

## Appendix A

### SCHEDULE 8A Regulation 16A

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

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**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, Chief Inspector Darren Alderson, on behalf of the chief officer of police for the police area apply for the review of a premises licence under S53A of the Licensing Act 2003.**

**1. Premises details:**

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

The Longbow Public House, Church Street, Stapleford

**2. Premises licence details:**

**Name of premises licence holder (if known):**

Graeme Forster of 7 Church Street Stapleford

**Number of premises licence (if known):**

Not Known

**3. Certificate under section 53A(1)(b) of the Licensing Act**

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

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

[Please read guidance note 2]

The Longbow pub has been associated with most reported violent crime (and criminal damage) offences in the village of Stapleford over the last six months. Although the numbers are low, offences and incidents are disproportionately associated with the pub. In Stapleford generally there are low numbers of violent crime and criminal damage offences and of anti-social behaviour incidents however there were four violent crime and two criminal damage offences and eight ASB incidents over a six month period to 07/05/2012.

Police dealings with the pub go back many months beyond and the following examples indicate that serious crime and serious disorder have been associated with the premises, and been unchecked by the licensee for some time. They demonstrate a failure by the licensee to uphold the licensing objectives "to prevent crime and disorder, maintain public safety, prevent public nuisance, and protect children from harm".

Police have received intelligence from a number of sources over many months of drug use and now increasingly drug dealing taking place on the premises. The number of people who have convictions for drugs use and/or supply who frequent the premises is notable. The most recent intelligence from May 2012 is increasingly focused on class A drug dealing and indicates a worsening situation in the pub which the licensee is either unwilling or unable to address.

Police have secured CCTV evidence of a fight taking place in the pub on 6/9/11. The fight takes place over 20mins approximately both inside and outside the pub causing the police to be called attend. On arrival the two protagonists denied that there had been any disorder. There were no other customers in the pub and the witness outside wished to remain anonymous. The CCTV was not viewed at that time. Mr Forster however was present throughout. He failed to intervene and in fact served both males with more alcohol throughout the episode.

On 8/9/11 officers had cause to make enquiries at the pub looking for the suspect in a robbery investigation who was known to drink there. The suspect was located at the bar by the two officers and invited to speak with them outside. On being arrested the suspect offered resistance to the two female officers who requested further backup. Retrospectively, police have secured CCTV footage from inside the premises which shows the officers' struggle with the suspect in the entrance hall. It also shows apparently shows Mr Forster arrive on the premises, walk through the bar area, look through the glass into the entrance where the officers were struggling with the suspect and fail to offer them any assistance.

On 28/1/12 police took report of an assault which had occurred outside the pub the night before. The victim was a 17year old who had been in the pub with other celebrating an 18<sup>th</sup> birthday party. A confrontation took place outside between the youngster and another customer which resulted in the victim receiving a punch to the jaw. Initial enquiries were made at the pub to identify the suspect and the following record was made on the file "landlord identified \*\*\*\* as fitting description and drinking in the pub on 27/1/12, not willing to make statement". CCTV footage was seized and local officers were able to identify the suspect from that themselves removing the need to pursue a statement from Mr Forster. However his failure to provide a statement at the outset again must be noted.

The licensee has had numerous offers of advice and support from local police. He has failed to engage with the local Pubwatch scheme and allowed people banned by other licensees into his pub.

The police are of the opinion that it is in the interest of public protection that these premises are prevented from operating as a matter of urgency. The summary above clearly outlines a persistent problem of violent incidents, and escalating concern about drug use and supply. The police have no confidence in the Licensees ability or willingness to address these matters. With a forthcoming Bank Holidays and warmer weather likely to result in increased custom at the premises the police feel that an expedited review is necessary rather than a review under under Section 51 Licensing Act 2003.

**Signature of applicant:**

**Date:**

**Capacity:** Chief Inspector D Alderson, South Cambs Area Commander

**Contact details for matters concerning this application:**

**Address:**

**Telephone:**

**Email:**

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 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. ”