

# Public Document Pack



14<sup>th</sup> July 2021

Tel: 01993 861522  
e-mail [democratic.services@westoxon.gov.uk](mailto:democratic.services@westoxon.gov.uk)

## LICENSING PANEL

You are summoned to a meeting of the Licensing Panel which will be held in the Committee Room 2, Council Offices, Woodgreen Witney on **Thursday, 22 July 2021 at 12.30 pm.**



Giles Hughes  
Chief Executive

To: Members of the Licensing Panel

Councillor Mike Cahill, Councillor Harry Eaglestone, Councillor Norman MacRae MBE and Councillor Alex Postan (As Substitute if required)

Recording of Proceedings – The law allows the public proceedings of Council, Cabinet, and Committee Meetings to be recorded, which includes filming as well as audio-recording. Photography is also permitted. By participating in this meeting, you are consenting to be filmed.

As a matter of courtesy, if you intend to record any part of the proceedings please let the Committee Administrator know prior to the start of the meeting.

# AGENDA

1. **Apologies for Absence and Temporary Appointments**
2. **Declarations of Interest**  
To receive any declarations from Members of the Committee on any items to be considered at the meeting.
3. **Participation of the Public**  
To receive any submissions from members of the public, in accordance with the Council's Rules of Procedure.
4. **Temporary Event Notice - Siege of Orleans, Carterton (Pages 3 - 36)**  
Purpose  
To determine an Objection Notice submitted by Thames Valley Police in relation to a Temporary Event Notice (TEN) for an event at the Siege of Orleans, Carterton.

#### Recommendations

The Panel must decide one of the following:

- to permit the licensable activities as stated in the Notice;
- to permit the licensable activities as stated in the Notice subject to imposing relevant Conditions that are imposed on the Premises Licence that are necessary to promote the licensing objectives; or
- to serve a Counter Notice on the premises user and not permit the licensable activities to go ahead.

(END)

## WEST OXFORDSHIRE DISTRICT COUNCIL

### LICENSING PANEL

22 JULY 2021

#### DETERMINATION OF AN OBJECTION NOTICE SUBMITTED BY THAMES VALLEY POLICE IN RELATION TO A TEMPORARY EVENT NOTICE FOR AN EVENT AT THE SIEGE OF ORLEANS, GILES CENTRE, ALVESCOT ROAD, CARTERTON, OXFORDSHIRE

#### REPORT OF THE GROUP MANAGER OF RESIDENTS' SERVICES

(Contact: Andrea Thomas, Tel: (01993) 861000)

(The Panel's decision on this matter will be a resolution.)

### 1. PURPOSE

To determine an Objection Notice submitted by Thames Valley Police in relation to a Temporary Event Notice ("the TEN") for an event at the Siege of Orleans, Carterton, Oxfordshire.

### 2. RECOMMENDATION

- to permit the licensable activities as stated in the Notice;
- to permit the licensable activities as stated in the Notice subject to imposing relevant Conditions that are imposed on the Premises Licence that are necessary to promote the licensing objectives;
- to serve a Counter Notice on the premises user and not permit the licensable activities to go ahead.

### 3. ANNEXES

**Annex A** – Copy of Temporary Event Notice

**Annex B** – Objection Notice from Thames Valley Police

**Annex C** – Copy of Premises Licence for Siege of Orleans

**Annex D** – Location of premises

**Annex E** – Copy of Police Report

**Annex F** – Submission by Mr Chris Jones, premises user

**Annex G** – Copy of the Licensing Panel procedures

### 4. BACKGROUND

- 4.1. Under the Licensing Act 2003 ("the Act"), there is a system of permitted temporary activities which is intended as a light touch process, and as such, the carrying on of licensable activities does not have to be authorised by the Licensing Authority on an application. Instead, a person wishing to hold an event at which such activities are proposed to be carried on (the "premises user") gives notice to the Licensing Authority of the event (a "Temporary Event Notice" or "TEN").

- 4.2. A TEN was submitted by Mr Chris Jones on the 8<sup>th</sup> July 2021 (copy at Annex A) to provide entertainment and the sale of alcohol (on and off the premises) from 1600hrs to 0100hrs at the Siege of Orleans, Giles Centre, Alvescot Road, Carterton, Oxfordshire ("the premises") on the 24<sup>th</sup> and 25<sup>th</sup> July 2021 for 100 people per evening.
- 4.3. A three working day consultation has been undertaken with the Responsible Authorities in accordance with the Act. No objections have been received from Environmental Health or the Covid Team at West Oxfordshire District Council.
- 4.4. On the 12<sup>th</sup> July 2021 an Objection Notice was received from Thames Valley Police. A copy is attached at Annex B.
- 4.5. The Siege of Orleans currently holds a Premises Licence which was issued by West Oxfordshire District Council on the 16<sup>th</sup> April 2015. A copy of the Premises Licence is attached at Annex C.

### **Site Description**

- 4.6. The premises is situated in the centre of Carterton as seen on the plan at Annex D.

### **Representations**

Thames Valley Police

- 4.7. Please see attached report attached at Annex E from Ian Wares, Licensing Officer for Thames Valley Police, which also provides a copy of a letter that was sent to the premises re drug swabbing results in May 2021.

