



Licensing Sub Committee Hearing Panel

Date: Monday, 11 April 2022

Time: 10.00 am

Venue: Council Chamber, Level 2, Town Hall Extension

Everyone is welcome to attend this committee meeting.

Access to the Council Chamber

Public access to the Council Chamber is on Level 2 of the Town Hall Extension, using the lift or stairs in the lobby of the Mount Street entrance to the Extension.

There is no public access from any other entrance of the Extension.

Membership of the Licensing Sub Committee Hearing Panel

Councillors - Grimshaw, Connolly and Jeavons

Agenda

1. Urgent Business

To consider any items which the Chair has agreed to have submitted as urgent.

2. Appeals

To consider any appeals from the public against refusal to allow inspection of background documents and/or the inclusion of items in the confidential part of the agenda.

3. Interests

To allow Members an opportunity to [a] declare any personal, prejudicial or disclosable pecuniary interests they might have in any items which appear on this agenda; and [b] record any items from which they are precluded from voting as a result of Council Tax/Council rent arrears; [c] the existence and nature of party whipping arrangements in respect of any item to be considered at this meeting. Members with a personal interest should declare that at the start of the item under consideration. If Members also have a prejudicial or disclosable pecuniary interest they must withdraw from the meeting during the consideration of the item.

4. Summary Review - Embassy Club, Westbourne Grove, Harpurhey, M9 4XJ

The report of the Head of Planning, Building Control and Licensing is enclosed.

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Information about the Committee

The Licensing Sub-Committee Hearing Panel fulfills the functions of the Licensing Authority in relation to the licensing of premises.

A procedure has been agreed which governs how the Panel will consider such applications.

Decisions made by the Panel will be under delegated authority and will not require to be referred to the Council for approval. Meetings are controlled by the Chair, who is responsible for seeing that the business on the agenda is dealt with properly.

Copies of the agenda are published on the Council's website. Some additional copies are available at the meeting from the Governance Support Officer.

The Council is concerned to ensure that its meetings are as open as possible and confidential business is kept to the strict minimum. When confidential items are involved these are considered at the end of the meeting at which point members of the public are asked to leave.

Smoking is not allowed in Council buildings.

Joanne Roney OBE
Chief Executive
Level 3, Town Hall Extension,
Albert Square,
Manchester, M60 2LA

Further Information

For help, advice and information about this meeting please contact the Committee Officer:

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This agenda was issued on **Friday, 1 April 2022** by the Governance and Scrutiny Support Unit, Manchester City Council, Level 2, Town Hall Extension (Library Walk Elevation), Manchester M60 2LA

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**Manchester City Council
Report for Resolution**

Report to: Licensing Sub-Committee Hearing Panel – 11 April 2022

Subject: Embassy Club, Embassy Club, Westbourne Grove, Harpurhey, Manchester, M9 4XJ (Summary Review of Premises Licence, App ref: 272258)

Report of: Head of Planning, Building Control & Licensing

Summary

Review of the premises licence under s53C of the Licensing Act 2003

Recommendations

That the Panel consider what steps are appropriate for the promotion of the licensing objectives taking into account any change in circumstances since any interim steps were imposed, consider any relevant representations, and review the interim steps already taken.

Wards Affected: Harpurhey

Manchester Strategy Outcomes	Summary of the contribution to the strategy
A thriving and sustainable City: supporting a diverse and distinctive economy that creates jobs and opportunities	Licensed premises provide a key role as an employer, in regeneration, and in attracting people to the city. The efficient processing of applications as well as effective decision making in respect of them, plays an essential role in enabling businesses to thrive and maximise contribution to the economy of the region and sub-region.
A highly skilled city: world class and home grown talent sustaining the city's economic success	An effective Licensing regime will enable growth in our City by supporting businesses who promote the Licensing Objectives.
A progressive and equitable city: making a positive contribution by unlocking the potential of our communities	The Licensing process provides for local residents and other interested parties to make representations in relation to licensing applications. Representations have to be directly related to the licensing objectives.

A liveable and low carbon city: a destination of choice to live, visit and work.	An effective licensing system supports and enables growth and employment in our City with neighbourhoods that provide amenities suitable to the surrounding communities.
A connected city: world class infrastructure and connectivity to drive growth	

Full details are in the body of the report, along with any implications for:

Equal Opportunities Policy
Risk Management
Legal Considerations

Financial Consequences – Revenue

None

Financial Consequences – Capital

None

Contact Officers:

Name: Fraser Swift
Position: Principal Licensing Officer
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E-mail: fraser.swift@manchester.gov.uk

Name: Chloe Tomlinson
Position: Technical Licensing Officer
Telephone: 0161 234 4521
E-mail: Premises.licensing@manchester.gov.uk

Background documents (available for public inspection):

- Manchester City Council Statement of Licensing Policy 2016 - 2021
- Guidance issued under section 182 of the Licensing Act 2003, April 2018
- Licensing Act 2003 (Hearings) Regulations 2005
- Any further documentary submissions by any party to the hearing

