

**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 DC Gill Angus**

(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**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Sittingbourne Snooker Club High Street Sittingbourne Kent	
<b>Post town</b> Sittingbourne	<b>Post code (if known)</b> ME10 4AY

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Bradley Wright
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<b>Number of premises licence or club premises certificate (if known)</b> SWALE-PL-1611
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**Part 2 – Applicant details**

I am

**Please tick yes**

- 1) an interested part (please complete (A) or (B) below)
  - a) a person living in the vicinity of the premises
  - b) a body representing persons living in the vicinity of the premises
  - c) a person involved in business in the vicinity of the premises
  - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)

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

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

Please tick

Mr

Mrs

Miss

Ms

Other title

(for example, Rev)

Surname

First names

Please tick yes

I am 18 years old or over

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)

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

Name and address <b>DC 9539 Gill Angus</b> <b>Medway Police Station</b> <b>Purser Way</b> <b>Gillingham</b> <b>Kent Police ME7 1NE</b>  <b>North Division Licensing Department</b>
Telephone number (if any) <b>01634 792276</b>
E-mail address (optional) <b>licensing.north.division@kent.pnn.police.uk</b>

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

Please tick one or more boxes

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

**Please state the ground(s) for review** (please read guidance note 1)

Sittingbourne Snooker Club has failed to promote the prevention of crime and disorder , prevention of public nuisance and the prevention of public safety, licensing objectives .

Sittingbourne Snooker Club has been found to be breaching several conditions on their licence. The venue has continued to do this despite previous warnings and having both the local council, fire service and Kent police working closely with the premises.

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**Please provide as much information as possible to support the application**

(please read guidance note 2)

In January 2015 Bradley Wright became the DPS as a result of Kent Police licensing negotiating the removal of the previous DPS, Mr Kris Forshaw due to breaches of the licensing conditions and failure to support the licensing objectives.

Kent Police were keen to work closely with Mr Wright due to the inherent problems and felt additional support would be needed to help support the new regime. There were initial teething problems with past customers trying to breach previous banning orders; however Mr Wright appeared to be pro-active in promoting the licensing objectives.

The premises has struggled to maintain a suitable client base and attempted to host a UV party to promote the premise and encourage new customers. Kent Police Licensing helped and supported this event which was well run and there were no incidents of crime and disorder.

On the 15th January 2016 there was a joint KFRS, Council Licensing and Police Licensing visit, during which KFRS highlighted that the fire exits on both the first and second floor fire exits were locked and required push bars to be fitted, the fire alarm was not working and the emergency lights were also not working. As a result a formal letter was sent reducing the capacity levels for the whole building to 300, and requesting an urgent fire risk assessment was carried out. Despite a further visit by KFRS none of the work had been completed and this is still the case 4 months later

On the 19th February 2016 there was a GBH assault at the premise. The victim in this incident had been causing problems in the premises earlier in the evening and was asked to leave by a member of the door team. He was subsequently allowed to re-enter the premise by another member of the door team and a further incident occurred whereby the victim took offence to the way the offender was talking to a female, the victim then smashed a glass at the offenders feet and the offender then punched him in the face and the victim required surgery to replace two front teeth.

The incident was not covered by CCTV due to a blind spot created by customers and police were not called by the DPS or any other member of staff. Clearly there has been a lack of communication between the door staff and a person who was ejected has now suffered a significant injury as a result.

On the 27th February 2016 during a police drugs operation, it was observed that door staff were not wearing hi-vis tabards which is a breach of the licence conditions and SIA badges were not on display which is an offence contrary to Section 9 of the Private Security Industry Act 2001.

The drugs dogs indicated on two persons inside the premise who were found to be in possession of Cannabis and Cocaine respectively. Police licensing and Council Licensing officers also witnessed new customers entering after midnight, which is another breach of conditions.