Chris Jones (premises user)

- 4.8. Mr Jones has submitted a response to the report submitted by Thames Valley Police. A copy is attached at Annex F

### **NATIONAL GUIDANCE**

- 4.9. The Secretary of State's Guidance requires Licensing Authorities, following receipt of an Objection Notice, to hold a hearing to determine whether the event would undermine the licensing objectives and whether the event should take place.

### **PROCEDURES**

- 4.10. A copy of the Procedure for this meeting is attached at Annex G.

## **5. OPTIONS**

That the Licensing Panel is asked, in light of the information provided, to consider the TEN application and determine whether to:-

- to permit the licensable activities as stated in the Notice;
- to permit the licensable activities as stated in the Notice but subject to imposing relevant conditions that are imposed on the Premises Licence that are necessary to promote the licensing objectives;

- to serve a Counter Notice on the premises user and not permit the licensable activities to go ahead.

## **6. LEGAL IMPLICATIONS**

- 6.1 The Secretary of State's Guidance requires Licensing Authorities, following receipt of an Objection Notice, to hold a hearing to determine whether the event would undermine the licensing objectives and whether the event should take place.
- 6.2 The Licensing Authority is required to serve any Counter Notice at least 24 hours prior to the intended event going ahead.
- 6.3 There is a right for the applicant for the TEN to appeal the service of a Counter Notice to a Magistrates' Court within 21 days of service but no appeal can be brought later than 5 working days before the day on which the event specified in the TEN begins.

## **7. FINANCIAL IMPLICATIONS**

Any appeal to the Magistrates' Court could result in the Council having to bear the legal costs to defend its action.

## **8. BACKGROUND DOCUMENTS**

West Oxfordshire District Council's Statement of Licensing Policy – 2016

S.182 Secretary of States Guidance April 2018

Group Manager of Resident Services

(Author: Andrea Thomas, Tel: (01993) 861000; email: andrea.thomas@publicagroup.uk)

Date: 14 July 2021

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**West Oxfordshire  
Temporary Event Notice  
Licensing Act 2003**

For help contact  
[ers@westoxon.gov.uk](mailto:ers@westoxon.gov.uk)  
Telephone: 01993 861000

\* required information

**Section 1 of 9**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference  This is the unique reference for this application generated by the system.

Your reference  You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes  No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

\* First name

\* Family name

\* E-mail

Main telephone number  Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

Is your business registered in the UK with Companies House?  Yes  No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name  If your business is registered, use its registered name.

VAT number   Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Section 2 of 9**

**APPLICATION DETAILS (See also guidance on completing the form, general notes and note 1)**

Have you had any previous or maiden names?

Yes

No

\* Your date of birth

/  /

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

**Correspondence Address**

Is the address the same as (or similar to) the address given in section one?

Yes

No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country



Continued from previous page...

### Additional Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes

No

E-mail

soalehouse@gmail.com

Telephone number

01993 200453

Other telephone number

### Section 3 of 9

#### THE PREMISES

I, the proposed user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry out a temporary activity at the premises described below.

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). [\(See also guidance on completing the form, note 2\)](#)

\* Does the premises have an address?

Yes

No

#### Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes

No

\* Building number or name

5 Giles Centre

\* Street

Alvescot Road

District

\* City or town

Carterton

County or administrative area

Oxon

\* Postcode

OX18 3DH

\* Country

United Kingdom

\* Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

Neither

Premises licence

Club premises certificate

\* Premises licence number

006484

#### Location Details

\* Provide further details about the location of the event

Within the bar and area outside

**Continued from previous page...**

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below [\(see also guidance on completing the form, note 3\)](#)

Describe the nature of the premises below [\(see also guidance on completing the form, note 4\)](#)

Licensed Bar

Describe the nature of the event below [\(see also guidance on completing the form, note 5\)](#)

Additional late night opening hours on Friday 23rd and Saturday 24th July to celebrate the easing of COVID 19 restrictions  
Live Music on the Friday night and a DJ on the Saturday night  
Both to play until midnight and the last orders to be 12.30am with closing at 1am

#### Section 4 of 9

#### LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises [\(see also guidance on completing the form, note 6\)](#):

- The sale by retail of alcohol
- The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- The provision of regulated entertainment
- The provision of late night refreshment
- The giving of a late temporary event notice

[\(See also guidance on completing the form, note 7\).](#)

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event.

[\(See also guidance on completing the form, note 8\).](#)

#### Event Dates

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

[\(see also guidance on completing the form, note 9\)](#)

Event start date       /  /   
   dd            mm            yyyy

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Event end date       /  /   
   dd            mm            yyyy

**Continued from previous page...**

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

[\(see also guidance on completing the form, note 10\)](#)

16.00pm on Friday 23rd July until 1.00am on Sat 24th July  
12.00pm on Sat 24th July until 1am on Sunday 25th July

State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers

[\(see also guidance on completing the form, note 11\)](#)

100

Note that the maximum number of people cannot exceed 499.

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both

[\(see also guidance on completing the form, note 12\):](#)

- On the premises only
- Off the premises only
- Both

**Section 5 of 9**

**RELEVANT ENTERTAINMENT** [\(See also guidance on completing the form, note 13\)](#)

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

There will be live music with a solo performer with their own amp on Friday 23rd , with their sound level set below the required level

A DJ will play on Saturday 24th with their sound level set below the required level

**Section 6 of 9**

**PERSONAL LICENCE HOLDERS** [\(See also guidance on completing the form, note 14\)](#)

Do you currently hold a valid personal licence?  Yes  No

Provide the details of your personal licence below.

