detail the exceptional circumstances

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED], [REDACTED]

[REDACTED]

[REDACTED]

Grounds of representation

- prevention of crime and disorder
- ensuring public safety
- prevention of public nuisance
- protection of children from harm

Details of representation

#1 Prevention of crime and disorder On 7

March 2022 at 00:30, a serious fight broke out outside the club involving 14 people. The following day there was a significant amount of blood on the pavement near the club. On 28 May 2022 at 04:40, another serious fight broke out in front of the club involving 8 people. The bouncer was seen wielding a weapon resembling a whip in the middle of the street. He repeatedly whipped someone in the face. #2 Ensuring public safety On 8 May 2022 at 03:31, there were intimidating and chaotic scenes of dangerous driving. Many young revellers exited the club and consumed nitrous oxide and alcohol in the middle of the busy street. Some of them were wearing balaclavas and stopping traffic while making gun signs. Despite their extreme levels of intoxication, they entered parked vehicles on each side of the street and drove off. Some were seen driving off while holding nitrous oxide balloons in their mouths. Their driving was dangerous and disorderly. One car stopped at a green (not red) light before speeding off. #3 Prevention of public nuisance During the aforementioned incidents, noise levels were extremely high, enough to wake anyone from their sleep within a 400-meter radius (with or without ear plugs). There was an additional incident on 12 September 2022 at 01:18. Fifty plus people exited the club and were allowed by bouncers to loiter on the other side of the pavement for half an hour. Over a dozen people were seen holding nitrous oxide balloons. A couple were also holding bottles of alcohol. Thankfully few of them were driving. However, noise levels were extremely high. #4 Protection of children from harm At the

beginning of December 2022, during two separate evenings at around 7 pm, scantily clad women were seen outside the front entrance promoting the club to passers-by. Some men from the adjacent pub, Citty of Yorke, approached the women with the apparent intent of buying sexual services. Children walking on public footpaths should be protected from witnessing sex work. Venues offering adult entertainment around London are generally discreet. Why is Ten London not meeting similar standards?

About this form

Issued by

Camden Town Hall
Judd Street
London
WC1H 9JE

Contact phone

020 7974 4444

Data protection

No personal information you have given us will be passed on to third parties for commercial purposes. The Council's policy is that all information will be shared among officers and other agencies where the legal framework allows it, if this will help to improve the service you receive and to develop other services. If you do not wish certain information about you to be exchanged within the Council, you can request that this does not happen.

Officers summary of conditions consistent with the operating schedule

- 1) The premises will install and maintain a comprehensive CCTV system covering all parts of the premises as per the minimum requirements of the Metropolitan Police Service. Further:
 - (a) All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
 - (b) The CCTV system will continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises.
 - (c) All recordings will be stored for a minimum period of 31 days with date and time stamping.
 - (d) Viewing of recordings will be made available immediately upon request of the Metropolitan Police Service or Responsible Authority Officer throughout the preceding 31 day period, providing the request complies with the Data Protection Act or any other Primary Legislation
 - (e) All searches will be recorded on the CCTV system
 - (f) There will be external CCTV (installed and operated) which monitors the queue.
 - (g) A staff member from the premises who is conversant with the operation of the CCTV system will be always on the premises when the premises are open. This staff member will be able to provide Metropolitan Police Service or Authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested, providing the request complies with the Data Protection Act or any other Primary Legislation.
 - (h) The CCTV system will be checked daily to confirm that it is working.
 - (i) The CCTV system will be maintained bi-annually and details of maintenance will be made available upon request to the council.
 - (j) The licence holder will always ensure that there is a sufficient supply of portable media (USB sticks, DVDs or similar) to be provided to the Metropolitan Police Service in the event of copy CCTV footage being requested.
 - (k) The recording equipment and data storage devices will be kept in a secure environment and fitted with security functions (such as passwords) to prevent recordings being tampered with.
 - (l) The system will be register with the Information Commissions Office.
 - (m) The system will abide by the Surveillance Camera Code of Practice.
 - (n) if the any Camera on the system or the system itself becomes inoperable, then within 48 hours the Metropolitan Police will be notified along with an estimate given of the repair timescale.

