

NK/1 [Signature]



TOTAL POLICING

Licensing Act 2003 - Record of Visit to Licensed Premises

Details			
Name of Premises:	Phase One Lounge		
Address of Premises:	136 New Cross Road		
Premises Type / Event:	Bar		
Date of Visit:	27/1/17	Time Of Visit:	21.40hrs

Officers in Attendance			
1.	Nick GERM PC 782 PL	CAD Reference:	8216/27 JAN 17
2.	Lisa Spall	CRIS Reference:	—
3.		CRIMINIT Reference:	PLRT00523468
4.			

Premises Details	
Is the Premises Licence Summary displayed and correct?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Is the Designated Premises Supervisor (DPS) present?	Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/>
Record details of DPS personal Licence (include full name, issuing authority and lic No.)	
N/A	
DPS Contact No.:	N/A
If No DPS is present provide details of person in charge:	Henry AKINOLA
Record details of personal Licence (include full name, issuing authority and lic No.)	
Henry AKINOLA LEWOISS - LEWISHAM	
Is the full premises Licence or an endorsed copy available?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
What is the capacity of the premises if shown on premises licence?	30
How many persons present (rough headcount)?	10
What process is used to record customer numbers (clicker, tickets head count etc)?	
N/A	

Details of Door Staff				
Are Door Staff required by licence conditions?			Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Number of Door staff on duty		Male:	Female:	
Name of Security company				
Full Name	D.O.B.	SIA Badge	Full Badge Number	Comments
		Yes <input type="checkbox"/> No <input type="checkbox"/>		
		Yes <input type="checkbox"/> No <input type="checkbox"/>		
		Yes <input type="checkbox"/> No <input type="checkbox"/>		
		Yes <input type="checkbox"/> No <input type="checkbox"/>		
		Yes <input type="checkbox"/> No <input type="checkbox"/>		
		Yes <input type="checkbox"/> No <input type="checkbox"/>		
		Yes <input type="checkbox"/> No <input type="checkbox"/>		
		Yes <input type="checkbox"/> No <input type="checkbox"/>		
		Yes <input type="checkbox"/> No <input type="checkbox"/>		
		Yes <input type="checkbox"/> No <input type="checkbox"/>		
		Yes <input type="checkbox"/> No <input type="checkbox"/>		
		Yes <input type="checkbox"/> No <input type="checkbox"/>		
Register of Door Supervisors complete and correct		Yes <input type="checkbox"/>	No <input type="checkbox"/>	
Incident log kept and complete		Yes <input type="checkbox"/>	No <input type="checkbox"/>	

Operation of Premises	
Is CCTV required by the licence?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
If no is CCTV installed?	Yes <input type="checkbox"/> No <input type="checkbox"/>
Is there a member of staff trained and available to operate the CCTV system?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Is CCTV operating correctly and in accordance with any licence conditions? If no detail defects	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Are customers searched prior to entry? What is the procedure?	
N/A	
Is the search area covered by CCTV?	
Is there a system for recording or verifying customer details and age, what is the system? (Passport, driving licence PASS card or use of ID scan, entry scan, or other biometric screening systems)	
N/A	
Does the venue operate any drinks promotions? If yes provide details	Yes <input type="checkbox"/> No <input type="checkbox"/>
No	
Details of the Premises age verification policy (e.g. challenge 21/25)	

**Toilets and public areas**

**Toilets**

Are the toilets regularly checked by staff?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Is there a Toilet attendant?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Are the toilets covered by CCTV?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Are the toilets and environs well maintained?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Is there any evidence of drugs use in this area? If yes detail evidence (drugs paraphernalia, or evidence obtained from drugs swipes or drugs itemiser)	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

**Smoking area:**

Is there a designated smoking area?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Is it covered by CCTV?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Is it controlled by staff?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Is there a re-entry search policy?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

**Public areas:**

Is the ambient lighting in public areas adequate?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Is there a VIP area?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Does CCTV cover public areas and dancefloor?	Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Do staff regularly clear glassware?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Does the premises use plastic drinkware?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Is there a cloakroom?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Does the premises have a Medical facility/room?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
What percentage of the premises is given over to seating and tables?	100 %

**Premises Staff**

How many staff are on duty?	2
How many Personal Licence Holders on site?	1
Are staff training records available?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
Is there a trained first aider on duty?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

**General attitude of staff**

Helpful  Unhelpful  Obstructive  Other

**Actions**

Have any breaches in licensing conditions been identified?