Issuing licensing authority

Licence number

Date of issue  /  /   
dd mm yyyy

**Continued from previous page...** Any further relevant details

**Section 7 of 9**

**PREVIOUS TEMPORARY EVENT NOTICES** [\(See also guidance on completing the form, note 15\)](#)

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?

Yes  No

State the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year

1

Have you already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or  Yes  No

b) Begins 24 hours or less after the event period proposed in this notice?

**Section 8 of 9**

**ASSOCIATES AND BUSINESS COLLEAGUES** [\(See also guidance on completing the form, note 16\)](#)

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

Yes  No

Has any associate of yours already given a temporary event notice for the same premises in which the event period:

a) Ends 24 hours or less before; or  Yes  No

b) Begins 24 hours or less after the event period proposed in this notice?

**Continued from previous page...**

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?  Yes  No

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

Yes  No

a) Ends 24 hours or less before; or  
b) Begins 24 hours or less after the event period proposed in this notice?

**Section 9 of 9**

**CONDITION** (See also guidance on completing the form, note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. This formality requires a fixed fee of £21

**DECLARATION** (See also guidance on completing the form, note 19)

- \* The information contained in this form is correct to the best of my knowledge and belief
- \* I understand that it is an offence:
  - (i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and
  - (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six (6) months, or to both.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

\* Capacity

\* Date  /  /   
dd mm yyyy

**Continued from previous page...**

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/temporary-event-notice/west-oxfordshire/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

**OFFICE USE ONLY**

Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

1 2 3 4 5 6 7 8 9 Next >

# **Consultee Comments for Licensing Application W/21/00504/PTEN**

## **Application Summary**

Application Number: W/21/00504/PTEN

Address: 5 The Giles Centre Alvescot Road Carterton Oxfordshire OX18 3DH

Proposal: Temporary Event Notice

Case Officer: Lee Phillips

## **Consultee Details**

Name: Consultee Thames Valley Police

Address: Thames Valley Police, 165 Oxford Road, Kidlington OX5 2NX

Email: Not Available

On Behalf Of: Thames Valley Police Licensing Office

## **Comments**

Based on the supplied information the Thames Valley Police response is \*\*\* OBJECTION\*\*\*

Thames Valley Police are objecting to this application for a Temporary Events Notice to be granted as they feel that the Prevention of Crime and Disorder Objective is not being promoted. Over the last few months there has been multiple incidents of disorder, drugs misuse, intoxication and possible licensing breaches being reported to the police, TVP feel that if this Event is granted then further complaints will be received.

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**Reply to :** Nicola Neyhaul  
Tel : 01993 861000  
Email: [ERS@westoxon.gov.uk](mailto:ERS@westoxon.gov.uk)

**Council Offices**  
Woodgreen,  
WITNEY,  
Oxfordshire,  
OX28 1NB  
Tel: 01993 861000  
[www.westoxon.gov.uk](http://www.westoxon.gov.uk)



Mr Christopher Jones  


Your Ref: 006484

Date: 11th December 2020

Dear Mr Christopher Jones,

**LICENSING ACT 2003  
APPLICATION FOR New Premises Licence**

**Further to my email, there was a mistake in the conditions of this licence. We have taken out the 'no sale of food'. Please find enclosed the Premises Licence in respect of the following premises:-**

Premises Name: Siege of Orleans  
Address: The Giles Centre  
Alvescot Road  
Carterton  
Oxfordshire  
OX18 3DH

Application Type: New Premises Licence  
Application Reference: 006484

Please can you check that the details contained within the Premises Licence are correct. If there are any clerical errors please notify the licensing section immediately using the contact details above so that the errors can be rectified.

Part B of the Premises Licence must be on display at the premises it relates to at all times.

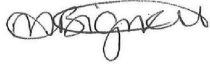
Attached to the Premises Licence, at Appendix 1, are the current Mandatory Conditions. These Mandatory Conditions are subject to change and it is the licence holder's/Designated Premises Supervisor's responsibility to ensure that they are aware of the most up-to-date Mandatory Conditions. The full up-to-date list can be found on the West Oxfordshire District Council website ([www.westoxon.gov.uk](http://www.westoxon.gov.uk)), under the licensing service area. Please find a copy enclosed.

An annual fee is payable on the anniversary of the grant date of the Premises Licence. **West Oxfordshire District Council** will send the licence holder an invoice when this fee is due.

**West Oxfordshire District Council** may share information provided to it with other bodies responsible for auditing or administering public funds in order to prevent and detect fraud under Section 6 of the Audit Commission Act 1998.

If you have any queries regarding this matter please do not hesitate to contact us.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'MBignell', written in a cursive style.