1. Introduction

- 1.1 On 16/03/2022, an application was made by Greater Manchester Police under s53A of the Licensing Act 2003 for a Summary Review of the Premises Licence for Embassy Club, Embassy Club, Westbourne Grove, Harpurhey, Manchester, M9 4XJ in the Harpurhey ward of Manchester. A location map and photograph of the premises is attached at **Appendix 1**.
- 1.2 Summary reviews can be undertaken when the police consider that the premises concerned are associated with serious crime or serious disorder (or both). The summary review process allows interim conditions to be quickly attached to a licence and a fast track licence review.
- 1.3 A 10 working-day public consultation exercise has been undertaken in accordance with Licensing Act 2003 regulations; requiring the application to be advertised by the displaying of a blue notice at or on the premises and details of the application published on the Council's website.
- 1.4 Under section 53C of the Licensing Act 2003, the licensing authority must hold a full review of the premises licence and determine the review within 28 days after the day of receipt of the application.
- 1.5 Following the review under section 53C, the licensing authority must then review the interim steps in place and determine whether it is appropriate for the promotion of the licensing objectives for the steps to remain in place, or if they should be modified or withdrawn.

2. The Application

- 2.1 A copy of the application is attached at **Appendix 2**.
- 2.2 The application for a summary review was submitted on the grounds that the premises are associated with serious crime.
- 2.3 The incident that triggered this summary review took place on 11th March 2022 when GMP received a 999 call stating that there was a person with a knife at the Embassy Club and that someone had been cut with. The two males responsible were allowed entry inside the premises even though they were initially refused entry by door staff for being aggressive.
- 2.4 Interim Steps pending the review
- 2.4.1 Within 48 hours of receiving a summary review application, under s53B of the Licensing Act 2003 the licensing authority must consider whether it is necessary to take interim steps pending the review of the licence for the promotion of the licensing objectives.
- 2.4.2 On 18/03/2022, a Licensing Sub-Committee Hearing Panel held a hearing to consider taking such interim steps and the decision of the Panel was to suspend the Premises Licence pending a full Review hearing. The decision of the panel is included as **Appendix 3**.

- 2.4.3 The premises licence holder may make representations against the interim steps taken by the licensing authority. Under s53B of the Licensing Act 2003 the licensing authority must within 48 hours of the time of its receipt of the representations, hold a hearing to consider those representations.
- 2.4.4 At the time of preparing this Committee Report no representations have been received against the interim steps taken by the licensing authority. Please note that representations may be received at any time prior to the date of the review hearing.
- 2.4.5 On the date of the review hearing, the licensing authority is required to review any interim steps that are in place and consider whether it is appropriate for the promotion of the licensing objectives for the steps to remain in place, or if they should be modified or withdrawn.

3. Current Premises Licence

- 3.1 A copy of the current licence is attached at **Appendix 4**.
- 3.2 The premises licence holder is Embassy Club Ltd who has held the licence since 25/10/2017.
- 3.3 The designated premises supervisor is Deborah May Siddall who has held this position since 12/12/2018. Deborah May Siddall is also a registered director of Embassy Club Ltd.
- 3.4 The licensable activities permitted by the licence are:

Sale by retail of alcohol

Standard timings

Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1100	1100	1100	1100	1100	1100	1200
Finish	0200	0200	0200	0200	0200	0200	2230

The sale of alcohol is licensed for consumption both on and off the premises only.

(open containers not to be removed from the premises save for consumption in any delineated external area)

Seasonal variations and Non-standard Timings:

New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day.

On any day where music and dancing is not provided after midnight the sale of alcohol shall end at midnight.

On the day British Summer Time commences: One additional hour following the terminal hour.

Live music; Performances of dance; Anything similar to live music, recorded music or the performance of dance

Standard timings

Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1930	1930	1930	1930	1930	1930	Not applicable
Finish	0200	0200	0200	0200	0200	0200	

Licensed to take place indoors only.

Seasonal variations and Non-standard Timings:

New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day.

On the day British Summer Time commences: One additional hour following the terminal hour.

Recorded music

Standard timings

Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	0000	0000	0000	0000	0000	0000	0000
Finish	2400	2400	2400	2400	2400	2400	2400

Licensed to take place indoors only.

Seasonal variations and Non-standard Timings:

None

Provision of late night refreshment

Standard timings

Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	2300	2300	2300	2300	2300	2300	Not applicable
Finish	0230	0230	0230	0230	0230	0230	

Licensed to take place indoors only.

Seasonal variations and Non-standard Timings:

New Year From 23:00 on New Years' Eve until 05:00 New Year's Day (or if there are no permitted hours for the sale of alcohol on New Year's Day until 00:30 on New Year's Day).

On the day British Summer Time commences: One additional hour following the terminal hour.

Hours premises are open to the public

Standard timings

Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1100	1100	1100	1100	1100	1100	1200
Finish	0230	0230	0230	0230	0230	0230	2300

Seasonal variations and Non-standard Timings:

New Year's Eve / New Year's Day:

Start: - the time the sale of alcohol is licensed to start by reference to the day of the week on which New Year's Eve falls.

Finish: -

If New Year's Day is on Monday to Saturday: 0230

If New Year's Day is on Sunday: 2300

On the day British Summer Time commences: One additional hour following the terminal hour.

4. **Relevant Representations**

- 4.1 Representations may be made by any person or 'responsible authority' during the consultation period. To be 'relevant' and, therefore, able to be taken into account in determining the application, they must be relevant to one or more

of the licensing objectives. Where representations are made by persons who are not a responsible authority, they must not be frivolous or vexatious.