- 2) Where the premises are open for licensable activities on any day after 22:30 from 21:00 hours, a minimum of one (1) SIA Door Supervisors shall be employed per twenty-five (25) customers at the premises until 30 mins after close. Further when engaged, all SIA licensed door supervisors will:
 - a) wear their SIA badges;

- b) be equipped with closed circuit radios;
 - c) be equipped with "body worn video" camera devices that will record both sound and images. All recordings will be stored for a minimum of 31 days with date and time stamping. Viewing of recordings will be made available immediately upon request of the Metropolitan Police Service or Responsible Authority Officer throughout the preceding 31 day period, providing the request complies with the Data Protection Act or any other Primary Legislation; and
 - d) when stationed outside the premises, wear high visibility jackets or vests.
 - e) ask customers not to stand around talking in the street outside the premises and ask customers to leave quickly and quietly.
 - f) will check the toilets every 30 mins and these checks are to be documented, this condition is of nil effect if the toilets are staffed by a toilet attendant.
 - g) Sign in in a register at the start of their shift and out at the end of their shift. In this log they will, confirm their full name, date of Birth, SIA registration number, and Contact details (phone number and email address).
 - h) remain on duty for half an hour after the close the venue to ensure all patrons are dispersed from the area.
 - i) monitor any patrons who are in the smoking area.
 - j) ensure when there is a confrontation between guests and one or more party is ejected, they must take action to ensure there is no further confrontation outside. Further SIA Door Supervisors will monitor those involved until they are satisfied the incident will not escalate.
 - k) will have control of clickers ensuring that the venue is not over capacity at any time. Smokers must be included in the clicker count.
 - l) will escort out from the premises immediately any patron who covers their head with a hoodie, hat or any other item of clothing.
- 3) When SIA are employed at the premises the licence holder will:
- a) keep a photographic copy of each SIA door supervisor's badge, this will be produced upon request to the Metropolitan Police.
 - b) Employ a minimum of one (1) female SIA door supervisor will, where practicable possible; where this is not possible the licence holder will confirm the reasons in an incident report.
 - c) inform the police if they change the company that provides SIA Door Supervisors.
- 4) There shall be always a personal licence holder on duty on the premises when the premises are authorised to sell alcohol.
- 5) No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
- 6) Notices shall be prominently displayed:
- a) at all exits requesting patrons to respect the needs of residents and leave the area quietly.

- b) all entrances and exits advising customers that CCTV is operating at the premises and will be always clearly legible when the premises conducts licensable activities.
 - c) at the entrance and exits stating that the premises has a zero tolerance towards drugs and weapons.
 - d) throughout the premises warning of potential criminal activity such as theft that may target customers shall be displayed.
 - e) outside the premises indicating the licensable hours and opening hours permitted under the premises licence.
 - f) throughout the premises advising customers that the premises operates a Challenge 25 proof of age scheme.
- 7) A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.
- 8) A log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Metropolitan Police Service, which will record the following:
- a) all crimes reported to the venue
 - b) all ejections of patrons
 - c) any complaints received concerning crime and disorder
 - d) any faults in the CCTV system or searching equipment
 - e) any refusal of the sale of alcohol
 - f) any visit by a relevant authority, Metropolitan Police Service, London Ambulance Service or London Fire Brigade.
 - g) any CCTV images seized by Metropolitan Police Service or other relevant authority or supplied by license holder on request, including name of person requesting and name of person supplying
 - h) any attempted underage alcohol purchases
 - i) any acts of violence or criminal damage
 - j) any theft or attempted theft of alcoholic drinks
- 9) The premises licence holder will ensure that all staff are trained commensurate with their roles at the premises including:
- a) The Licensing Act 2003, responsibilities in supporting the four key objectives.
 - b) Crime Scene Preservations
 - c) Welfare and Vulnerability Engagement (WAVE) training
- The premises licence holder will ensure that records of staff training are kept and made available to Responsible Authority Officers on request.
- The premises licence holder will ensure that refresher training is provided every 6 months.
- 10) The premises licence holder shall provide and maintain a dedicated telephone number of the designated premises supervisor for use by any responsible authority or any person who may wish to make a complaint during the operation of the

licence. This shall be provided upon request to the Licensing Authority and Metropolitan Police Service.