Yes  No

Details of breaches

No Full License Displayed  
Have not joined Safer Lewisham - Annex 3 Condition  
Does not know how to operate CCTV.

Section 19 (Police and Criminal Justice Act 2001) Closure notice issued?

Yes  No

Is an action plan required as a result of this visit?

Yes  No

Is a warning letter required as a result of this visit?

Yes  No

Detail grounds for action plan and or warning letter?

To obtain Full License and Display it  
to join Safer Lewisham  
to be shown how to use CCTV

Are there other offences or issues relevant to partner agencies (ie fire, environmental health, HM Customs and Excise, Etc).

Appropriate Agency:

Safer Lewisham

Details:

\_\_\_\_\_

Details of whom referral passed to

Does the premises require a further visit?

Yes  No

By what date should this visit be completed

END FEB 2017

General Notes

\_\_\_\_\_

Further action by Licensing Office

Send Ahnriplan email Safer Lewisham with contact details -

NL/2 Nicholas

## **Lewisham Borough Police Licensing Action Plan**

**Date:** 30/01/2017

**Venue:** Phase One Lounge

**Address:** 136 New Cross Road, SE14 5BA

**Licence Number:** PL 1153

**DPS:** Mr Henry Akinola

Dear Mr Akinola

On the 27<sup>th</sup> January 2017 at 21:40hrs I attended your premises to conduct a licensing visit with yourself. Lisa Spall from Lewisham council was also present. Whilst conducting this visit I discovered (3) Three breaches of your license condition`s. I have decided to deal with these breaches by the way of this Action Plan. This action plan needs to be completed within 14 days and if the below actions are not completed further action may be taken which could led to a review of your license.

### **Alleged Breaches.**

1. Failure to join the Safer London business partnership crime reduction scheme. This condition is an annex three condition, set at the last hearing.
2. Failure to display the full licence in the public area.
3. Lack of knowledge in the operation of the CCTV system which is also an annex (3) three condition.

**Action to be taken by the DPS**

1. To Join and maintain membership of the Safer London business partnership crime reduction scheme.
2. To obtain and display your full license in the public area of the premises.
3. To obtain training on your CCTV system and insure a trained member of staff is on the premises at all times the premises is open to the public.

PC Nick GERRY 782PL.....  
Licensing Officer for Lewisham Police.

Mr Henry Akinola (DPS).....

Review date 13/02/2017



# Notification of alleged offences under the Licensing Act 2003

Venue Name: Phase One REF: (CAD/CRIS etc.) SS39/24/FEB  
Address: 136 Newcross Road - SE14 5BA  
Date: 24/2 Time: 2321  
Details of person in charge at the relevant time: NO ONE!!  
DPS  Personal Licence Holder

### Summary of alleged offences identified

- Section 57(4) Failure to secure premises licence or a certified copy at the premises or to prominently display a summary of the Licence.
- Section 57 (7) Failure to produce a premises licence or a certified copy.
- Section 109 (4) Failure to secure that a copy of the Temporary Event Notice (TEN) is prominently displayed at the premises or secure that a copy of the TEN is in the custody of an appropriate person.
- Section 109 (8) Failure to produce a TEN to a police officer.
- Section 135 (4) Failure to produce a personal licence to a police officer.
- Section 136 (1) Carrying on or attempting to carry on a licensable activity on or from any premises otherwise and in accordance with an authorisation or knowingly allowing a licensable activity to be carried on. (Sec19 issued Y  No  )
- Section 137 (1) Exposing alcohol for retail without an authorisation. (Sec19 issued Y  No  )
- Section 138 (1) Keeping alcohol on a premises for an unauthorised sale. (Sec19 issued Y  No  )
- Section 140 (1) Knowingly allowing disorderly conduct on a licensed premises.
- Section 141 (1) Knowingly selling or attempting or allowing alcohol to be sold to a person who is drunk.
- Section 144 (1) Knowingly keeping or allowing non duty paid goods or unlawfully imported goods to be kept on premises.
- Section 145 (1) Allowing an unaccompanied child on a premises (used primarily or exclusively for the sale of alcohol).
- Section 146 (1) Selling alcohol to an individual aged under 18.
- Section 147 (1) Knowingly allowing the sale of alcohol to an individual under 18.
- Section 153 (1) knowingly allowing an individual under 18 to make a an unsupervised sale of alcohol.
- Section 179 (4) Intentionally obstructing any authorised person exercising a power of entry under section 179.