**Michelle Bignell (Mrs)**  
**Service Leader**  
**Licensing and Business Support**  
**Environmental and Regulatory Services**

West Oxfordshire District Council may share information provided to it with other bodies responsible for auditing or administering public funds in order to prevent and detect fraud under Section 6 of the Audit Commission Act 1998

**LICENSING ACT 2003**  
**PART A – PREMISES LICENCE**



**Premises Licence Number**

006484

**Part 1 – Premises Details**

**Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code**

Siege of Orleans  
The Giles Centre  
Alvescot Road  
Carterton  
Oxfordshire  
OX18 3DH

**Telephone number**

**Where the licence is time limited the dates**

Not applicable

**Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities**

Supply by Retail of Alcohol	Every day	11:00 - 23:00
Recorded Music	Every day	11:00 - 23:00

**Non Standard Timings**

**The opening hours of the premises**

Every day 11:00 - 23:00

**Non Standard Timings**

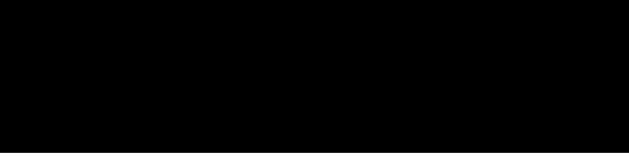
**Where the licence authorises supplies of alcohol whether these are on and / or off supplies**

On

**Part 2**

**Name, (registered) address, telephone number and email (where relevant) of holder(s) of premises licence**

Mr Christopher Jones



**Registered number of holder, for example company number, charity number (where applicable)**

**Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol**

Mr Christopher Jones

Telephone No.



**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol**

Personal Licence No.: PL/728

Licensing Authority: West Oxfordshire District Council

**Signature of Issuing Officer:**

A handwritten signature in black ink, appearing to read 'Michelle Bignell'.

**Michelle Bignell (Mrs)  
Service Leader  
Licensing and Business Support  
Environmental and Regulatory Services**

**Date of Determination:** 16th April 2015

**Date of Issue:** 11th December 2020

**(See Annexes and Plans attached for conditions relating to this Licence)**

**Issuing Authority**

**West Oxfordshire District Council, Woodgreen, Witney, Oxon OX28 1NB**

**Annex 1 – Mandatory conditions**

1. No retail sale or supply of alcohol may be made under this licence:
  - a. at a time when there is no designated premises supervisor in respect of the premises licence, or
  - b. at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every retail sale or supply of alcohol under this must be made or authorised by a person who holds a personal licence.

**Annex 2 – Conditions consistent with the Operating Schedule**

Zero tolerance to drugs

Emergency lighting to be fitted above the exits

First Aid kit on the premises

Notices displayed asking that patrons leave quietly

No unloading of goods before 10 am

**Annex 3 – Conditions attached after a hearing by the licensing authority**

**Annex 4 – Plans**

AS SUBMITTED WITH THE APPLICATION



WEST OXFORDSHIRE  
DISTRICT COUNCIL

**LICENSING ACT 2003**  
**PART B – PREMISES LICENCE SUMMARY**

**Premises Licence Number**

006484

**Premises Details**

**Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code**

Siege or Orleans  
The Giles Centre  
Alvescot Road  
Carterton  
Oxfordshire  
OX18 3DH

**Telephone number**

**Where the licence is time limited the dates**

Not applicable

**Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities**

Supply by Retail of Alcohol	Every day	11:00 - 23:00
Recorded Music	Every day	11:00 - 23:00

**Non Standard Timings**

**The opening hours of the premises**

Every day	11:00 - 23:00
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**Non Standard Timings**

**Where the licence authorises supplies of alcohol whether these are on and / or off supplies**

On

**Part 2**

**Name, (registered) address of holder(s) of premises licence**

Mr Christopher Jones



**Registered number of holder, for example company number, charity number (where applicable)**

**Name of designated premises supervisor where the premises licence authorises the supply of alcohol**

Mr Christopher Jones

**State whether access to the premises by children is restricted or prohibited**

No adult entertainment

Challenge 25 Policy

Staff to be DBS checked

**Signature of Issuing Officer:**

A handwritten signature in black ink, appearing to read 'Michelle Bignell'.

