



TOTAL POLICING

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 Owen Dunn 3326EA**

apply for the review of a premises licence under Section 51 of the Licensing Act 2003 for the premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description:

70A Longbridge Road

Post town: Barking Post code: (if known) IG11 8SF

Name of premises licence holder or club holding club premises certificate (if known):

Mr Lad Bardhaj

Number of premises licence or club premises certificate (if known):

007022

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) | <input type="checkbox"/> |
| 2 | a responsible authority (please complete (C) below) | <input checked="" type="checkbox"/> |
| 3 | a member of the club to which this application relates (please complete section (A) below) | <input type="checkbox"/> |

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

Mr	<input type="checkbox"/>	Mrs	<input type="checkbox"/>	Miss	<input type="checkbox"/>	Ms	<input type="checkbox"/>	Any other title (e.g. Rev.)	<input type="checkbox"/>
Surname:						First Names:			
I am 18 years old or over						<input type="checkbox"/>			
Current postal address if different from premises address:									
Post town:						Post code:			
Daytime Tel. No.:						Email: (optional)			

(B) DETAILS OF OTHER APPLICANT (fill in as applicable)

Name and Address:	
Telephone Number (if any):	
Email address: (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT (fill in as applicable)

Name and Address:	
METROPOLITAN POLICE SERVICE, ROMFORD POLICE STATION, 19 MAIN ROAD, ROMFORD, RM1 3BK	
Telephone Number (if any):	02032767737
Email address: (optional)	owen.dunn@met.police.uk

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

		Please tick one or more boxes
1	The prevention of crime and disorder	<input checked="" type="checkbox"/>
2	Public safety	<input checked="" type="checkbox"/>
3	The prevention of public nuisance	<input type="checkbox"/>
4	The protection of children from harm	<input type="checkbox"/>

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

This application is submitted on behalf of the Commissioner of the Metropolis.

This premises is a Pool Club which currently has a premises licence allowing for the licensable activity of "sale of alcohol" for consumption on the premises. Hours permitted are, Monday – Saturday between 1100 hours to 2300 hours and Sunday between 1100 hours to 2230 hours.

On Wednesday 7th April 2021 at 1740 hours, Police arrived at the venue after being contacted by the Local Authority COVID enforcement team. They raised concerns about the venue potentially taking part in licensable activity and gatherings after members of the public had witnessed multiple people entering and leaving the rear of the premises via a side alleyway access point. The venue kept a shutter down at the front of the premises.

This has allegedly been taking place for a number of days since the weekend before.

Upon officers walking through the alleyway adjacent to the venue 4/5 males were seen to run away after seeing Police.

Officers entered to the rear of the premises which appears to be some form of long outbuilding which has been constructed for the use of placing tables and chairs, as an extension to the Bardhi Pool Club Premises. At the furthest end away from the officers was

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a bar area. Next to the bar area were 2 doors, one leads to the toilets and the other into the main building of the Bardhi Pool Club where the pools tables are located and another bar.

Police discovered a further 19 males inside this long structure, sat at various tables with alcohol and shisha devices on said tables with a lack of social distancing taking place between the males individually.

At the time of this incident the hospitality industry were required, under the Health Protection (Coronavirus, Restrictions) (Steps) (England) Regulations 2021, Step 1, to close for consumption on the premises. These restrictions eased into Step 2 of the governments road map plan on 12th April 2021, which permits restaurants, cafes and pubs to be able to serve people sitting at a table outside. This was not in place at the time of this discovery by Police and therefore this gathering and allowing of licesable activity inside this structure became a criminal offence and directly undermined the licensing objectives of Prevention of Crime & Disorder & Public Safety.

Please provide as much information as possible to support the application: (please read guidance note 3)

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Mr Lad Bardhaj whom is both the Premises Licence Holder and the Designated Premises Supervisor, was present at the time and spoke to officers after being identified that he was in charge of the premises.

In which he stated he came to the venue to do some jobs such as cleaning and apparently all the people turned up and asked him to be served.

As officers walked inside the rear of this building there was also a male stood inside smoking a cigarette. This is believed to be Mr Bardhaj's son, Adi Bardhaj.

PC Anwar clarified with Mr Bardhaj that he understood the regulations at the time and that this gathering should not have been taking place. Mr Bardhaj then states to the officers he takes full responsibility.

There were 8 tables present at the time officers were there, 7 of those tables were in use with multiple seats around each table. Majority of the tables contained a shisha device, one of the tables even had 3 shisha devices between 4 males.