4.2 No relevant representations have been received in respect of this application

5. **Additional information**

5.1 Additional information has been received from Nathan Siddall, attached as **Appendix 6**.

6. **Key Policies and Considerations**

6.1 **Legal Considerations**

6.1.1 Hearings under the Licensing Act 2003 operate under the Licensing Act 2003 (Hearings) Regulations 2005.

6.2 **New Information**

6.2.1 In accordance with Regulation 18 of the Licensing Act 2003 (Hearings) Regulations 2005, the authority may take into account documentary or other information produced by a party in support of their application, representations or notice either before the hearing or, with the consent of all parties, at the hearing.

6.3 **Hearsay Evidence**

6.3.1 The Panel may accept hearsay evidence and it will be a matter for the Panel to attach what weight to it that they consider appropriate. Hearsay evidence is evidence of something that a witness neither saw nor heard, but has heard or read about.

6.4 **The Secretary of State's Guidance to the Licensing Act 2003**

6.4.1 The Secretary of State's Guidance to the Licensing Act 2003 is provided to licensing authorities in relation to the carrying out of their functions under the 2003 Act. It also provides information to magistrates' courts hearing appeals against licensing decisions and has been made widely available for the benefit of those who run licensed premises, their legal advisers and the general public. It is a key medium for promoting best practice, ensuring consistent application of licensing powers across England and Wales and for promoting fairness, equal treatment and proportionality.

6.4.2 Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182. The Guidance is therefore binding on all licensing authorities to that extent. However, the Guidance cannot anticipate every possible scenario or set of circumstances that may arise and, as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons.

6.4.3 Departure from the Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.

6.5 **Manchester Statement of Licensing Policy**

6.5.1 Section 4 of the 2003 Act provides that, in carrying out its functions, a licensing authority must 'have regard to' its statement of licensing policy.

6.5.2 The Licensing Policy sets out the vision the licensing authority has for the regulation of licensed premises throughout Manchester and outlines the standards expected in order to ensure the promotion of the licensing objectives in the city. The Panel may depart from the policies should it consider doing so would benefit the promotion of the licensing objectives. Reasons are to be given for any such departure from the Policy.

6.5.3 There are a number of references in the Policy to the licensing authority's expectations of applicants. The licensing authority will not apply the Policy rigidly, but will always have regard to the merits of the case with a view to promoting the licensing objectives.

6.5.4 Relevant to this application, the Panel are recommended to have regard to the following sections of the Policy:

Section 6: What we aim to encourage

This section identifies certain types of venues and initiatives the licensing authority aims to encourage in order to promote an inclusive evening and night-time economy not simply focused on the consumption of alcohol. We aim to encourage:

- Premises that will extend the diversity of entertainment and attract a wider range of participants
- Live music, especially original material, which will provide a range of live performances and styles of music, provided that such entertainment does not undermine the licensing objectives
- National cultural institutions, global sports events and cultural festivals
- Non-drink-led premises, including restaurants, cafes, theatres and cinemas
- Communication and integration with local residents and businesses through licensees consulting with those in the local area prior to an application
- Participation in Pubwatches, off licence forums and other crime-reduction partnerships
- Engagement with the NITENET radio scheme and DISC secure information sharing platform by city centre venues through the Cityco Manchester Business Crime Reduction Partnership
- Designing out crime in the layout of the premises

Section 7: Local factors

This section sets out key issues that applicants are expected to take into account relevant to the individual characteristics of the premises and address any local factors relevant to their premises.

Having regard to this application, the Panel are recommended to have regard to the following Factors:

- Evidence of pre-existing problems in the area
- Identified risk factors specific to the licensed premises
- Consistency with relevant Council strategies

Section 8: Manchester’s standards to promote the licensing objectives

This section identifies the standards that the licensing authority expects of licensed premises in Manchester. It is recognised that not all standards will be appropriate to apply in every situation to every premises. The degree to which standards would be appropriate is expected to be proportionate to the risk posed against the promotion of the licensing objectives having regard to the individual circumstances of the premises. The standards are not exhaustive and the licensing authority will have regard to any relevant issues raised in any representation that may fall outside them.

MS1 Implement effective security measures at the premises

MS2 Effective general management of the premises

MS6 Provide a Duty of Care for intoxicated or vulnerable customers and medical emergencies

7. Conclusion

- 7.1 A licensing authority must carry out its functions under this Act (“licensing functions”) with a view to promoting the licensing objectives:
- the prevention of crime and disorder
 - public safety;
 - the prevention of public nuisance; and
 - the protection of children from harm.
- 7.2 In considering the matter, the Panel should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant. In reaching the decision, regard must also be had to relevant provisions of the national guidance and the Council’s licensing policy statement.
- 7.3 The Panel must consider what steps are appropriate for the promotion of the licensing objectives taking into account any change in circumstances since any interim steps were imposed, any relevant representations, and review the interim steps already taken (if any).
- 7.4 In making its final determination, the steps the Panel can take are:
- a) To modify the conditions of the premises licence
 - b) To exclude from the scope of the licence any of the licensable activities to which the application relates;
 - c) To remove the designated premises supervisor from the licence;
 - d) To suspend the licence for a period not exceeding 3 months; and
 - e) To revoke the premises licence.
- 7.5 The conditions of the licence, with the exception of mandatory conditions in Appendix 1 of the licence, may be modified to alter or omit any of them or to

