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APPLYING FOR A SUMMARY LICENCE REVIEW

Application for the review of a Premises Licence under
Section 53a of the Licensing Act 2003

(Premises associated with serious crime or serious disorder or both)

Insert name and address of relevant Licensing Authority and its reference number (optional):

City of Bradford Metropolitan District Council

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, Daniel Greenwood

(on behalf of) the Chief Officer of Police for the Bradford District Police area apply for the review of a premises licence under Section 53a of the Licensing Act 2003.

Part 1 – Premises details

Postal address of premises or, if none, Ordnance Survey map reference or description:

Bijou Cocktail Bar and Nightclub
10 Chapel Lane

Town/City: Bingley

Postcode: BD16 2NG

Part 2 – Premises licence details

Name of premises licence holder (if known):

Mr Rory PROCTOR

Number of premises licence (if known): 073416

Part 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/her opinion the above premises associated with serious crime or serious disorder or both, and the certificate accompanies this application. (Please 'check' the box to confirm)



Part 4 – Details of association of the above premises with serious crime, serious disorder or both (please read Guidance note 2)

The premises benefits from a Premises Licence which authorises the sale of alcohol for consumption ON premises along with regulated entertainment between the following hours:

Monday to Wednesday 17.00-23.00
Thursday 17.00-01.30
Friday 15.00-04.30
Saturday 12.00-04.30
Sunday 12.00-23.00
Bank holidays 12.00-04.30

The grounds for review are as follows:

In the early morning of Saturday 25th November 2017, an incident occurred within the premises involving the victim of an assault. The victim had been ejected from the premises and at some point he received a serious head injury which ultimately led to his death.

Initial enquiries at the scene by attending Police Officers led to the arrest of several males who had been at Bijou that evening.

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The Premises Licence Holder is Mr Rory PROCTOR and the Designated Premises Supervisor is Mr Jonathan William DAWKINS. It is believed neither were on the premises on the night of the assault.

Following this incident, the community have been very vocal and there have been messages left on social media calling for action to be taken against the club and a petition has also been set up for the closure of the premises.

Threats have been made to persons and property since the incident, which have included threats to smash windows and fire bomb the club as well as attack home addresses. This prompted PROCTOR to increase security at the club last weekend when it re opened as he believed that there would be serious disorder.

Further threats have been received since the death of the victim yesterday, including threats that the club will be burned with persons inside and that the building would be shot at. These threats had been passed by third parties. PROCTOR informed the Police that the threats are genuine.

The premises is located close to the town centre and there are residents living nearby. Any acts of disorder, arson or other violence would have a major impact on those living in the vicinity and put members of the public in harm.

It is requested that the Premises Licence be suspended by the Licensing Authority in the interim period pending a Full Review Hearing, as there are genuine concerns that retribution will be sought for the death of the young man and the premises known as Bijou would be the centre of this retribution.

Signature of applicant:

Date:

6/12/2017

Capacity: *Superintendent*

Contact details for matters concerning this application:

Address: Trafalgar House Police Station, Nelson Street, Bradford BD5 0EW

Telephone numbers: 01274 376695, 01274 373848

E-mail address:

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 18 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.



CERTIFICATE
Under Section 53a(1)(b) of the Licensing Act 2003

*Delete as applicable.

I hereby certify that in my opinion the premises described below are associated with ~~*serious crime/serious disorder/~~ both serious crime and serious disorder.

Premises details

Premises (include business name and address and any other relevant identifying details):

Bijou Cocktail Bar and Nightclub
10 Chapel Lane
Bingley
BD16 2NG

I am a (insert rank of officer giving the certificate, which must be superintendent or above): SUPERINTENDENT

in the West Yorkshire Police Force.

Optional

I am giving this certificate because I am of the opinion that other procedures under the Licensing Act are inappropriate in this case, because:

(Give brief description of why other procedures such as a standard review process are thought to be inappropriate, e.g. the degree of seriousness of the crime and/or disorder, the past history of compliance in relation to the premises concerned).

On the morning of Saturday 25th November 2017, Police were contacted by the Ambulance Service reporting that a suspected assault had occurred at Bijou and that a twenty four year old male was outside the premises with serious head injuries and was unconscious.

The initial investigation showed that the male had been ejected from the premises and as a result, several males were subsequently arrested on suspicion of serious assault.

The club was closed down and preserved as a crime scene. The victim was transferred to hospital and subsequently died of his injuries on the 5th December 2017. An investigation is currently ongoing to establish the facts surrounding this incident.

The seriousness of the incident has increased the request to review the current Premises Licence as community tension is heightened and there is the likelihood of disorder and repercussions.

I consider that this course of action is appropriate under the circumstances in preventing the premises from re-opening, where there is the possibility that there will be reprisals against the premises itself, the owner, and other staff members.

Signed:..... Date: 6/12/17