**Michelle Bignell (Mrs)  
Service Leader  
Licensing and Business Support  
Environmental and Regulatory Services**

**Date of Determination:**

**16th April 2015**

**Date of Issue:**

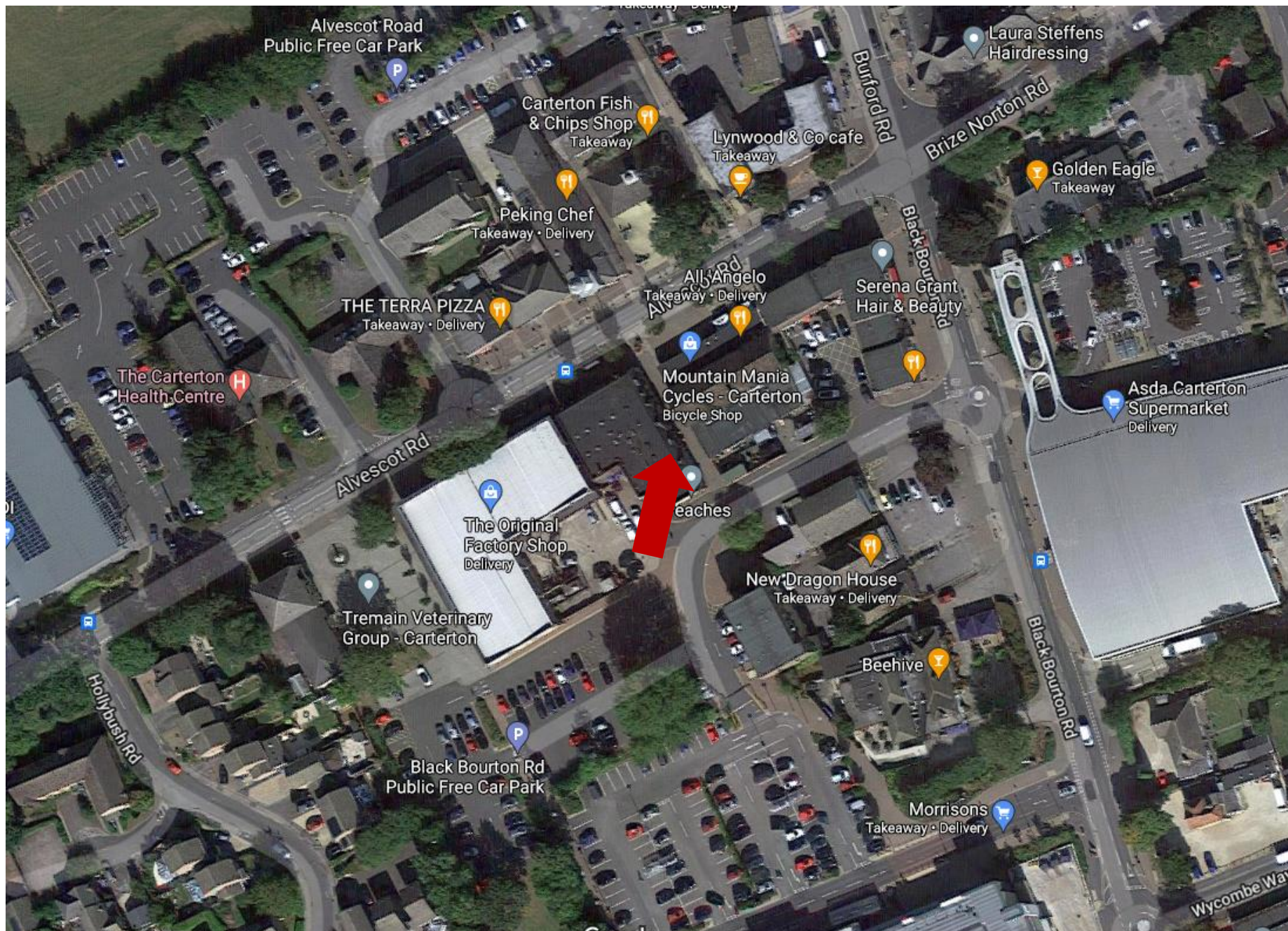
**11th December 2020**

**Issuing Authority**

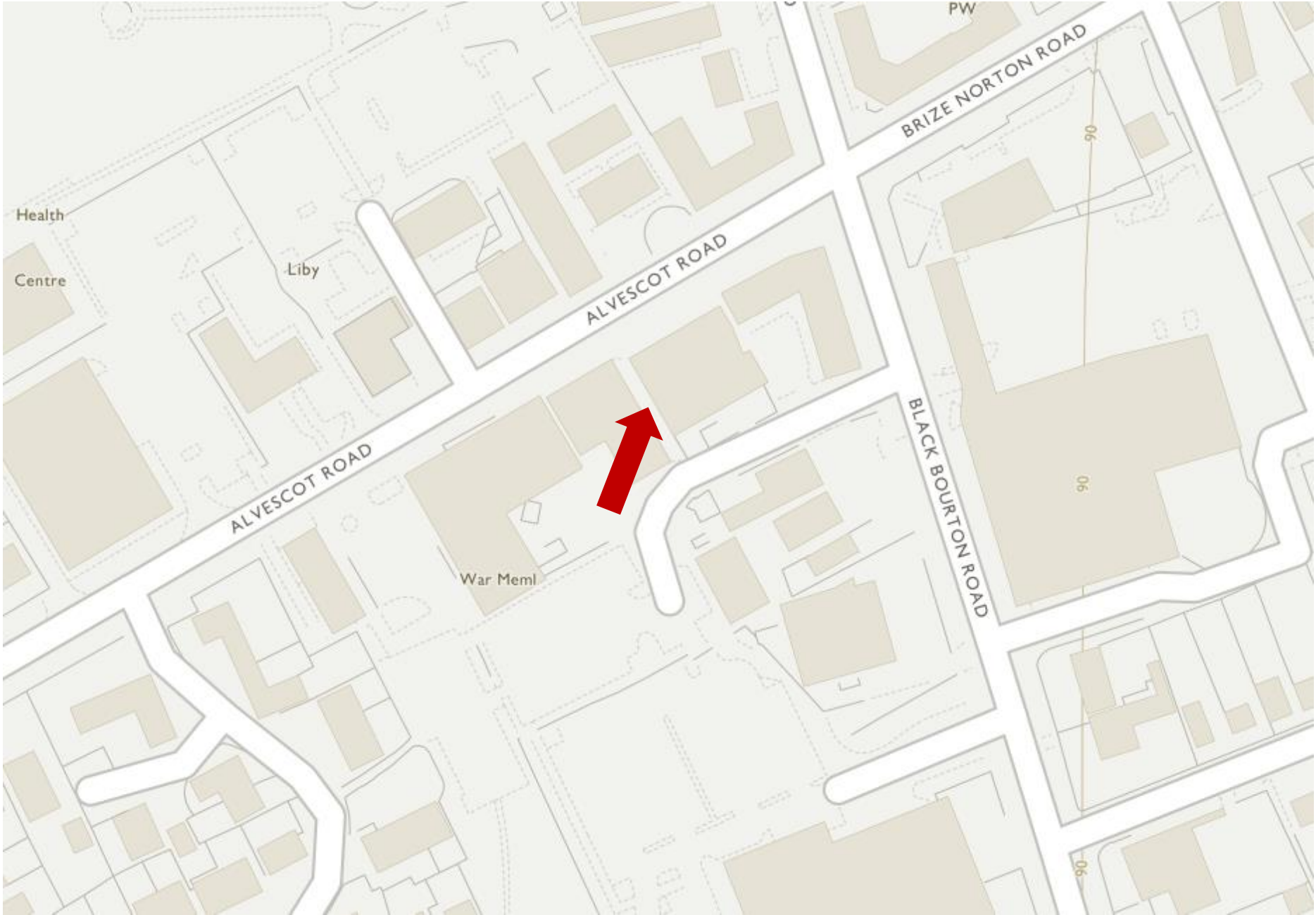
**West Oxfordshire District Council, Woodgreen, Witney, Oxon OX28 1NB**











