

DEM 25028

Huntingdonshire District Council
Licensing Section, Pathfinder House, St Mary's Street, Huntingdon, PE29 3TN Tel:01480 387075
Email:licensing@huntingdonshire.gov.uk



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 2094 Paul HAWKINS

(Insert name of applicant)

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

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description The Oliver Cromwell 13 Wellington Street St Ives	
Post town Huntingdon	Post code (if known) PE27 5AZ
Name of premises licence holder or club holding club premises certificate (if known) Mr Jeremy Peter Schonfeldt	
Number of premises licence or club premises certificate (if known) HDC/PRE00277	

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)

x

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 2094 Paul Hawkins Licensing Officer Cambridgeshire Constabulary Huntingdon Police Station Ferrars Road Huntingdon Cambridgeshire PE29 3DQ
Telephone number (if any) 101 ext 7111790 or direct 07921 938073
E-mail address (optional) paul.hawkins@cambs.pnn.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 checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/> |

Please state the ground(s) for review (please read guidance note 2)
(Refer to Guidance under Section 182 Licensing Act 2003)

During the period 10th September 2013 to the 20th of September 2014 there have been 20 recorded incidents on the Cambridgeshire Constabulary's Command and Control system directly involving The Oliver Cromwell Public House. This system records calls for service and the grading of them as Immediate grade, Prompt Grade, Scheduled Appointment Grade or No response. There have been two Immediate Grades that involved Violence – the rest are a mixture of Prompt, Scheduled and No response. The Violence involved on both occasions has been as a result of persons being "Bottled" at the location. On both occasions the DPS has not been present and officers have stated that the duty staff appeared to be intoxicated and were un co-operative with assisting police in their investigations. Officers have also commented that customers have shown signs of extreme intoxication and that staff have continued to serve patrons whilst they are trying to deal with the "scene". Also – despite being asked on numerous occasions to deter patrons from drinking in the street outside of the premises the staff have failed to ensure that that has been enforced. The area is in a DPPO (Designated Public Places Order) restricted area and the noise created by these persons drinking and smoking outside late at night is causing alarm and distress to local residents. It is noted that Members of the public are deterred from smoking in the rear garden after 23:00 hours by Mr Schonfeldt, due to previous noise complaints.

Location and History:

Located in an 18th century row of cottages in the picturesque town of St Ives, The Oliver Cromwell is a traditional free house, has a wood panelled bar, the establishment was a brewery back in the 1920's, and an old well has been preserved and remains as a feature inside. The adjoining cottages were once part of the public house and brewery.

The street is extremely narrow and access tight, the front door to the public house and the neighbouring private dwelling's all lead directly onto the single carriageway.

The Current Designated Premises Supervisor and owner is Jeremy Peter SCHONFELDT, who has held the most recent Premise licence with Huntingdonshire District Council since 24th November 2005 and was issued on 12th December 2005.

DESIGNATED PUBLIC PLACE ORDER (DPPO)

Designated Public Place Orders (DPPOs), allow police or authorised officers (such as a Park Warden) to confiscate alcohol in public places, or require a person to stop drinking. Failure to comply can result in arrest and/or a fine of up to £500. DPPOs are implemented by local councils in order to address alcohol-related crime and disorder in public places. The powers can be also useful for addressing ASB related to the night time economy and problems from licensed premises.

Below are photographs and maps of the location .

Map of Location



Satellite image of Location



**Oliver Cromwell Public House
Wellington Street, St Ives**

View from approaching from "The Ridings"



**Oliver Cromwell Public House
Wellington Street, St Ives**

View from approaching from "The Quay"