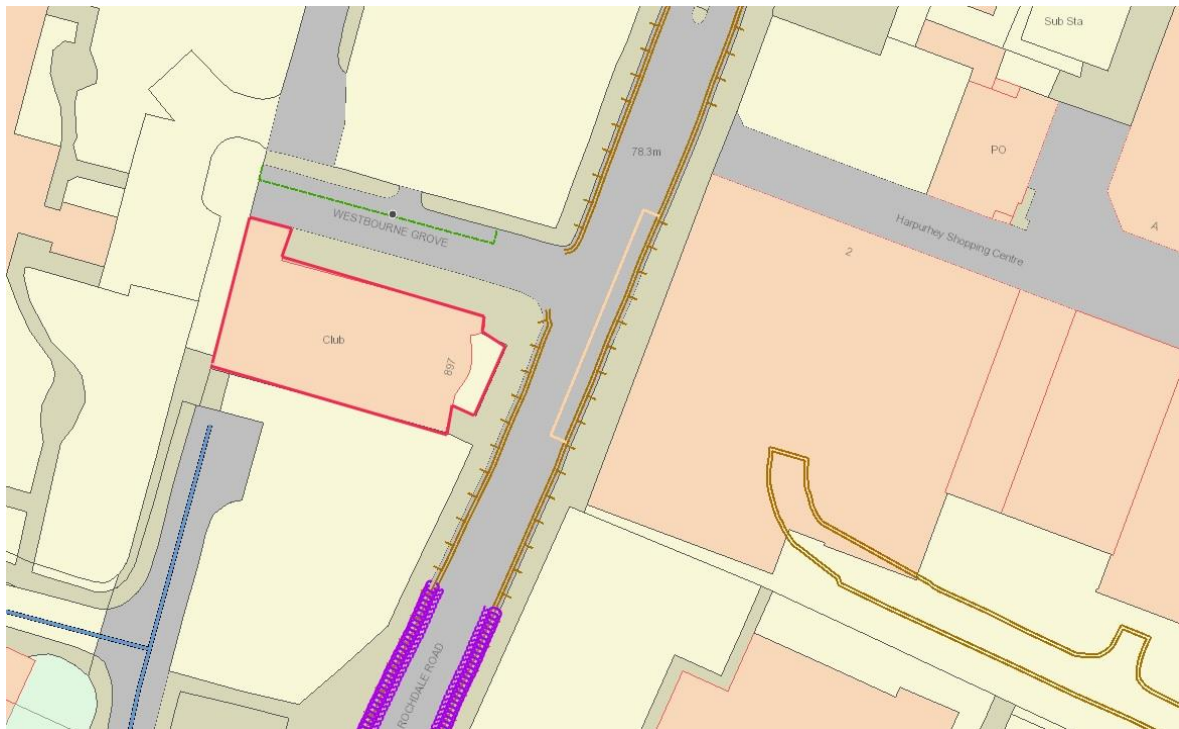
add any new condition, including restricting the times at which licensable activities authorised by the licence can take place.

- 7.6 All licensing determinations should be considered on the individual merits of the application.
- 7.7 The Panel's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve. Findings on any issues of fact should be on the balance of probability.
- 7.8 It is important that a licensing authority should give comprehensive reasons for its decisions in anticipation of any appeals. Failure to give adequate reasons could itself give rise to grounds for an appeal.
- 7.9 **The Panel is asked to determine what steps, as set out in 7.4 above, are appropriate for the promotion of the licensing objectives.**

Review of the interim steps

- 7.10 The Panel's determination of the review does not have effect until the end of the 21 day period given for appealing the decision, or until the disposal of any appeal that is lodged.
- 7.11 To ensure that there are appropriate and proportionate safeguards in place at all times, the licensing authority is required to review any interim steps that it has taken that are in place on the date of the final review hearing. This is to be done immediately after the determination of the review under s53C. In reaching its decision, the panel must consider any relevant representations made.
- 7.12 The steps available to the Panel are:
- a) To modify the conditions of the licence;
 - b) To exclude the sale of alcohol by retail from the scope of the licence;
 - c) To remove the designated premises supervisor from the licence;
and
 - d) To suspend the licence.
- 7.13 **Upon the determination of the licence review, the Panel is asked to review the interim steps in place and determine whether it is appropriate for the promotion of the licensing objectives for the steps to remain in place, or if they should be modified or withdrawn.**

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PREMISE NAME:	Embassy Club
PREMISE ADDRESS:	Embassy Club, Westbourne Grove, Harpurhey, Manchester, M9 4XJ
WARD:	Harpurhey
HEARING DATE:	11/04/2022

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ANNEX B

Greater Manchester Police
Central Park
Northampton Road
Manchester

CERTIFICATE UNDER SECTION 53A(1)(b) OF THE LICENSING ACT 2003

I hereby certify that in my opinion the premises described below are associated with serious crime / serious disorder / both serious crime and serious disorder¹.

*Premises*²:
Embassy Club
Westbourne Grove
Manchester
M9 4XJ

Premises licence number (if known): 50449

Name of premises supervisor (if known): Deborah Siddall

I am a Superintendent ³ in the Greater Manchester police force.

