

ANNEX C

FORM FOR APPLYING FOR A SUMMARY LICENCE REVIEW

[Insert name and address of relevant licensing authority and its reference number (optional)]

Medway Council, Gun Wharf, Dock Rd, Chatham, Kent ME4 4TR

Application for the review of a premises licence under section 53A of the Licensing Act 2003 (premises associated with serious crime or disorder)

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 the 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.**

I Supt Anderson [on behalf of] the chief officer of police for the North Division police area apply for the review of a premises licence under section 53A of the Licensing Act 2003.

1. Premises details:

Postal address of premises, or if none or not known, ordnance survey map reference or description:

**Talk of the Town,
The Promenade,
Leysdown on Sea**

Post town: Sheppey

Post code (if known): **ME12 4QB**

2. Premises licence details:

Name of premises licence holder (if known): Mr Christopher Prime & Mrs Jacqueline Prime

Number of premises licence holder (if known): SHE/SWALE/189/0290

3. Certificate under section 53A(1)(b) of the Licensing Act 2003 [Please read guidance note 1]:

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with

serious crime or disorder or both, and the certificate accompanies this application.

(Please tick the box to confirm)

4. Details of association of the above premises with serious crime, serious disorder or both:

[Please read guidance note 2]

On Saturday 8th April 2017 at approximately 2050 hours police were called to a serious violent disturbance at the Talk of the Town Public House. This violent incident involved two groups of males who had been drinking inside the premises.

As a result of this crime and disorder:

1. Two males apparently not associated with either group have each received multiple stab wounds to the back (from a knife). These are being investigated as an assault occasioning Grievous Bodily Harm with intent (GBH).
2. A third male has suffered facial injuries as a result of being hit with a glass/bottle. This is currently being investigated as an assault occasioning Actual Bodily Harm (ABH).
3. A fourth male has suffered head injuries as a result of being hit with a pool cue. This is currently being investigated as an assault occasioning Actual Bodily Harm (ABH).

Witnesses describe pool cues, pool balls, glasses and bottles being used as weapons and being thrown around the pub. Children were still present in the venue while this was occurring.

The venue had no CCTV in operation at the time of the incident.

The offenders for this incident are outstanding and have yet to be located by Kent Police.

This is an incident of serious crime and disorder.

Full evidence will be provided at the hearing.

In order to promote the licensing objectives of the prevention of crime and disorder, promotion of public safety and protection of children from harm, the interim step police seek is a suspension of the Premises Licence pending the full review hearing.

The suspension of the licence will allow the premises to reset pending the full review. During this period the police will be able to examine more closely the operation of the premises and should revocation not be sought, police and management may be able to agree necessary alterations to the operation of the premises including but not limited to: mandatory CCTV coverage, polycarbonate glasses/bottles, the requirement for door staff and searching of patrons, and the potential change of management.

persons in pursuit of a common purpose.

Serious disorder is not defined in legislation, and so bears its ordinary English meaning.

2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder, or both.



Signature of applicant:

Paul Anderson

Date: 11th April 2017

Capacity: Superintendent - North Division

Contact details for matters concerning this application:

**Address: PC 12000 Chris Hill - North Divisional Licensing Officer
Community Safety Unit
Medway Police Station
Purser Way
Gillingham
Kent
ME7 1NE**

Telephone number(s): 01634 792276

Email: christopher.hill@kent.pnn.police.uk

Notes for guidance:

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.

Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:

- conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
- conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of

Kent Police
Force Headquarters, Sutton Road, Maidstone, Kent ME15 9BZ

CERTIFICATE UNDER SECTION 53A (1) (b) OF THE LICENSING ACT 2003

I hereby certify that in my opinion the premises described below are associated with serious crime.

Premises:

Talk of the Town, The Promenade, Leysdown on Sea, Sheppey, Kent, ME12 4QB

Premises licence number (if known): SHE/SWALE/189/0290

Name of premises supervisor (if known): Mr Christopher Prime

I am a Superintendent in the Kent Police Force

I am giving this certificate because I am of the opinion that the premises are associated with serious crime and disorder and that other procedures under the Licensing Act are inappropriate.

Police have been monitoring this premises for some time with regards to serious or violent incidents that have occurred at the venue. The nature of this particular offence is so serious as to justify the immediate decision to call an expedited review. Other powers under the licensing act, or other acts, are not appropriate and do not address the issue with immediate effect, a standard licence review would not suffice as it will take 28 days to come to hearing and may be appealed prior to application allowing the public house to continue operating over the bank holiday weekend raising the risk of further serious crime occurring before sufficient measures can be put into place.

The benefits of dealing with this by way of an expedited review allows an interim step of suspension to apply immediately, thereby safeguarding members of the public and preventing further offences.

On Saturday 8th April 2017 a violent incident occurred inside the Talk of the Town Public House between two groups of males. This serious violent incident involved people being hit with pool cues and glasses/bottles, resulting in injuries to the face and heads of the victims. Two other persons have then attempted to intervene and have suffered stab wounds from a knife, resulting in punctures to their backs. These violent incidents are currently being investigated, with enquiries still ongoing.

Witnesses to the incident have described that pool cues, pool balls and glasses/bottles were used as weapons and then thrown around the premises endangering others. Witnesses also state that young children were present inside the venue at the time of this incident. No CCTV was in operation at the premises at the time of the incident. The offenders of this violent disturbance are yet to be located by Kent Police.

Kent Police are of the opinion that if the premises were to remain open to the public it may be a flashpoint for further incidents of serious crime and disorder. Furthermore, the Police wish to see this premises temporarily closed until a full review of the facts can be undertaken by the Council Licensing Committee with regard to the management of the premises. This enables consideration to be given as to whether further controls are required at the premises so as to prevent serious crime and disorder. Until this consideration is undertaken Police consider that there is a risk of serious crime and disorder reoccurring at the premises.

Given the above Police are seeking the temporary suspension of the premises licence.

Superintendent

Paul Anderson

11/04/2017