Details of alleged offence(s) including relevant Cad and Crime report details:  
When we entered the property with immigration + council - The two staff left the premises full of customers - NO DPS or any speaking to us on the phone. He stated he worked in another restaurant and only deposits - suspect staff to be illegal in the UK. He was exposing alcohol to be sold without an authorisation.

Issuing officer: PC Wick GEDPT Print: PC Wick GEDPT

I acknowledge receipt of this form: (venue) \* Alford

The purpose of this notice is to inform you that the failure to comply with the Licensing Act 2003 may result in the police initiating criminal proceedings against the DPS, premises licence holder, or both. This notice may also be used in evidence to support a review of the premises licence pursuant to section 51 Licensing Act 2003 and/or an application for a closure order under section 20 Criminal Justice and Police Act 2001

# Notification of alleged offences under the Licensing Act 2003

REF: LICADVICE REF: 2527/14/118  
 Name: Phase One  
 Address: 105 The Cross Road - SE14 5BT  
 Date: 24/11/14  
 Date of notice is change in the relevant law: No

Personal Licence Holder  
 Ops

### Summary of alleged offences identified

- Section 27(1) Failure to secure premises licence or a certified copy of the premises or to prominently display a copy of the licence
- Section 27(2) Failure to produce a premises licence or a certified copy
- Section 109 (A) Failure to secure that a copy of the Temporary Event Notice (TEN) is prominently displayed at the premises or secure that a copy of the TEN is in the custody of an appropriate person
- Section 109 (B) Failure to produce a TEN to a police officer
- Section 136 (A) Failure to produce a personal licence to a police officer
- Section 136 (B) Carrying on or attempting to carry on a licensable activity on or from any premises otherwise than in accordance with an authorisation or knowingly allowing a licensable activity to be carried on (Goods listed Y/N)
- Section 137 (1) Carrying alcohol for retail without an authorisation (Goods listed Y/N)
- Section 138 (1) Keeping alcohol on a premises for an unauthorised sale (Goods listed Y/N)
- Section 140 (1) Knowingly allowing licensable activity to be carried on a licensed premises
- Section 141 (1) Knowingly allowing or attempting to allow alcohol to be sold to a person who is drunk
- Section 142 (1) Knowingly allowing or allowing the sale of alcohol to a person who is drunk
- Section 143 (1) Allowing an unauthorised third party to be present (and thereby to be available for the sale of alcohol)
- Section 144 (1) Allowing alcohol to be sold to a person who is drunk

- Section 145 (1) Knowingly allowing the sale of alcohol to a person who is drunk
- Section 146 (1) Knowingly allowing an individual under 18 to have an unauthorised sale of alcohol
- Section 147 (1) Knowingly allowing an individual under 18 to have an unauthorised sale of alcohol
- Section 148 (1) Knowingly allowing an individual under 18 to have an unauthorised sale of alcohol

When we entered the premises with the premises licence - the two staff left the premises and we returned to BTZ PM. On the phone he stated he was not responsible for the premises. The premises licence was issued to PC Nick (Case 148/14/118) and the premises licence was issued to PC Nick (Case 148/14/118).

PC Nick (Case 148/14/118) is the person who issued the premises licence to PC Nick (Case 148/14/118).



**CLOSURE NOTICE - SECTION 19 CRIMINAL JUSTICE AND POLICE ACT 2001**

Date of the Closure Notice: 24/2/17 Time Served: 23.28

Authority issuing Notice: Metropolitan Police Service

Name and rank of person making the notice: PC GERRY 782PL

Signature: [Signature]

Name (if applicable) and address of the affected premises:  
Phase 1 136 Newcross Road  
SE14 5BA

**Alleged unauthorised use of the premises (section 19 (6)(a))**

The officer serving this notice is satisfied that the above premises are being, or within the last 24 hours have been, used for the unauthorised sale of alcohol for consumption on, or in the vicinity of the premises. The specific details of the alleged use are:

Staff to be illegal in the UK. Premises License holder and DPS believed not to work at the premises

Grounds upon which the person serving the Notice was satisfied of the existence of such unauthorised use:

On entering the premises staff left, on speaking Mr Abnida the P.L.H. He said he works at another premises - Hence No DPS or P.L.H

Steps that may be taken to end the alleged unauthorised use of the premises, or to prevent it from re-occurring (section 19 (6) (c))

Sort out new License with the Council so Alcohol can be sold legally.

**Third party consideration (section 19.4)**

Are there any other persons occupying the premises who need to be informed of this notice?