On 3<sup>rd</sup> March 2016 a council licensing visit was held with the DPS and a 4 month action plan was agreed as a result of all the licence breaches and failure to promote the licensing objectives, this was confirmed in writing and sent to the DPS on 4<sup>th</sup> March. That same evening, Police and Council Licensing Officers again attended the premise and door staff were witnessed by a council licensing enforcement officer allowing a male to leave with a glass in his hand and persons were entering after midnight. CCTV has shown that the male did secrete the glass in his trouser pocket and walk past door staff stationed at the top of the stairs then remove it once halfway down having checked the door staff hadn't seen him. Clearly there was an intention to hide the glass and had door staff been stood at the main entrance at the bottom of the stairs like they do when an event is taking place the male would hopefully have been challenged appropriately. The glass could have been used as a weapon, but even if his intentions were merely to drink his pint while smoking on the street there is a Designated Public Place Order in place for Sittingbourne High Street. Door staff work for the premise and it is the responsibility of the DPS to ensure they are stationed to provide effective control of patrons and support the licence conditions of the premise, the question has to be asked why there are door staff at the main entrance for an event or when the hours are extended but not for a regular Friday or Saturday. In addition having been told there would be an action plan the previous day,

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which was confirmed in writing, it appears no measures were immediately implemented.

The Police licensing officer who attended, had to deal with the assault of a customer leaving the premises with no support from the door staff who described the club as "going bent" inside. In addition it was noted that door staff were still not complying with the conditions of the licence in respect of wearing hi-vis tabards.

Whilst in the premise, the Police Licensing Officer witnessed large quantities of alcopops and Jägerbombs pre-poured in a room behind the bar area. When questioned about this, the DPS responded that this was a regular thing as in the past he had sold 35 Jägerbomb to one male who had drunk them and still walked out. This from a person who holds a personal licence and is the DPS, and who did not seem to understand why this was wrong to provide a single person with 49 units of alcohol in one evening and completely failed to understand that this clearly undermines the licensing objectives and shows a blatant disregard for a persons' health and well-being.

As previously mentioned whenever there is an event or the hours are extended he has risk assessed the need for door staff to accommodate the event, assessing a minimum of 8 door staff are required. This is in stark contrast to a normal Friday and Saturday where he has only three door staff. The premise comprises 2 floors accessed by a step set of stairs there are double doors leading to the first floor area which has a bar, kitchen area and area set aside for seating. The pool and snooker tables are at the back of the room and during Friday and Saturday nights they are pushed back to facilitate dancing. There is another set of stairs leading to the second floor which is a large open space with access to the toilets. There is another set of stairs that leads from the toilets back down to the double doors on the first floor. When the premise is busy there are people up and down the all the stairs particularly to use the toilets, and while the DPS states the 2<sup>nd</sup> floor is only used for events the limited number of door staff cannot adequately protect the safety of the patrons. This is highlighted by the male walking past door staff with a near full pint glass in his pocket.

It is the opinion of PC Holroyd and the North Division Licensing Team that this clearly shows that Mr Wright and his staff at The Snooker Club have failed to promote the prevention of crime and disorder, and the public safety objectives which are the underpinning foundations of the Licensing Act.

Kent Police Licensing are seeking to review this licence in order to promote the licensing objectives and ask for:

- 1) A suspension of the licence for a period of three months to allow the premise to reset and to allow modifications to be implemented fully
- 2)
  - i) Removal of the Designated Premises Supervisor – Mr Bradley Wright
  - ii) Alterations to the current hours authorised for licensable activity to a reduction in hours, with all licensable activity concluding at 00:00hrs Monday – Sunday.
  - iii) A minimum of 5 SIA registered door supervisors to be employed at the premises on Thursday, Friday and Saturday. 2 SIA door staff from 20:00 hours, and a further 3 SIA door supervisors at 22:00 hours until the completion of the licensable activity. A minimum of 2 SIA registered door supervisors must be present at the main entrance/exit to control access and egress. The remaining 3 SIA door supervisors must be present inside the venue to monitor the first floor, second floor, toilets and rear exits.
  - iv) All drinks to be supplied in polycarbonate or suitably toughened glass vessels.
  - v) Rewording of the current conditions in consultation with the licensing panel and the DPS

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**Please tick yes**

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

If yes please state the date of that application

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

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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 3)

Signature of applicant or applicant’s solicitor or other duly authorised agent (See guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature



Date

31-03-16

Capacity

Kent Police Licensing

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

Post town

Post code

Telephone number (if any)

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

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

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