

**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 Amanda Garnham

*(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> Maids Head 9 Kingsway	
<b>Post town</b> Mildenhall	<b>Post code (if known)</b> IP28 7HN
<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Greene King Retailing Ltd	
<b>Number of premises licence or club premises certificate (if known)</b> PL093	

**Part 2 - Applicant details**

I am

**Please tick yes**

- 1) an interested party (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)

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

**Please tick**

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 Suffolk Constabulary Licensing Team Landmark House 4 Egerton Road Ipswich IP1 5PF
Telephone number (if any) 01473 613888 ext 3450
E-mail address (optional) Policealcohollicensing@suffolk.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
- 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)**

This application is made following ongoing events at the Maids Head pub in Mildenhall which have demonstrated significant weaknesses in respect of upholding the Licensing Objective of the Prevention of Crime and Disorder.

On the 20th of December 2014 at 02:00 hours, police officers attended the Maids Head to the report of an assault by doorstaff and of a female fighting at the premises. Officers state that two females had been involved in a physical altercation, resulting in minor injuries to one woman. The other female involved was restrained by doorstaff and suffered a broken leg during the struggle with them. This second female was described as being extremely drunk and had consumed a large quantity of alcohol at the premises.

On 10<sup>th</sup> January 2015 at 00:50 hours, police officers attended the premises to the report of a customer having broken a window. The offender, who had been drinking in the premises, was highly intoxicated and had punched his hand through the window causing himself a deep wound.

On 3<sup>rd</sup> March 2015, the Constabulary received a written request from Greene King Retailing Ltd to change the Designated Premises Supervisor to Mrs Louise Malone. Concerns were directly raised with Mrs Malone at the point of application due to information that her teenage son, Alex Malone, would be the main manager. Mrs Malone stated that her son would be managing the venue but that she would be regularly at the premises and retaining close oversight.

Since this change, the premises has been subject to 13 crimes: six of these have been violent crimes involving assaults with four others being related to drunken behaviour by customers. The Constabulary has also received a significant number of

calls from both the premises and members of the public relating to issues at the premises throughout this period.

Most recently on 29<sup>th</sup> May 2015 at 00:01 hours, the Constabulary received calls from several members of the public and also from Alex Malone stating that there was a significant disorder occurring at the premises. One witness stated that people were drunk, fighting on the floor and that a male was brandishing a baseball bat. People were seen coming in and out of the premises to take part in this fight which then spilled out onto the main road outside. On arrival of officers, a male was found to have facial injuries.

It is the view of the Constabulary that the level of crime and disorder at the premises is far too high and that there is now a genuine risk of harm to individuals attending the venue. It is clear that staff are aware of the high potential for violence and there appears to be little control over the venue. Local members of the public are also being subjected to unnecessary disturbance and witnessing disorder due to the high intoxication levels amongst customers that have been witnessed by officers attending this venue.

The level of intoxication has been highlighted within all the violent crimes attended by the Constabulary. It is the opinion of the Constabulary that the management of the venue is extremely poor, with an inexperienced teenager being the primary manager during evening and night times, and that people are drinking alcohol excessively at the venue.

The Constabulary has attempted to create positive change at the premises with a series of meetings, emails and interactions with both the current DPS, Mrs Malone, and the licence holders Greene King. However, it appears that very limited changes have actually taken place at the venue, with no formal licence changes, and crime and disorder continues to escalate. As such we request that the premises licence is subject to Review in order to address the serious ongoing failings.

**Please provide as much information as possible to support the application (please read guidance note 2)**

In support of this Review application, Suffolk Constabulary is providing the following evidence:

A statement from Suffolk Constabulary Licensing Officer Start Elliott-Smith detailing the time lines of events, crimes and incidents at the premises from December 2014 to May 2015 including disclosable intelligence. This statement also encompasses the ongoing stepped approach taken by Suffolk Constabulary to resolve the issues and the lack of meaningful action taken by the DPS and licence holder.

A statement from Suffolk Constabulary Licensing Officer Pc Amanda Garnham detailing interactions and meetings with the licence holder representative, Phil Arnold and the current DPS, Mrs Malone.