**Oliver Cromwell Public House
Wellington Street, St Ives**

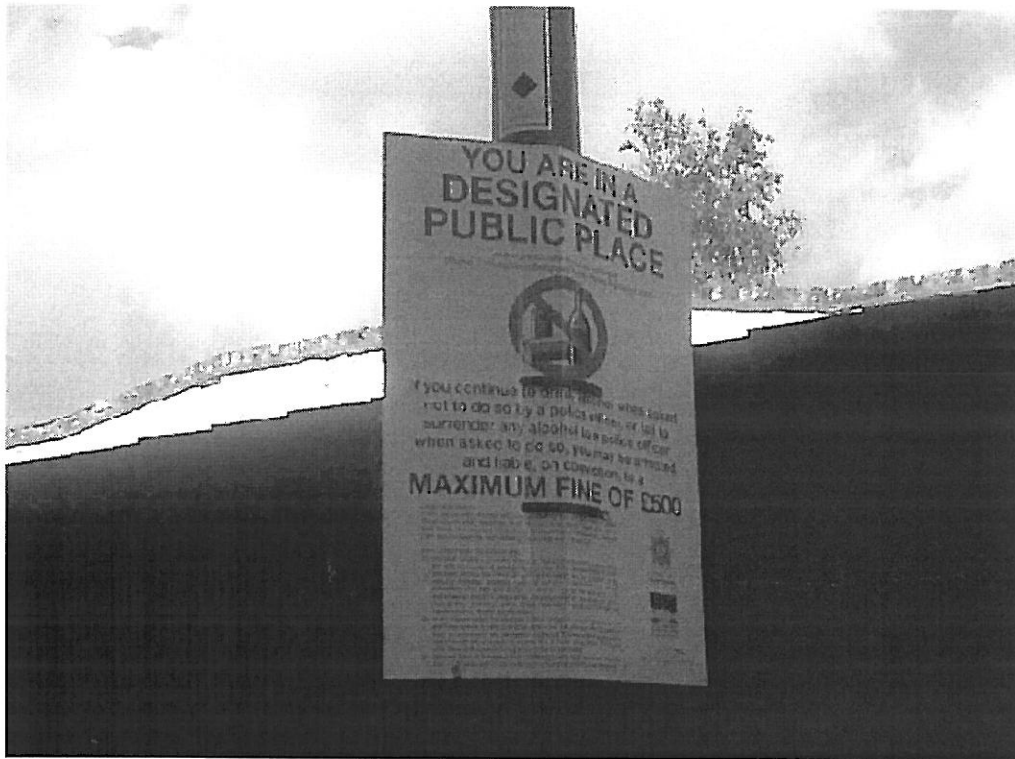
View from approaching from "Birt Lane"



DPPO Map for St Ives



**DPPO Signage in
Wellington Street, St Ives**



Incidents:

CC-10092013-0097 –Nuisance
CC-09112013-0352- Nuisance
CC-29112013-0092 – Nuisance
CC-30112013-0383 – Violence
CC-30112013-0388 - Violence
CC-05122013-0679 –Nuisance
CC-11112013-0106 – Nuisance
CC-20122013-0650 –Nuisance
CC-21122013-0533 –Nuisance
CC-18042014-0004 – Nuisance
CC-02052014-0622 – Nuisance
CC-24052014-0012 –Violence
CC-07062014-0522 – Nuisance
CC-20062014-0695 – Nuisance
CC-18072014-0626- Nuisance
CC-18072014-0678 – Nuisance
CC-19072014-0664 – Nuisance
CC-2308204-0551- Violence
CC-20092014-0601 – Nuisance

Crime and Disorder:

30/11/2013 17:58 hours – Report of a fight at the location, persons present refusing co-operate. Staff spoken to over the phone by control room, they deny any fight in the garden. Yet there were two separate reports.

24/05/2014 00:24 hours – Report of a male being bottled at the location. Upon attendance by officers, aggrieved found to be heavily intoxicated, offender had left and persons at the location refusing to co-operate.

23/08/2014 23:27 hours - Report of a male being bottled at the location. Upon attendance by officers, aggrieved found to be heavily intoxicated, as were most of the persons inside 40-50 in total. A member of staff behind the bar appeared under the influence of alcohol. No manager on site, no DPS and no one put themselves forward as being in charge. Whilst dealing with the incident another group stated to argue, and officers had to intervene, staff members were seen to continue to serve those customers despite their behaviour and level of intoxication. Outside the premise were glasses some of which were broken. Attending officer states “staff did not have control”.