There were 8 shisha devices on display on tables in total. Some of the males were consuming alcohol from bottles, these appear to be "Budweiser" bottles. Which you can see in the Body Worn Video footage from PC Dodd that "Budweiser" bottles are stocked in the fridges of both the bars. There also appeared to be 2 empty pint glasses on one of the tables which contained 5 males. On this same table there was another male having a cigarette. It is believed there was an ash tray present on 5 out of the 8 tables which suggests that indoor smoking is being permitted inside this building on top of shisha being permitted to be smoked being a detrimental effect to people's health and wellbeing.

Whilst officers were trying to establish the most practicable way to deal with the situation and educating Mr Bardhaj, a male is seen and heard to be sat in the background continuing to smoke on the shisha device. This demonstrates the clientele which are also attending the venue. They have a lack of consideration for the rules and regulations. This also applies to the Premises Licence Holder and Designated Premises Supervisor, Mr Bardhaj whom has allowed this activity to take place.

The bar area at the rear of this outbuilding structure appeared to be in use as it was messy. There were ashtrays stacked up, another shisha device present, rubbish in the bin, lights on in the fridges where the alcohol is stored. All this suggests that the venue was in full operation and the licence holder was not there to clean up, more so to conduct licensable activity.

PC Dodd & PC Anwar deemed this unpractical at the time to issued individual fines to each of the persons present as they were a single unit on scene therefore dispersed the group inside the venue and issued a single FPN to Mr Bardhaj as it was his venue and he was permitting the gathering and licensable activity to take place.

When asked why all the people were present inside his venue, Mr Bardhaj's son Adi stated he had told his father not to open the premises but that his father had given into the pressure from his friends and customers who use the pool club.

It was mentioned that Mr Bardhaj had been accepting payment in return for providing drinks and shisha to the customers.

Should Mr Bardhaj fall under pressure to open the business because customers want a drink and/or shisha during the pandemic, this doesn't convince Police that Mr Bardhaj is of strong enough character to run a licenced premises.

The fact that the shutter was down at the front of the premises was a disguise in order to present the venue as closed when in fact it was fully operational. This type of deceit is not what should be expected from a responsible operator of a licenced venue.

Mr Bardhaj provided his details to the officers and remained on scene with his son whilst the officers reported him for the offence of "CONTRAVENING REQUIREMENT TO CLOSE PREMISES IN WHICH FOOD AND DRINK ARE PROVIDED FOR CONSUMPTION ON THOSE PREMISES."

Prior to this FPN being issued, PC Dodd contacted Detective Superintendent John Carroll, who agreed with the officer's assessment. This demonstrates the level of severity deemed by the Metropolitan Police Service.

Contact was made Mr Bardhaj the following week by the Police Licensing Officer PC Dunn via telephone to ask for his version of events and an explanation as to what had occurred.

Mr Bardhaj stated that he was doing work in the venue in the afternoon in preparation for the re-opening on 12/04/2021, when his friends came to the venue and asked for coffee to which he served them. Apparently multiple people started arriving in small numbers after contacting each other stating the venue was open.

PC Dunn asked why Mr Bardhaj served them to which he stated that he knew it was a mistake, apparently they didn't come all together, initially it was just a coffee, they were sitting outside.

PC Dunn asked as to why there were shisha devices on the table, Mr Bardhaj stated that he made a few shishas for them.

PC Dunn then asked about what drinks were served to the males, to which Mr Bardhaj then stated, some coffee, cappuccino, some water and 2/3 beers.

Mr Bardhaj stated that the males had been at the venue roughly 1 and half hours prior to Police arriving.

It was stressed to Mr Bardhaj that it was so close to re-opening, he should not have been risking the trade and why did he not send them away. Mr Bardhaj stated that he knew he was wrong, a big mistake.

PC Dunn clarified with Mr Bardhaj if there was anyone else involved in the business or if it is solely him, to which he confirmed it is just him.

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Local Authority issued a Direction Notice which commenced at 1700 hours on 08/04/2021 and terminates at 1700 hours on 22/04/2021.

Due to the lack of consideration shown by Mr Bardhaj who is the Premises Licence Holder & Designated Premises Supervisor of the premises, it is deemed that they are not a strong enough character to run the establishment which has a previous history for being involved in criminal activity.

It is deemed they are not a fit and proper person due to the deceit shown to try and cover up the licensable activity which was taking place, by leaving the front shutters down and ensuring customers used the side alleyways as the entrance/exit.

Mr Bardhaj states it was just the day in question where these activities took place. This is not considered to be true, as members of the public have stated there has been previous similar activity around the premises for multiple days prior.