# THAMES VALLEY POLICE

**Division/Station: Licensing Department, Police HQ South Kidlington.**

**From: Ian Wares – Thames Valley Police, To: Licensing Officer.  
West Oxfordshire District Council.**

**Date: 13<sup>th</sup> July 2021.**

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## **Objection Notice to TEN Application by the Siege of Orleans, 5 Giles Centre, Carterton – Mr Chris Jones on 8<sup>th</sup> July 2021.**

As Licensing Officer for Thames Valley Police, I am authorised to make representation in relation to applications and notification submitted under the Licensing Act 2003 on behalf of the Chief Constable as a responsible authority.

In respect of the temporary event notice submitted for the Siege of Orleans on 8<sup>th</sup> July 2021, applied for by Chris Jones of Siege of Orleans, Carterton, I have received the application and am submitting an objection notice under section 104 of the Licensing Act 2003, under the grounds of Prevention of Crime and Disorder.

The event is due to take place on Friday 23<sup>rd</sup> July 2021 16.00hrs to 01.00hrs on Saturday 24<sup>th</sup> July 2021 and from 12.00hrs Saturday 24<sup>th</sup> July 2021 until 01.00hrs on Sunday 25<sup>th</sup> July 2021, the event will be held both within the premises and outside in the alleyway. The reason for the event is to – Celebrate the easing of Covid 19 restrictions.

The event will consist of both live music on Friday 23<sup>rd</sup> and a DJ on Saturday 24<sup>th</sup> July 2021 and will be restricted to 100 people.

This premise is a small bar, which is located in a small row of commercial businesses in the Giles Centre. There is a small alleyway, which runs along the front of the businesses; this alleyway became the concern to Thames Valley Police during the Covid 19 Pandemic, when multiple complaints were received about the alleyway being overcrowded when social distancing was meant to be taking place. Several meetings were, with held between the Licensee, TVP and WODC, and Thames Valley Police made several visits during NTE patrols.

The Police Inspector – Steve Hookham who is in charge of the Neighbourhood Policing Team and his local Police Sergeant have raised concerns about the increase of crime and disorder incidents being reported in and around the premises.

There has been several reports from Service personnel to the Royal Air Force Police about drugs misuse in the premises by service personnel.

The following incidents were located on the TVP Computerised Management Platform (CMP) and reports from the RAF Police:

### **Drugs Misuse**

- INC – 2021/06/20 – 2301 - Two males using cocaine in the toilets.
- Thursday 3<sup>rd</sup> June 2021 – Call to the RAF Police, that a known serviceman was seen to snort a line of cocaine of a table top, this was witnessed by the manager, who ejected the male from the premises for 10 minutes before letting him back in.
- INC – 2102/05/15 – 2294 @ 22.09hrs – Call stating that there was two females in the ladies cubical taking cocaine and heard one complaining that she had a nose bleed.
- Friday 7<sup>th</sup> May 2021 – The RAF Police received a call, reporting that there was a lock in at the premises and service Personnel were, believed to be consuming controlled drugs.

### **Police Drug Swabs**

On Monday 17<sup>th</sup> May 2021. TVP with the consent of the premises management carried out a drug swab samples both the Ladies and the Gents toilets, both locations, resulted in HIGH readings of cocaine use.

TVP sent the premises a Drugs letter with the result of the readings.

### **Incident of Disorder**

- Tuesday 29<sup>th</sup> June 2021 – Less Serious Assault – Report from the RAF Police that there had been an altercation in premises between two service

people. Where one of them threw a glass at the other hitting him on the nose and causing injury. Incident dealt with by RAF Police and the suspect was, arrested at the base.