Supporting documents, including emails and internal reports, detailing contact with the premises to try and address the issues.

Statements are currently being obtained from local members of the public who have directly witnessed crime and disorder at the venue.

Statements are currently being obtained from local police officers in relation to crimes and incidents attended.

CCTV has been obtained from the premises in relation to the incident on 29<sup>th</sup> May 2015.

Our aim in seeking the review of the Licence is to ensure that the premises is suitably strengthened in the ability to meet the Licensing Objective of Prevention of Crime and Disorder.

Due to the notable issue of excessive intoxication which has been observed by officers both inside and outside the building together with the associated crime that this has generated, the Constabulary would also like serious consideration to be given to the reduction of the operating hours of the premises to minimise the potential for harm.

From the recent crime and incidents, it is clear that the premises suffers a serious escalation in violence and disorder after midnight. As such we request that the current hours of the premises, which strongly reflect those of a nightclub, should be significantly reduced so that all licensable activity ceases at 23:00 hours and that the premises is fully closed by 23.30 hours. Due to the lack of action by the current DPS and the extremely poor management demonstrated at the premises we also request that Mrs Louise Malone be removed from this post.

Beyond this, we also feel that the wider licence requires improvement as it does not appear to be generally sufficient for the current circumstances of the venue.

**Suggested conditions:**

1. During licensable activity where sales of alcohol are taking place, a member of staff shall regularly patrol within the premises to check for any customers who may be showing signs of increased intoxication, vulnerability or aggression and ensure that suitable positive action is taken. Where any action is needed an entry shall be placed into the Incident Register.

2. A minimum of two SIA registered door staff at the premises each Thursday, Friday and Saturday from 21:00 hours until 30 minutes after closure of the premises.
3. The premises licence holder shall implement a suitable and sufficient drugs policy, the content of which shall be agreed with the Police and notified to the Licensing Authority.
4. A defined written dispersal policy shall be operated and managed with specific actions to be taken by nominated staff at the end of all licensable events. This policy shall be agreed with the Police and notified to the Licensing Authority. This shall include SIA staff wearing fluorescent jackets, tabards or similar high visibility clothing. Door staff on duty shall assist with a safe and orderly dispersal of patrons.
5. The premises licence holder shall aid the onward dispersal of patrons from the licensed premises by means of a list of licensed local taxi and private hire firms prominently displayed at the exit points.
6. All bar staff engaged in the sale of alcohol shall be trained in responsible alcohol retailing to a minimum standard of BIIAB Level 1, or equivalent, within three months of commencing employment at the premises. Training records shall be kept on the premises and produced to the Police or authorised officer of the Licensing Authority upon request. For the avoidance of doubt this training may be administered in-house in accordance with the relevant criteria. Training shall be reviewed at six-monthly intervals to ensure that staff are up to date with the latest legislation.
7. The DPS shall ensure that all persons authorised to sell alcohol at the licensed premises have received instruction from the DPS on relevant licensing requirements/offences and have been authorised in writing from the DPS to supply alcohol under their authority.
8. The premises licence holder shall adopt a 'Challenge 25' proof of age scheme. The premises licence holder shall operate a requirement for the production of a passport, driving licence or other bona fide form of identity carrying a photographic image, where the individual requesting the supply of alcohol appears to be under the age of 25.
9. Suitable and sufficient lighting and CCTV to be placed into the outdoor smoking area. Lighting and CCTV in this area to be fully maintained and checked each day.
10. All instances of drunkenness, disorder, drug use or violence will be challenged, resulting in the ejection or retention of the individual(s) and under serious circumstances, consideration shall be given to their permanent exclusion from the premises in future.
11. Any individual found in possession of any illegal substance or weapon shall be excluded or ejected from the licensed premises. The Police shall be notified promptly, and in any event within 36 hours, of any attempt by an individual to gain access to the licensed premises whilst in possession of an illegal substance or weapon.
12. A full personal licence holder shall be present at all times when the premises is open for the sale of alcohol.

**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

1							
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**If you have made representations before relating to this premises please state what they were and when you made them**

N/A

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

4<sup>th</sup> June 2015

Capacity

Suffolk Police Licensing Officer

**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.