This premises licenced has previously been reviewed by Police in 2019 which rightly so resulted in the licence being revoked by the licensing sub-committee.

The matter was then appealed at Magistrate's Court whereby the licence was reinstated with a set of new conditions were added to the operating schedule, resulting in the updated licence issued on 21/03/2020.

Almost exactly 1 year later and Police are in the same position as having no option but to submit an application to review the premises licence.

There are only so many chances a licence and an individual can be given to run a safe premises. The fact that 4/5 males ran on seeing Police means they know that it is wrong to be at the venue at that time during a pandemic.

It is sought from the sub-committee that this licence be revoked because the venue has clearly had ample chances to create a safe and successful business in the community and has failed to do so. They have failed to adhere to simple instructions during a worldwide pandemic, who knows truly how long they have been concealing their deceitful actions behind the closed shutters. Police believe the licensing objectives have been undermined, the venue has been operating during this pandemic.

Due to the severity of the breaches and a clear lack of control the licence holder has at the venue, Police feel that revocation of this licence is the only option due to severity of the COVID-19 Regulation breach and the safety implications it has potentially had on the local community.

This is not the sort of behaviour that can be tolerated nor expected from an individual whom is both Premises Licence Holder & Designated Premises Supervisor of a licenced venue, it is therefore also sought that Mr Bardhaj's personal licence be removed. The severity of the virus is only too well known to everyone at this stage and the fatal consequences it can have. Everyone in society has their role to play to adhere to the simple rules set out by the government to try and restore a level of normality back into the community. This has been hindered by this premises who believe they were entitled to break the regulations set out.

Have you made an application for review relating to this premises before?



(Please tick yes)

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	Day	Month	Year
If yes, please state the date of that application:	1	9	0 8 2 0 1 9

If you have made representations before relating to this premises please state what they were and when you made them:

19/08/2019

Premises licence previously reviewed after concerns it was involved in serious & organised criminal activity. Warrant executed on 08/08/2019. During which six arrests were made for various offences which included, possession of an offensive weapon (flick knife) possession of class A drugs, possession of class B drugs, immigration offences, imitation firearm found behind the bar along with fraudulent ID documents and large amount of cash. One of the males was also shown as wanted for possession of a firearm. All of the males arrested were Albanian Nationals. The current premises licence holder & DPS Mr Bardhaj, was one of the males arrested, for the offences of Possession of a firearm, possession of controlled substances (drugs) and fraud by false representation. He denied all knowledge of the items. It was concerned that this venue was involved in serious & organised crime and a review was brought. The licence was revoked by the licensing sub-committee. Appeal was made by the venue and a Magistrates Court reinstated the licence with the conditions which form Annexe 2 of the licence.

20/10/10

July 2010, anonymous information is received by the police licensing office of excessive noise and nuisance being generated at the premises on a regular basis.

August 2010, further complaints are received at the police licensing office regarding the noise and nuisance being generated by the premises. There are also complaints of young people being allowed to use the premises on a regular basis.

On 26th August 2010 police licensing and SNT officers visit the premises. The DPS and Premises Licence Holder at the time, Mr Hasan GUL was not on the premises. The person who claimed to be in charge was a Haxhi MEHUKA, although he had only been left in charge for 15 minutes or so whilst the 'owner' had popped out. This proved to be false. Police began to check the premises were complying with the conditions as laid out in the premises licence. There were multiple failings such as with the CCTV conditions, venue were not sticking to the member's only condition. Children aged 13 & 14 were inside the venue.

Mr Hasan GUL is both the DPS and the Premises Licence Holder. In an interview conducted at Roycraft House on 27th August 2010, Mr Gul stated he had sold the lease to premises in November 2008 and no longer had anything to do with the running of the business in any capacity. He accepted he no longer had the role of DPS. Therefore the premises has been running without a DPS for nearly 2 years. Mr GUL could not tell to whom he sold the premises, as he only knew the person by the name of LAD (Lad Bardhaj).

(LRB issued a formal warning to the PLH. LRB expects PLH's in the Borough to work positively with the Police and LA)

Additional condition imposed –
A Personal Licence Holder should be working within the premises at all times when alcohol is available for sale.

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Please tick Yes

I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate.

I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature:  3326VA Date: 11/05/2021

Capacity: POLICE LICENSING OFFICER

Contact name (where not previously given) **and postal address for correspondence associated with this application:** (please read guidance note 6)

PC Owen Dunn

Post town: Romford Post code: RM1 3BJ

Telephone Number (if any):

If you would prefer us to correspond with you using an e-mail address, your e-mail address (optional):

owen.dunn@met.police.uk

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details, for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example, solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.