Public Nuisance:

10/09/2013 20:17 hours - report of screaming and shouting

09/11/2013 16:42 hours - Reporting loud noise and rubbish left by door the previous night.

29/11/2013 08:37 hours - complaining of live music from the premise between 20:15 hours and 23:15 hours the previous evening. Vibrations through the house from the noise, people leaving the premise being noisy and having previously posted a condom through the letter box.

05/12/2013 23:08 hours - Report that there is still loud live music playing and is reported as being heard by the call taker. Licenced for live music until 23:00 hours.

11/11/2013 08:51 hours – Complaint of lorry delivering to location, blocking the narrow street.

20/12/2013 21:51 hours – Complaint of constant shouting and swearing from the location for previous 2 hours.

21/12/2013 22:48 hours – Complaint of noise for the location.

18/04/2014 00:07 hours – Report that a crowd is stood outside the location drinking from glasses and causing lots of noise.

02/05/2014 23:25 hours – Report of persons drinking out the front of the premise. Officers attend find a couple of people, one with a drink and returns inside. 00:37 hour's further call stating 8 persons out the front, Bar staff request the persons return inside. Comments on noise heard as customers leave the premise.

07/06/2014 21:27 hours - Report of 12 persons outside the premise drinking from glasses.

20/06/2014 23:48 hours – Report of persons outside the front of the premise drinking and that a customer has thrown up in a neighbour's garden.

18/07/2014 22:26 hours – Report of people in the street from the pub drinking. Further call that there are persons outside of the premise drinking, and being verbally abusive.

19/07/2014 23:32 hours – Report of 12 persons in the street from the location drinking.

20/09/2014 23:51 hours - Report that there is a lot of noise from the garden and the street in front of the pub, persons seen with glasses in the street, excessive noise occurring for the previous 2 hours.

Police Recommendations (including any conditions)

Recommended Opening Hours:

Mondays	11:00 - 23:30
Tuesdays	11:00 - 23:30
Wednesdays	11:00 - 23:30
Thursdays	11:00 - 23:30
Fridays	11:00 - 23:30
Saturdays	11:00 - 23:30
Sundays	11:00 - 23:30

New Years Eve opening from 11:00 to 01:00

E) Live Music - Indoors
Thursdays 21:00 - 23:00
Sundays 15:00 - 18:30

(F) Recorded Music - Indoors
New Years Eve 21:00 - 00:30

(M) Supply of Alcohol on Premises
Every Day 11:00 - 23:00

(M) Supply of Alcohol off Premises
Every Day 11:00 - 23:00

Recommended additional conditions:

1. All staff shall be trained in the requirements of the Challenge 25 policies.
2. All windows and doors closed after 20:00, except for entry and exit by customers.
3. Doors and windows kept closed while live music played.
4. Windows facing Wellington Street to be kept closed at all times
5. Any person managing or supervising staff in the sale of alcohol or other licensable activity in the absence of the DPS shall be the holder of a personal licence.
6. A written incident book shall be maintained to record any activity of a violent, criminal or antisocial nature. The record will contain the time and date, the nature of the incident, the people involved, the action taken and details of the person responsible for the management of the premises at the time of the incident.
7. The incident book shall be available for inspection at all reasonable times by an authorised officer of relevant responsible authority. The records will be retained for at least 12 months.

8. A minimum of one SIA Registered door supervisor will be employed on Friday and Saturday evenings from 21:00 hours till the premises are closed.
9. All door staff shall be trained in the requirements of the Challenge 25 policies, and the correct procedures to be followed when refusing entry. (Refusals log).
10. The Premises Licence Holder and/or Designated Premises Supervisor shall ensure staff and door supervisors do not allow any drinking vessel, glass or bottle to be taken from the premises.
11. CCTV equipment shall be installed and maintained in good working order and continually record when licensable activity takes place. The system shall cover all areas of the premises to which the public have access including any outside areas. The Images shall be retained for a minimum of 31 days and be made available to the Police or any authorised officer. At all times the premises are open for business a member of staff shall be present who is capable of operating the CCTV system and downloading images at the request of police or other authorised officer.
12. If the CCTV equipment breaks down the Premises Licence Holder shall ensure the Designated Premises Supervisor, or in his/her absence other responsible person, informs the Licensing Authority and the Police as soon as is reasonably practicable and within 24 hours. This information shall be contemporaneously recorded in the incident report register and shall include the time, date and means this was done and to whom the information was reported. Equipment failures shall be repaired or replaced as soon as is reasonably practicable and without undue delay. The Licensing Authority and the Police shall be informed when faults are rectified.