I am giving this certificate because I am of the opinion that other procedures under the Licensing Act are inappropriate in this case, because⁴:

The standard review of the premises licence under section 51 Licensing Act 2003 is inappropriate due to length of time a standard review would take, there are serious concerns as to the extreme violence which has occurred at the premises and the lack of action from the premises.

Greater Manchester Police (GMP) will say that the premises are associated with Serious Crime. Therefore due to the Serious Crime which has taken place at the premises GMP feel that it is necessary for an expedited review to take place.

¹ Delete as applicable.

² Include business name and address and any other relevant identifying details.

³ Insert rank of officer giving the certificate, which must be superintendent or above.

⁴ Give a 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.

The premises are situated on Westbourne Grove in the Harpurhey area of Manchester and the premises licence was issued on 30th August 2005. The Premises Licence Holder (PLH) is Embassy Club Ltd and the Designated Premises Supervisor (DPS) is Deborah Siddall who has held this position since November 2018.

The incident which has triggered this Summary Review is as follows:

At 2243 hours on Friday 11th March 2022 GMP received a 999 call stating that there was a person with a knife at the Embassy Club and that someone had been cut.

At 2250 police officers attended at the premises and spoke to people who were present and it was established that around 2200 hours two unknown males approached door staff at the premises. The two males presented as hostile and threatened the door staff by stating they would drag them into the road and knock them out. They were initially refused entry into the premises by the door staff due to their behaviour but eventually the door staff were instructed to let the two males into the premise by the site manager.

Whilst in the premise the males were being loud and were bothering other customers. They eventually went outside and one of the door supervisors was outside the premises. The door supervisor observed one of the males having an argument with a brunette-haired girl. The male started to chase the girl around before the door supervisor intervened and told the male to stop, and a argument then ensued.

Meanwhile the second male got into a fight with an unknown victim close by. During this fight the unknown male suffered bruising and swelling to his right cheek.

Whilst the door supervisor was having an argument with the first male, the fighting stopped, and second male approached the door supervisor and the first male. When he got there, he asked the first male for the knife.

The door supervisor was immediately concerned and backed away and proceeded to get all the other customers inside the premises as he was concerned someone was going to get injured. As he was doing this the first male pulled the knife from his waistband and cut the door supervisor across his cheek and then proceeded to cut another male across his hands.

The door supervisor proceeded to get the customers into the building. Whilst he was doing this the second male punched him to the left-hand side of his head from behind. He managed to get everyone inside the building and locked the two offenders out.

The two males then made off in a vehicle and to date have not been identified. The premises operators then agreed to voluntarily close for the night.

2 Crimes for Section 18 Wounding with Intent and 2 crimes for Common assault have been submitted and enquiries to trace the offenders are continuing.

It is extremely concerning that the offenders were allowed access to the premises after initially being refused entry by the door staff and it is even more concerning to learn that one of them was carrying a knife which he then used to slash the 2 victims.

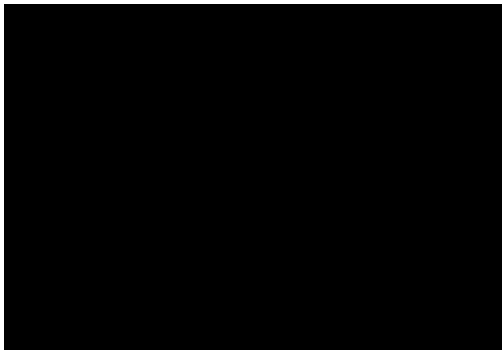
In the Section 182 Guidance it makes specific reference to Summary Reviews stating that the powers are aimed at tackling serious crime and serious disorder, in particular (but not exclusively) the use of guns and knives. The powers

complement the general procedures in the 2003 Act for tackling crime and disorder associated with licensed premises and should be reserved for the most serious matters.

The powers contained under section 53A of the Licensing Act 2003 are necessary and proportionate in light of the association that the premises has to Serious Crime.

In the interim Greater Manchester Police would request that the Licensing Authority consider suspension of the Premises Licence until the full review is heard before the committee. Serious Crime has occurred at the premises and until the Licensing Committee hear the full review and all the evidence that will be disclosed, to allow the premises to continue to operate as a licensed premises gives concerns that further violence will occur at the premises and the licensing objectives will be further undermined. Greater Manchester Police will say that the licensing objectives of the Prevention of Crime and Disorder and Public Safety can only be promoted if the premises licence was suspended until the final determination of the summary review application.

The standard review of the premises licence under section 51 Licensing Act 2003 is inappropriate due to length of time a standard review would take. There are serious concerns as to the serious level of violence that has occurred. Greater Manchester Police believe that Serious Crime has occurred at the premises.



16/03/22.
.....
(Date)

ANNEX C

FORM FOR APPLYING FOR A SUMMARY LICENCE REVIEW

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

Manchester City Council

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 Alan Isherwood [on behalf of] the chief officer of police for the Greater Manchester police area apply for the review of a premises licence under section 53A of the Licensing Act 2003.

1. Premises details:

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

**Embassy Club
Westbourne Grove**

Post town: Manchester

Post code (if known): **M9 4XJ**

2. Premises licence details:

Name of premises licence holder (if known): Deborah Sidall

Number of premises licence holder (if known): 10949152

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]

The standard review of the premises licence under section 51 Licensing Act 2003 is inappropriate due to length of time a standard review would take, there are serious concerns as to the extreme violence which has occurred at the premises and the lack of action from the premises.