- RAF Incident No; 141076 of 13<sup>th</sup> May 21 – Staff called the RAF Police due to a serviceman being intoxicated and jumping on a table, causing damage. Suspect traced and agreed to pay for the damage.
- INC – 2021/04/29 – 2149@ 20.22hrs – Incident occurred on the 28<sup>th</sup> April 2021, report of an altercation between group of travellers and RAF personnel. Dealt with by the RAF Police.
- INC – 2021/04/23 – 0226 – Report of a fight in progress at the premises and criminal damage to surrounding property, RAF Police called instead of TVP, RAF Police dealt with the incident and reported it to TVP the next day.
- Sunday 18<sup>th</sup> April 2021 – Complaints made to the local NHPT Sgt that a group of intoxicated males had caused damage to flower planters at another premises and then caused a disturbance at the gates to the RAF Base, who were, dealt with by the RAF Police.
- Police Patrol – 16<sup>th</sup> April 2021 – 23.08hrs – Officers walked down the alleyway, which was extremely busy. People were standing drinking when they should have been seated, several people walked away along the street with their drinks and the glasses belonging to the premises.

14<sup>th</sup> May 2021 – Phone call to the licensee who had submitted an application for a TEN for the May Bank Holiday weekend, informing him that TVP were unhappy about the amount of incidents that the premises was generating. TVP informed the applicant that they would be objecting to the application for these reasons. The licensee withdrew the application.

Both TVP and the Royal Air Force have concerns about the amount of incidents that are occurring in and around this premises and the level of intoxication. He

has asked a Tier 2 licensing meeting to be, arranged to invite the licensee into the Police Station to try to resolve the matter.

Thames Valley Police believe that if this event is, granted then there will be a high risk that further incidents of Intoxication, disorder and complaints from local residents. Which would undermine the licensing objectives.

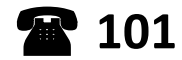
IAN C.R.WARES C4574 –

Licensing Officer

Thames Valley Police.

Attn Licensee ONLY  
Siege of Orleans  
Unit E, The Giles Centre Alvescot Road

licensing@thamesvalley.pnn.police.uk



13 July 2021

Carterton  
OX18 3DH

Dear Licensee,

As you may be aware, on 17 May 2021 your premises was swabbed for traces of drugs.

I have listed the full set of results in the table below but, based on your highest result I can tell you that overall, in relation to drugs misuse, we consider your premises to currently be of **significant concern**.

Because of this, it is vital that you give the matter your urgent attention. Advice and guidance is available to assist you in addressing the issue (see below). It should be noted that if such advice is declined or ignored and the problem persists, then the police will seriously consider taking licensing enforcement action.

Location	Drug Type	Reading	Grading
Other (specify) - Unisex Toilet	Cocaine	4.8	High
Ladies Toilets	Cocaine	3.54	High
<b>Overall Grading:</b>		<b>HIGH</b>	

Overleaf you will find some basic information to explain how the swabbing process works and how we interpret the results, along with some advice on combatting the misuse of drugs on your premises. Should you wish to discuss the above results or seek further advice, then please feel free to make contact either with your local police licensing officer or a member of your local neighbourhood policing team.

Yours sincerely,

On behalf of the Licensing Team  
Thames Valley Police

## About Drug Swabbing

Few licensees would condone, much less welcome, drugs on their premises. However, since it is rare for drug users to be open about it in public, the problem tends to be hidden and licensees can be forgiven for believe that - particularly in the absence of any other criminality - it doesn't exist.

Although drug swab results (positive and negative) can be used as part of formal proceedings such as licence reviews, Thames Valley Police's drug swabbing programme is primarily intended to inform the licensee of the extent of drug misuse on their premises so that they can do something about it.

Powdery materials - in this case illicit drugs - leave behind particulate contamination which is not visible to the naked eye and which is only removed after vigorous and/or repeated cleaning.

The swabbing process simply involves firmly wiping a swab across the relevant surfaces (we focus on smooth, level areas which are larger than the size of a credit card) before analysing it using a sophisticated drug itemiser which gives us a reading that tells us

### **Reading is 0**

Zero readings are graded as CLEAN.

### **Reading is between 0.01 and 0.99**

These are graded as TRACE. The drug levels may be as a result of cross-contamination, rather than being in direct contact with the swabbed surface, or else it may be that it is several days since the drugs were there.

### **Reading is between 1 and 1.99**

These are graded as LOW. Although we would not normally be concerned about a low reading, it can depend upon the day and location that the swab was taken - it may be a few days since the drugs were there for example.

### **Reading is between 2 and 2.99**

These are graded as MEDIUM. This is the stage that we would start to be concerned about the readings, as we can be confident that they reflect a genuine and recent presence of drugs. There is one exception though - some cleaning products can leave traces that result in a false positive for opiates (i.e. heroin). so we treat any heroin result in this range as LOW.

### **Reading is 3 or higher**

These are graded as HIGH. Any high reading is of serious concern and in urgent need of attention.

## Combatting Drugs

A more comprehensive range of advice can be found in our document "Combatting Drugs: A Guide For Licensees" - if you don't already have a copy, please contact your local police licensing officer or check our website.

Generally, vigilance and proactivity are key, which you can achieve by doing (amongst other things) the following:

- frequent glass collection/table wiping to allow staff to monitor customers
- regular checks of all toilet, car park and garden areas
- train staff in unobtrusive monitoring techniques and what to look out for
- ensure staff inform you immediately, but discreetly, of any suspicious activity
- if you have a separate disabled toilet, keep it locked with the key behind the bar so patrons have to ask for it.