- 11) Deliveries of materials necessary for the operation of the business shall be carried out at such time or in such a manner as to prevent nuisance and disturbance to nearby residents.
- 12) The premises licence holder will devise and maintain the following policies:
 - a) Dispersal
This policy will include but not limited to:
 - i. How patrons leaving the premises will be directed away from the premises;
 - ii. How patrons will be informed of the services of taxi and private hire operators;
 - iii. What staff will be responsible for supervising those leaving the premises and how they will supervise such persons;
 - iii. Any 'wind' down periods;
 - iv. Methods to prevent re-entry to the premises;
 - v. How bottles and glasses will be prevented from being removed from the premises.
 - b) Security
This policy will include but not limited to:
 - i. Clear expectations of staff roles (including the DPS, managers/supervisors and door supervisors);
 - ii. Staff training regarding identification of suspicious activity and what action to take;
 - c) Drugs, this will be a zero-tolerance policy with regard to the use/possession of controlled drugs and psychoactive substances
Including but not limited to:
 - i. Dealing with patrons suspected of using drugs on the premises;
 - ii. Scrutiny of spaces including toilets or outside areas;
 - iii. The handling of items suspected to be illegal drugs or psychoactive substances.
 - iv. Steps taken to discourage and disrupt drug use on the premises
 - v. Steps to be taken to inform patrons of the premises drug policy/practice.

Any changes to these documents will be notified to the Metropolitan Police within 48 hours of making the change.

- 13) The premises shall operate a last admittance policy for patrons whereby the last patron shall be admitted to the premises 90 minutes before closing time on Friday and Saturday nights.

- 14) Windows and doors shall be closed at 22:00 when live or recorded music is playing except for the immediate entrance or egress of persons to or from the premises.
- 15) No person under 18 years of age shall be admitted to the premises or allowed to remain on the premises after 21:00 except in the company of an adult.
- 16) No patron temporarily allowed to leave to smoke will be allowed to take any glassware or drinking vessel from the premises whether empty or containing any beverage. This includes patrons using the smoking area.
- 17) In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:
 - a. The police (and, where appropriate, the London Ambulance Service) are called without delay;
 - b. All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
 - c. The crime scene is preserved to enable a full forensic investigation to be carried out by the police; and
 - d. Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.
- 18) No patrons, DJ's, performers, (along with their guests and entourage) or guests of staff will be admitted (or re-admitted) to the premises after 21:00, or when a promoted event is running unless:
 - a) They have had their ID scanned on entry;
 - b) They have been physically searched in accordance with the Premises' entry policy which will include a full bag search and;
 - c) The searching will be supplemented using two functional metal detecting wands operated by a male and (so far as reasonably possible) female door supervisor dedicated to that duty either until the end of permitted hours or until there are no further admissions. Where a female Door Supervisor is not available this shall be logged.
 - d) They comply with the following dress code; individuals wearing hats and/or hoodies shall be refused entry until such items are removed from the customer's head.Further:
 - e) No patron carrying visibly open or sealed alcohol vessels shall be admitted to the premises at any time that the premises are open for any licensable activities.
- 19) The licence holder will conduct a vigorous vetting procedure for any Private Party, Promoter (and their known associates), DJ or artist or outside agent. This vetting must be documented and should consider any open-source material, and reference checks. If there are any concerns these should be communicated to the Metropolitan Police at least 14 days before the event.

All licensable activities will be permitted from the start of licensable activities on New Year's Eve until the end of licensable activities on New Year's Day.

Section 1: Background comments of the Borough Solicitor

- 1.1 The purpose of Camden's Statement of Licensing Policy is to make it clear to applicants that wider considerations will be taken into account when determining applications. It is intended to guide the Licensing Panel when considering licence applications. However, the Licensing Panel must always consider each application on its own merits and allow exceptions to the normal policy where the circumstances of the application justify allowing an exception. The burden is on the applicant to show that they comply with the policy.
- 1.2 Members should only address those matters that have formed the subject matter of relevant representations. Matters that arise that are not the subject of relevant representations fall outside the function that the Panel is exercising when it holds a hearing
- 1.3 Members must determine, having regard for the evidence, whether granting the application for a premises licence will impact adversely on the policy criteria listed in paragraph 3 of this report.
- 1.4 In accordance with the provisions of Part 1 of Schedule 5 of the Act, where a Licensing Authority rejects in whole or in part, an application for a new premises licence, the applicant may appeal against the decision, to a magistrate's court within 21 days of being notified of the decision.
- 1.5 Similarly, where a person who made relevant representations in relation to the application contends that the licence ought not to have been granted, or that different or additional conditions should have been imposed on the licence, he may appeal against the decision to a magistrate's court within 21 days of being notified of the decision.
- 1.6 **The Human Rights Act 1998** incorporates the key articles of the European Convention on Human Rights into domestic law. Decisions on licensing matters are actions of a public authority and must be compatible with Convention rights. Consequently, Members of the Panel must be aware of the rights contained in the Convention (particularly those set out below) when making licensing decisions.