Greater Manchester Police (GMP) will say that the premises are associated with Serious Crime. Therefore due to the Serious Crime which has taken place at the premises GMP feel that it is necessary for an expedited review to take place.

The premises are situated on Westbourne Grove in the Harpurhey area of Manchester and the premises licence was issued on 30th August 2005. The Premises Licence Holder (PLH) is Embassy Club Ltd and the Designated Premises Supervisor (DPS) is Deborah Siddall who has held this position since November 2018.

The incident which has triggered this Summary Review is as follows:

At 2243 hours on Friday 11th March 2022 GMP received a 999 call stating that there was a person with a knife at the Embassy Club and that someone had been cut.

At 2250 police officers attended at the premises and spoke to people who were present and it was established that around 2200 hours two unknown males approached door staff at the premises. The two males presented as hostile and threatened the door staff by stating they would drag them into the road and knock them out. They were initially refused entry into the premises by the door staff due to their behaviour but eventually the door staff were instructed to let the two males into the premise by the site manager.

Whilst in the premise the males were being loud and were bothering other customers. They eventually went outside and one of the door supervisors was outside the premises. The door supervisor observed one of the males having an argument with a brunette-haired girl. The male started to chase the girl around before the door supervisor intervened and told the male to stop, and a argument then ensued.

Meanwhile the second male got into a fight with an unknown victim close by. During this fight the unknown male suffered bruising and swelling to his right cheek.

Whilst the door supervisor was having an argument with the first male, the fighting stopped, and second male approached the door supervisor and the first male. When he got there, he asked the first male for the knife.

The door supervisor was immediately concerned and backed away and proceeded to get all the other customers inside the premises as he was concerned someone was going to get injured. As he was doing this the first male pulled the knife from his waistband and cut the door supervisor across his cheek and then proceeded to cut another male across his hands.

The door supervisor proceeded to get the customers into the building. Whilst he was doing this the second male punched him to the left-hand side of his head from behind. He managed got everyone inside the building and locked

the two offenders out.

The two males then made off in a vehicle and to date have not been identified. The premises operators then agreed to voluntarily close for the night.

2 Crimes for Section 18 Wounding with Intent and 2 crimes for Common assault have been submitted and enquiries to trace the offenders are continuing.


It is extremely concerning that the offenders were allowed access to the premises after initially being refused entry by the door staff and it is even more concerning to learn that one of them was carrying a knife which he then used to slash the 2 victims.

In the Section 182 Guidance it makes specific reference to Summary Reviews stating that the powers are aimed at tackling serious crime and serious disorder, in particular (but not exclusively) the use of guns and knives. The powers complement the general procedures in the 2003 Act for tackling crime and disorder associated with licensed premises and should be reserved for the most serious matters.

The powers contained under section 53A of the Licensing Act 2003 are necessary and proportionate in light of the association that the premises has to Serious Crime.

In the interim Greater Manchester Police would request that the Licensing Authority consider suspension of the Premises Licence until the full review is heard before the committee. Serious Crime has occurred at the premises and until the Licensing Committee hear the full review and all the evidence that will be disclosed, to allow the premises to continue to operate as a licensed premises gives concerns that further violence will occur at the premises and the licensing objectives will be further undermined. Greater Manchester Police will say that the licensing objectives of the Prevention of Crime and Disorder and Public Safety can only be promoted if the premises licence was suspended until the final determination of the summary review application.

The standard review of the premises licence under section 51 Licensing Act 2003 is inappropriate due to length of time a standard review would take. There are serious concerns as to the serious level of violence that has occurred. Greater Manchester Police believe that Serious Crime has occurred at the premises.

Signature of applicant: 
Date: 16/3/22
Capacity: Licensing Constable

Contact details for matters concerning this application:

Address:

**Manchester Town Hall Extension
Lloyd Street
Manchester
M2 5DB**

Telephone number(s): 0161 856 6017

Email: alan.isherwood@gmp.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.

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By virtue of paragraph(s) 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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A Summary Review – Application under Section 53 (A) of the Licensing Act 2003 brought by GMP

Name of the Respondent: Embassy Club Ltd - Premises Embassy Club, Westbourne Grove, Manchester, M9 4XJ

Date: 18/03/2022

The committee has listened to and considered the representations made by

Body/ individual

GMP	X
PLH	X
Written presentations:	X

and has taken both the written and oral representations into account.

The Committee has also considered section 53 B of the Licensing Act 2003, section 182 guidance, and the summary review guidance.

Decision

Suspension of the Premises Licence pending full Review to be heard on the 11th April 2022 at 10.00am

Reasons:

The Committee accept the evidence given by Greater Manchester Police which shows that the premises is associated with serious crime and disorder.

The Committee are extremely concerned that the offenders were allowed access to the premises after initially being refused entry by the door staff and further that one of the offenders was carrying a knife which was used to “slash” two victims. This premises are clearly not been managed appropriately.

The evidence presented by GMP shows the prevention of crime and disorder licensing objective is being undermine.

The DPS’s account was very vague, she advised the Committee she was not in attendance herself at the time of the incident. She confirmed it was her son on duty that evening.

The Committee noted that the CCTV was not provided to the police in a timely manner as per the licence condition.