Another useful technique is to grease the flat surfaces in your toilet areas - drugs will stick to grease, which hinders the user in taking them. There are two vital points to remember though:

- DO NOT use WD40 or any other solvent-based products as you could be liable if someone snorts it and causes themselves harm. Cooking oil (vegetable oil, olive oil etc) is most commonly used.
- Check the toilets more frequently to check that no-one has tried to wipe the grease off, or indeed that there isn't any drug residue stuck to the grease that may be visible to other customers.

As an alternative to greasing, you can 'design out' drug use by ensuring there are no suitable surfaces available. This can be done by blocking in cisterns and toilet tissue dispensers, or by giving them sloping tops that are at an angle of at least 40 degrees, as well as removing toilet seats etc.



## RESPONSE TO ALLEGED INCIDENTS FROM SIEGE OF ORLEANS

The Siege of Orleans follows the 4 licensing objectives in operating as a licensed premises.

The alleged incidents that have been reported are NOT accurate representations of the environment in the Siege.

Drug use is not tolerated and never will be

20<sup>th</sup> June.. This was a Sunday and the overall takings of the bar were £63! and there were no customers taking cocaine as everyone was known to staff and remained within the bar area

3<sup>rd</sup> June.. The Manager Emily Rutter was not at work that day, so this could not have taken place with her presence. Furthermore, Emily's personal anti-drug stance would never allow an incident like this to occur.

15<sup>th</sup> May. There was no reported incident of females using drugs in the toilets. Although females do attend the bathroom in pairs regularly (in all venues), there was no evidence this had taken place.

7<sup>th</sup> May. There is never an occasion where a "lock in" would be allowed. STAFF remain on the premises cleaning, restocking and cashing up after hours. The allegation that "believed to be" is unsubstantiated.

### POLICE DRUG SWABS

The most recent reading is of major concern to the premises, however we have shown historically to action this and put measures in place, which have resulted in future drug swabs to be recorded at zero levels.

Other premises have had high and much higher drug swab readings in the past, but not had their licensing hours cut as a result??

29<sup>th</sup> June.. This incident was NOT seen by any other customers or staff and was not taken any further. It was an isolated incident between a male and a female, where the male verbally abused the female. Both were told to leave the premises after it became clear they had thrown drinks over each other.

13<sup>th</sup> May.. No Staff called the RAF Police. As far as the bar is concerned, it was an accident with a very old 2<sup>nd</sup> hand table. The patron was excited and asked to get down and reminded of their behaviour.

29<sup>th</sup> April.. No STAFF members recall serving any group of travellers as we were FULLY BOOKED. This incident was not related to The Siege Of Orleans

23<sup>rd</sup> April No STAFF called the RAF Police and the Manager called the Police after the incident. The parties involved had been removed from the Siege earlier in the night and had then returned to the area. Policies were reviewed after this but it was deemed that the staff had done everything in their power to prevent this event and dealt with the aftermath responsibly.

The dates on which the alleged incidents occurred were all during the employment of a Mikaela Howe / Dennis. Her employment has since been terminated as she was shown to have lied to and undermined the manager and the business.

There is also a lack of notes in the police report where NTE patrols praised the STAFF and MANAGEMENT for their procedures and control of the premises, which has happened on a regular occurrence.

From April 12<sup>th</sup> to May 17<sup>th</sup>, The Siege of Orleans was the only open licensed premises in Carterton. These brought about many challenges which the business had not faced before. It was also a time where the public were understandably scared with the easing of COVID 19 restrictions.

It meant that all focus was on us and we accepted patrons from all the other establishments, which did indeed bring a different side to things as far as covid was concerned.

The bar is "over trading" but operating safely and within the guidelines.

I have always as a licensee worked with the authorities , but must stress that I only received the information in the Police Report AFTER submitting a TEN.

I do not believe the bar represents something that will lead to increased levels of crime and disorder and it is actually a place where large parts of the community come together in an inclusive, respectful, independent and hospitable environment.

**LICENSING PANEL – 22<sup>ND</sup> JULY 2021**

**PROCEDURE – DETERMINATION OF AN OBJECTION NOTICE TO A TEMPORARY  
EVENT NOTICE**

**MR CHRIS JONES – THE SIEGE OF ORLEANS, GILES CENTRE, CARTERTON**

1.	Identification of persons present (Officers and Members to be introduced).	
2.	Officer to take Members through the report and advise of any new information.	
3.	Premises User (Mr Chris Jones) invited to present their intended event.	
4.	Panel to ask questions of the Premises User on their intended event.	
5.	Police to present their objection in relation to the intended event.	
6.	Panel to ask questions of the Police in relation to their objection.	
7.	Premises user to ask questions of the Police.	
8.	Panel to ask questions of both parties if applicable.	
9.	Police invited to make any final submissions.	
10.	Premises User invited to make any final submissions. The Premises User must always have the last word.	
11.	Parties retire to allow the Panel to make its decision.	
12.	On return, the Chair of the Panel to notify the Premises User of the decision, and advise that this will be confirmed in writing outlining the reasons for the decision.	

(end)

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