(a) Article 6: Right to a fair trial

In the determination of his civil rights and obligations, everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law.

(b) Article 8: Right to respect for private and family life

Everyone has a right to respect for his or her private life, his home and correspondence.

(c) Article 1 of the First Protocol: Protection of property

Every natural or legal person is entitled to the peaceful enjoyment of his possessions, including a licence. No one shall be deprived of his possession except in the public interest and subject to the conditions provided for by law and by the general principles of international law.

(d) Article 10: Freedom of Expression

Everyone has the right to freedom of expression. This right shall include freedom to hold opinions and to receive and impart information and ideas without interference by public authority and regardless of frontiers. This Article shall not prevent States from requiring the licensing of broadcasting, television or cinema enterprises.

The exercise of these freedoms since it carries with it duties and responsibilities may be subject to such formalities, conditions, restrictions or penalties as are prescribed by law and are necessary in a democratic society, in the interests of national security, territorial integrity or public safety, for the prevention of disorder or crime, for the protection of health and morals, for the protection of the reputation or rights of others, for preventing the disclosure of information received in confidence, or for maintaining the authority and impartiality of the judiciary.

(e) Article 14: Prohibition of discrimination

The enjoyment of the rights and freedoms set forth in this Convention shall be secured without discrimination on any ground such as sex, race, colour, language, religion, political or other opinion, national or social origin, association with a national minority, property, birth, or other status.

- 1.7 When formulating policy local authorities must have regard to the **Equality Act 2010**. The Act provides protection from discrimination in respect of certain protected characteristics, namely: age, disability, gender reassignment, pregnancy and maternity, race, religion or beliefs and sex and sexual orientation. It places the Council under a legal duty to have due regard to the advancement of equality in the exercise of its powers including licensing powers. Members of the panel must be mindful of this duty when determining all licensing applications.

The section 149 Public Sector Equality Duty

- (1) A public authority must, in the exercise of its functions, have due regard to the need to—
- (a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;
 - (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;
 - (c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.

(2) A person who is not a public authority but who exercises public functions must, in the exercise of those functions, have due regard to the matters mentioned in subsection (1).

(3) Having due regard to the need to advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it involves having due regard, in particular, to the need to—

(a) remove or minimise disadvantages suffered by persons who share a relevant protected characteristic that are connected to that characteristic;

(b) take steps to meet the needs of persons who share a relevant protected characteristic that are different from the needs of persons who do not share it;

(c) encourage persons who share a relevant protected characteristic to participate in public life or in any other activity in which participation by such persons is disproportionately low.

(4) The steps involved in meeting the needs of disabled persons that are different from the needs of persons who are not disabled include, in particular, steps to take account of disabled persons' disabilities.

(5) Having due regard to the need to foster good relations between persons who share a relevant protected characteristic and persons who do not share it involves having due regard, in particular, to the need to—

- (a) tackle prejudice, and
- (b) promote understanding.

(6) Compliance with the duties in this section may involve treating some persons more favourably than others; but that is not to be taken as permitting conduct that would otherwise be prohibited by or under this Act.

1.8 In determining any application, the Council must comply with the public sector equality duty in s.149 of the 2010 Act. This is a duty to have regard to the need to achieve the statutory goals of s.149, rather than to achieve a particular result. The s149 duty sits alongside and does not override statutory requirements in relation to determining licensing applications, including the duty to consider all evidence on its merits and the legislative criteria listed at paragraphs 3 & 4.

1.9 When members have before them representations or other material on issues relevant to s149, even outside the scope of “standard” licensing considerations such material must still be specifically assessed in the context of s149. However, because s149 creates a requirement to “have regard” the fact a matter raised is relevant to s149 will not automatically translate into a reason for refusing an application that would be sustainable in any subsequent appeal, given the legal requirement to determine applications in compliance with licensing legislation.

Section 2: Financial Comments

- 2.1 Following consideration there are no financial implications concerning this application. The Executive Director Corporate Services has been consulted in the preparation of this report and has no further comments to add.