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

The opening times and the conditions are built around the complaints and issues. Seven of the incidents were reported after 23:00 hours, the others were reported the following day or slightly earlier in the evening. The opening hours would therefore prevent, Anti-social behaviour as the patrons leave the premise, there would cause minimal disruption to those neighbouring the public house. The hours allows for the serving of alcohol to stop at 23:00 hours with the allowance of 30 minutes to drink up.

The management and staff have proven time and time again that they are unable to prevent the customers from standing on the street with alcoholic drinks, purchased from within the OLIVER CROMWELL, in a DPPO area. An SIA registered door staff, positioned at the front door at peak times, would prevent this.

In order to prevent crime and disorder, in the DPS's absence a Personal licence holder should be present, as a person of responsibility for any incident's that occur. The violent incidents that have occurred, have been in the DPS's absence and the staff found to be under the influence of alcohol and unable to control any disorders.

Email from PC 2387 Sarah HICKEY dated 24th August 2014

I wanted to bring to your attention an incident that we have dealt with tonight that occurred inside the Oliver Cromwell pub on Wellington Street in St Ives. The incident number is CC-23082014-0551. Officers were called by ambulance as they had received a report of a male being bottled at the location with the offender having left. Upon our arrival we spoke to the aggrieved who was inside and covered in blood. The aggrieved was heavily intoxicated as were most of the persons inside. There were around 40 – 50 people still inside the pub. The original informant to ambulance was one of the bar men Daniel BREBNER who was providing first aid but was also intoxicated (he had finished work at 20:00hrs). We spoke to another member of staff behind the bar who also appeared to be under the influence of alcohol. When asked where the manager was we were informed that there was no manager at the location. No member of staff on duty made themselves available or put themselves as being in charge they continued to serve people behind the bar.

Whilst dealing with this incident there was a group of males who were very intoxicated being rowdy almost squaring up to each other at one point which we intervened in and advised to calm down. Whilst trying to continue dealing with the first incident the other group continued to argue amongst themselves and staff behind the bar continued to serve them alcohol despite their behaviour and level of intoxication.

Outside the pub there were glasses some of which were broken. It maybe that there was a different crowd in tonight however the atmosphere seemed very noisy, rowdy and boisterous.

I have been to Oliver Cromwells on previous occasions as the neighbour rings in to complain about people outside drinking and being rowdy. Normally when we attend it's the locals who are always amenable and a designated person will come outside and talk to us. On this occasion however no designated person made themselves known to us. The atmosphere was very different and rowdy and it seemed as though the staff did not have control of the situation continuing to serve the most drunk and rowdy persons inside.

Regards

Sarah
PC 2387 HICKEY

Email from PS 0341 Andrew STREET dated 9th October 2014

Following the receipt of complaints from local residents regarding late night anti-social behaviour emanating from the Oliver Cromwell I met with the licensee Jerry Schonfeld at the Oliver Cromwell on Monday 9th June 2014. I explained the nature of the complaints to Mr Schonfeld and he was adamant that he already did everything that he could to prevent this from happening. Mr Schonfeld was dismissive of the complaints saying that as far as he is aware there is no disorder and anti-social behaviour and it is just neighbours that are complaining simply because they don't like him.

I noticed that there were prominent signs inside the pub requesting that patrons do not take their drinks outside. I discussed this issue with Mr Schonfeld and he said that apart from putting the signs up there is nothing more that he can do to enforce this. I suggested having door staff but Mr Schonfeld said that that was impractical.

I discussed the opening times with Mr Schonfeld and he said that although he is licensed until 2 a.m. he usually closes before midnight and denied that there is ever any noise outside the pub after that time.