Yes/No (details) No

If yes they must be issued with a copy of this form

**Effect of section 20, Application for closure order.**

A failure to take remedial action to prevent further or continued unauthorised use may lead to an application being made to a Magistrates court for a closure order under section 21 Criminal Justice and Police Act 2001.

The Person (if applicable) on whom the closure notice has been served:

Name Gladness - OJO

Signature Gladness

Date 24/2/17



NE 15 [Signature]



Licensing Team  
9 Holbeach Road  
London SE6 4TW  
020 8314 6400

**Application for the review of a premises licence or club premises certificate  
under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form.  
If you are completing this form by hand please write legibly in block capitals. In all  
cases ensure that your answers are inside the boxes and written in black ink. Use  
additional sheets if necessary.  
You may wish to keep a copy of the completed form for your records.

I Pc Nick Gerry 782PL

*(Insert name of applicant)*

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

**Part 1 – Premises or club premises details**

<b>Phase One Lounge</b> 136 New Cross Road New Cross	
<b>Post town</b> Lewisham	<b>Post code (if known)</b> SE14 5BA
<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Mr Henry Akinola	
<b>Number of premises licence or club premises certificate (if known)</b> 1153	

**Part 2 - Applicant details**

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A) below)

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

Please tick ✓ yes

Mr

Mrs

Miss

Ms

Other title  
(for example, Rev)

**Surname**

**First names**

I am 18 years old or over

Please tick ✓ yes

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

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address (optional)**

**(B) DETAILS OF OTHER APPLICANT**

Name and address
Telephone number (if any)
E-mail address (optional)

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address
PC Nick Gerry – Licensing officer for Lewisham Police
Lewisham Police Station 43 Lewisham High Street Lewisham SE13 5JZ
Telephone number (if any)
0208 284 5041
E-mail address (optional)
Nicholas.gerry@met.pnn.police.uk

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

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes

✓

**Please state the ground(s) for review (please read guidance note 2)**

I am applying for a review of the premises license and the removal of the DPS for the Phase One Lounge at 136 New Cross Road, SE14 5BA.

I Believe that they have put at serious risk two out of the 4 Licensing objectives. The two objectives that I am applying for this review under are Crime and disorder and Public safety.

On the 24/02/2017 myself, Lisa Spall and immigration attended the venue at about 21:40hrs. We attended the venue as a follow up visit as I had issued an Action plan on a previous visit as they had breached 3 conditions, two of which were annex three conditions, These were, failure to register with Safer London Business partnership, and lack of knowledge on how to operate the cctv system. The other breach was failure to display the full license in the public area.

When we entered the premises I saw the same member of staff that I met the month before, I now know this staff member to be the chief. There was a female waitress and another male in the kitchen. We remained in the kitchen whilst the chef made a call to the owner, whilst he did this he made his way out to the rear area and then left the premises, the waitress then also left and the other male who apparently just started to that night also left. This left the restaurant full of customers with no staff present. They had left the gas hobs on with food cooking. I had met the chef before so I can only surmise that he saw the immigration officers and has something to hide from them. I then called the Premises License holder on the phone and he informed me that he was at his restaurant called Daniels Bar in the Old Kent Road and he could not attend. He also stated that he only deputises occasionally at Phase One and stated that he would get the owners wife Mrs OJO to attend. At this point we had no option but to close the restaurant and we awaited at least an hour for Mrs Gladness OJO to arrive. She confirmed that the restaurant was owned by herself and her Husband Mr Samuel OJO and he was out of the country. She went on to explain that Mr Akinola was the cousin of her husband and when they applied for the license they felt that it would be better if he was the premises License holder as he had experience.

I have visited this venue twice in the last month, on both occasions neither the DPS nor the premises License holder have been present and on the first occasion Mr Akinola only arrived when he was called. The Bar is in fact run by Mr and Mrs OJO and I believe the reason they are not on the license is that Mr OJO would not qualify for a license due to his criminal history. I have also just completed a check on Mr OJO and he was sentenced to 8 weeks in prison for 6 counts of fraud on the 9/2/2017.

It is now apparent that Mr Henry Akinola is not in charge of the restaurant and DPS on the License is in fact his wife who is also the DPS for Daniels Bar and I have not seen her on the three visits that I have done.

I believe that the premises is not being run in line with the license and I believe that the council have been misled when the license was first granted. The fact that the staff just left on our arrival leaving gas hobs alight with complete disregard for their customer's safety and no form of management were present. I also believe that the only reason the chef left the premises is that he had either overstayed in the uk or was here illegally. I feel at this stage the only way we can protect the licensing objectives is to revoke the current License.