For all these reasons, the Committee felt that it is **necessary**, based on the evidence presented by GMP, to suspend the Premises Licence pending the final review hearing with this decision to take effect immediately.

For the purpose of section 53B(5)(b) of the Licensing Act 2003, immediate notice of this decision is given orally now to GMP and the Premises Licence Holder.

Full Review Hearing Date: 11th April 2022 at 10.00am



MANCHESTER CITY COUNCIL

LICENSING ACT 2003 PREMISES LICENCE

Premises licence number	050449
Granted	30/08/2005
Latest version	Licence Variation 235813 granted 09/09/2019

Part 1 - Premises details

Name and address of premises
Embassy Club Westbourne Grove, Manchester, M9 4XJ
Telephone number
0161-205-5281

Licensable activities authorised by the licence
<ol style="list-style-type: none"> 1. The sale by retail of alcohol*. 2. The provision of regulated entertainment, limited to: Live music; Recorded music; Performances of dance; Anything similar to live music, recorded music or the performance of dance. 3. The provision of late night refreshment. <p>Permitted Occupancy: 300 persons</p> <p>* All references in this licence to "sale of alcohol" are to sale by retail.</p>

The times the licence authorises the carrying out of licensable activities

Sale by retail of alcohol							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1100	1100	1100	1100	1100	1100	1200
Finish	0200	0200	0200	0200	0200	0200	2230
The sale of alcohol is licensed for consumption both on and off the premises only. (open containers not to be removed from the premises save for consumption in any delineated external area)							
Seasonal variations and Non-standard Timings:							
<u>New Year:</u> From the start time on New Year's Eve to the terminal hour for New Year's Day. On any day where music and dancing is not provided after midnight the sale of alcohol shall end at midnight. On the day British Summer Time commences: One additional hour following the terminal hour.							

Live music; Performances of dance; Anything similar to live music, recorded music or the performance of dance							
Standard timings							
Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1930	1930	1930	1930	1930	1930	Not applicable
Finish	0200	0200	0200	0200	0200	0200	Not applicable
Licensed to take place indoors only.							

Seasonal variations and Non-standard Timings:

New Year: From the start time on New Year's Eve to the terminal hour for New Year's Day.

On the day British Summer Time commences: One additional hour following the terminal hour.

Recorded music**Standard timings**

Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	0000	0000	0000	0000	0000	0000	0000
Finish	2400	2400	2400	2400	2400	2400	2400

Licensed to take place indoors only.

Seasonal variations and Non-standard Timings:

None

Provision of late night refreshment**Standard timings**

Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	2300	2300	2300	2300	2300	2300	Not applicable
Finish	0230	0230	0230	0230	0230	0230	applicable

Licensed to take place indoors only.

Seasonal variations and Non-standard Timings:

New Year From 23:00 on New Years' Eve until 05:00 New Year's Day (or if there are no permitted hours for the sale of alcohol on New Year's Day until 00:30 on New Year's Day).

On the day British Summer Time commences: One additional hour following the terminal hour.

Hours premises are open to the public**Standard timings**

Day	Mon	Tue	Wed	Thu	Fri	Sat	Sun
Start	1100	1100	1100	1100	1100	1100	1200
Finish	0230	0230	0230	0230	0230	0230	2300

Seasonal variations and Non-standard Timings:

New Year's Eve / New Year's Day:

Start: - the time the sale of alcohol is licensed to start by reference to the day of the week on which New Year's Eve falls.

Finish: -

If New Year's Day is on Monday to Saturday: 0230

If New Year's Day is on Sunday: 2300

On the day British Summer Time commences: One additional hour following the terminal hour.

Part 2**Details of premises licence holder**

Name: Embassy Club Ltd
Address: Embassy Club, Westbourne Grove, Harpurhey, Manchester, M9 4XJ
Registered number: 10949152

Details of designated premises supervisor where the premises licence authorises for the supply of alcohol

Name: Ms Deborah May Siddall
Address: [REDACTED]
Personal Licence number: [REDACTED]
Issuing Authority: [REDACTED]

Annex 1 – Mandatory conditions

Door Supervisors

1. Only individuals licensed by the Security Industry Authority shall be used at the premises to undertake security activities, which include guarding against: -
 - (a) Unauthorised access or occupation (e.g. through door supervision),
 - (b) Outbreaks of disorder, or
 - (c) Damage,
 unless otherwise entitled by virtue of section 4 of the Private Security Industry Act 2001 to carry out such activities.

Supply of alcohol

2. No supply of alcohol may be made under this premises licence:
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence or,
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
3. Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either –
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.
5.
 - (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price, which is less than the permitted price.
 - (2) For the purposes of the condition set out in (1) above–
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
 - (b) “permitted price” is the price found by applying the formula–

$$P = D + (D \times V)$$
 where –
 - (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
 - (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –
 - (i) the holder of the premises licence,

- (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
- (3) Where the permitted price given by paragraph (2)(b) would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (4) (a) Sub-paragraph (4)(b) applies where the permitted price given by paragraph (2)(b) on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (b) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
6. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –
- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
7. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
8. The responsible person must ensure that –
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;

- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold the customer is made aware that these measures are available.