Kind regards

Andrew Street
Police Sergeant
St. Ives and Ramsey Neighbourhood Policing / Problem Solving Team

Have you made an application for review relating to the premises before

Please tick ✓ yes

If yes please state the date of that application

Day		Month		Year		
±	±	±	±	±	±	±

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

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 (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature



Date **13th October 2014**

Capacity **Licensing Officer (Huntingdonshire), Cambridgeshire Constabulary**

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

PC 2094 Paul Hawkins
Licensing Officer
Cambridgeshire Constabulary
Huntingdon Police Station
Ferrars Road
PE29 3DQ

Post town
Huntingdon

Post Code
PE29 3DQ

Telephone number (if any) 101 ext 7111790 or direct 07921 938073

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) paul.hawkins@cambs.pnn.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.

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Huntingdonshire District Council is registered under the Data Protection Act 1998. This allows it to process personal data in performing its lawful business. Information held by the Council, including personal data you provide now or in the future, will be processed in compliance with data protection principles. Your personal data may be used to manage, monitor, improve and promote the Council's services. Where delivery of services or actions is in partnership with others, or dependent on the actions of others, it may also be shared with other persons or bodies in accordance with, and restricted to the terms of information sharing agreements and protocols. To protect public funds it may also be shared with other persons or bodies to prevent and detect fraud.

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Paul Hawkins

From: Kevin Kelly
Sent: 29 September 2014 15:12
To: Paul Hawkins
Subject: FW: Oliver Cromwell - Wellington Street St Ives ~[NOT PROTECTIVELY MARKED]~

Paul – you might want to keep this should you review the Oliver Cromwell – from Sarah Hickey

PC Kevin Kelly 0276
Huntingdonshire Problem Solving Team
Licensing Officer
Huntingdon Police Station
Mobex 7110041 Mobile 07734331137
Telephone 101 Ext 2901
E mail : kevin.kelly@cambs.pnn.police.uk

From: Sarah Hickey
Sent: 24 August 2014 01:58
To: Kevin Kelly
Subject: Oliver Cromwell - Wellington Street St Ives ~[NOT PROTECTIVELY MARKED]~

Hello,

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Regards

Sarah
PC 2387 HICKEY

Paul Hawkins

From: Andrew Street
Sent: 09 October 2014 13:05
To: Paul Hawkins
Subject: Oliver Cromwell ~[NOT PROTECTIVELY MARKED]~

Paul

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Kind regards

Andrew Street

Police Sergeant

St. Ives and Ramsey Neighbourhood Policing / Problem Solving Team

T: 01480 422941 M: 07736 627695

St. Ives Police Station

Norris Road

St. Ives

Cambridgeshire

PE27 5QB

Call: 101 | Follow:  @HuntsCops or  /HuntsCops.St.IvesTeam | Visit: [Huntingdonshire Local Policing website](#)

Mardon, Sarah (Licensing)

From: Jones, Nadine (Licensing) on behalf of Licensing
Sent: 13 October 2014 15:44
To: Mardon, Sarah (Licensing)
Subject: FW: Oliver Cromwell Review ~[PROTECT]~

From: Paul Hawkins [<mailto:Paul.Hawkins@cambs.pnn.police.uk>]
Sent: 13 October 2014 15:37
To: Licensing
Subject: Oliver Cromwell Review ~[PROTECT]~

Good afternoon

Just to confirm, in relation to the application for a licence review of the Oliver Cromwell, Wellington Street, St Ives. I (PC 2094 Paul Hawkins) have completed the form and signed it, acting on behalf of the Chief Officer Of Police, for Cambridgeshire Constabulary.

Kind regards

Paul

PC 2094 Paul Hawkins
Cambridgeshire Constabulary
Licensing Officer (Huntingdonshire)
Huntingdon Police Station
Ferrars Road
Huntingdon
Cambridgeshire
PE29 3DQ
Mobex 7111790
Mobile 07921 938073
Email: paul.hawkins@cambs.pnn.police.uk

To visit Cambridgeshire Constabulary's website please follow this link:

<http://www.cambs-police.co.uk/index.asp>

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