

ANNEX C

FORM FOR APPLYING FOR A SUMMARY LICENCE REVIEW

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

Peterborough City Council Bridge House Bridge street Peterborough

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 Superintendant Vajzovic officer of police for the Cambridgeshire Constabulary area apply for the review of a premises licence under section 53A of the Licensing Act 2003.	[on behalf of] the chief police
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1. Premises details:

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

Coco,11 - 13 Broadway, Peterborough, PE1 1SQ

Post town: Peterborough

Post code (if known): **PE1 1SQ**

2. Premises licence details:

Name of premises licence holder (if known): Havana Leisure Ltd, 159 Western Avenue, Peterborough, PE1 4HU - Limited Company 6973900

Number of premises licence holder (if known): Not known

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]

At Coco on Wednesday 16th May 2012 between 20:00pm and 02:55am management at Coco's conducted a lap dancing event at the venue despite being given appropriate advice not to by the Police district licensing officer. The venue does not have the facility of performance of dance on the premises license, and have not disclosed during the initial license application in 2006 that they would intend to show such performances, which ultimately could be authorised by a temporary event notice. As a result of this activity the Police licensing Officer felt it necessary to prepare to submit an application to review the premises license through normal procedures. However, prior to taking this course of action a serious disorder took place at Coco on Monday 21st May 2012 at 02:45am, between customers and eventually involving staff.

As a result of this disorder two males were severely beaten and left unconscious in the road. One of those males remains at Addenbrookes Hospital in a coma with severe life threatening head injuries. Five males have subsequently been arrested as a result of this offence and have been remanded in custody. Staff at the venue, who were at the scene have not been arrested. CCTV evidence has been seized by the Police following the violent disorder and this suggests that alcohol sales continued beyond the 02:00am cessation of the licensable activity, and that those involved were extremely impaired through drink. CCTV installation and coverage is deemed unsatisfactory and in direct contradiction to conditions set out within the premises license. The main CCTV camera covering the front of the bar and dance floor is obstructed by a chandelier. Images are blurred and sub standard despite a review and advice to upgrade the system in September last year.

This serious disorder, combined with the illegal unlicensed activity and a number of minor license breaches shows that the Premises license holder and the designated premises supervisor have failed to uphold the principles of the licensing act in a voluntary, legal and responsible way despite being given appropriate advice on numerous occasions.

Information / Intelligence available to the Police suggests that this event has had a significant impact on certain members of the community, in such a way that it could lead to serious crime and/or disorder either in the immediate locality of Coco or towards the offenders or members of their community.

The Licensing Authority has worked on numerous occasions with the management of the venue to address breaches to the licensing act, and have found their reasonable requests and guidance met with reluctant and unsatisfactory attempts to address the issues.

The Expedited / Summary license review guidance as issued by the Department for Culture, Media and Sport (DCMS) in October 2007 gives guidance in relation to such matters. All other powers available have been visited. An expedited review is deemed necessary, for the following reasons:

1. The serious nature of the offences committed in the early hours of Monday

morning - "the conduct constitutes an offence for which a person 21 years of age or over with no previous convictions could reasonably be expected to be sentenced to imprisonment for 3 or more years or the conduct involves the use of violence"

2. Obvious reluctance by the management to co-operate and engage effectively with the Licensing Authority.
3. Other serious breaches to the premises license have taken place recently - the performance of a lap dancing event against the advice given by the Police Licensing Officer and without a valid authorisation.
4. CCTV coverage at the venue is unsatisfactory and ineffective in protecting staff, customers and property despite recommendations from Police to update.
5. and information / intelligence exists to suggest there may be a continuance of the violence or disorder in reprisal to the initial incident

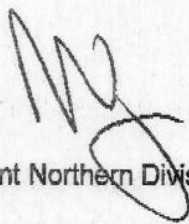
It is seriously believed that should the license be allowed to continue, without immediate review then there is a very real likely hood that more serious violence or disorder could occur.

I recommend that the Licensing Authority immediately suspend the Premises License for Coco until the outcome of the full review hearing.

Signature of applicant:

Date: 23rd May 2012

Capacity: Superintendant Northern Division Cambridgeshire Constabulary



SUPERINTENDANT DAN VARTOVIC

Contact details for matters concerning this application:

Address: PC1572 Grahame Robinson, PCIT (Licensing), Thorpewood Police Station, Peterborough, PE3 6SD

Telephone number(s): 01733 424438

Email: grahame.robinson@cambs.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 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.