For the purposes of conditions 6, 7 and 8 above, a responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

Annex 2 – Conditions consistent with the operating schedule

1. A CCTV system shall be maintained and operated at the premises with cameras positioned both internally and externally.
2. Recorded CCTV images will be maintained and stored for a period of thirty-one days and shall be produced to the Police or Licensing Authority upon request.
3. CCTV will be in operation at any time a person is in the premises. Where CCTV is recorded onto a hard drive system, any DVDs subsequently produced will be in a format so it can be played back on a standard PC or DVD player.
4. Any person left in charge of the premises must be trained in the use of any such CCTV equipment, and be able to produce CCTV images to an officer from a responsible authority upon request.
5. A minimum of 2 SIA registered door staff shall be employed at the premises from 2100 until close on a Friday and Saturday.
6. At all other times, SIA registered door staff shall be employed at the premises in accordance with a risk assessment to be carried out by the DPS, taking into account any events taking place at the premises. When employed, door staff will wear high visibility armbands.
7. When employed, a register of those door staff employed shall be maintained at the premises and shall include:
 - (i) the number of door staff on duty;
 - (ii) the identity of each member of door staff;
 - (iii) the times the door staff are on duty.
8. Open containers of alcohol shall not be removed from the premises, save for consumption in any delineated external area.
9. Staff will be trained in the requirements of the Licensing Act 2003 with regard to the licensing objectives, and the laws relating to under age sales and the sale of alcohol to intoxicated persons, and that training shall be documented and repeated at 1 yearly intervals.
10. A refusals book will be maintained at the premises, and made available to an officer of a responsible authority upon request.
11. There shall be no more than 300 persons permitted on the premises at any one time.
12. A first aid box will be available at the premises at all times.
13. Regular safety checks shall be carried out by staff.
14. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations.
15. The premises shall maintain an Incident Log and public liability insurance.
16. Noise from amplified music or voices shall not be such as to cause a noise nuisance to occupants of nearby premises.
17. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
18. The exterior of the building shall be cleared of litter at regular intervals.

19. Notices will be positioned at the exits to the building requesting customers to leave in a quiet manner.
20. Doors and windows at the premises are to remain closed after 11pm, save for access and egress.
21. A Dispersal and Smoking Policy will be implemented and adhered to (see attached).
22. The emptying of bins into skips, and refuse collections will not take place between 11pm and 7am.
23. External speakers shall be used for background music only.
24. A "Challenge 25" Policy shall be implemented in full and appropriate identification sought from any person who appears to be under the age of 25. The only acceptable forms of ID are photographic driving licences, passports, HM forces warrant cards, EU/EEA national ID card or similar document or a form of identification with the PASS hologram.
25. Staff training will include the Challenge 25 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months.
26. Notices advising what forms of ID are acceptable must be displayed.
27. Notices must be displayed in prominent positions indicating that the Challenge 25 policy is in force.
28. No persons under the age of 18 shall be allowed to enter or remain in the main bar area after 2000 daily.
29. When pre-booked events are taking place in the function room, the admission of persons under the age of 18, and the time they are permitted to enter/remain on the premises shall be subject to a risk assessment to be carried out by the DPS on an event by event basis.'

Annex 3 – Conditions attached after hearing by the licensing authority

Not applicable

Annex 4 – Plans

See attached

By virtue of paragraph(s) 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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SUMMARY PREMISES LICENCE REVIEW

BEFORE

THE LICENSING SUB-COMMITTEE OF MANCHESTER CITY COUNCIL ON 11 APRIL 2022

GREATER MANCHESTER POLICE

APPLICANT

PREMISES LICENCE HOLDER: EMBASSY CLUB LIMITED

RESPONDENT

PREMISES: THE EMBASSY CLUB, MANCHESTER

WITNESS STATEMENT OF [REDACTED]
ON BEHALF OF THE PREMISES LICENCE HOLDER, THE EMBASSY CLUB LIMITED

I, [REDACTED], of The Embassy Club, will say as follows:

1. I am employed as a member of the bar staff at the Embassy Club, Westbourne Grove, Harpurhey, Manchester M9 4XJ ("the Club").
2. I am providing this witness statement on behalf of the premise licence holder, Embassy Club Limited, in relation to the summary review of its premises licence no. 050449, which has been applied for by Greater Manchester Police following an incident at the premises on 11 March 2022.
3. The intention of this statement is to explain my understanding of events leading up to the incident and to explain the steps that the premises is going to take in response to minimise the risk of a similar incident in the future.

Background

4. I have worked at The Embassy Club as a member of bar staff since 2017. I work Mondays (a very short shift, to help tidy up after the weekend and prepare for the week ahead), and two eight hour shifts Friday and Saturday. I also cover additional shifts if required due to staff absence.
5. Ms Deborah Siddall (my mother) has worked at the Club for nearly 20 years. She is a Director of Embassy Club Limited. She is also the DPS at the Club (and has been since November 2018).
[REDACTED]
[REDACTED] It can be said that there is a lot of years' experience of the premises within the team.
6. Whilst I do not hold a personal licence, I am fully aware of and understand the provisions and conditions of the premises licence.

7. Prior to working at the Club, I was a Care Support Worker in the NHS for 15 years, working in A&E and ACU wards (as well as other types of wards). I am therefore experienced in working with the public (including in pressured situations) as well as being first aid and other supportive care including defibrillation, for the purposes of working at the premises.

The Embassy Club (“the Club”)

8. The current premises licence was initially granted in 30 August 2005, and subject to variation since then, most notably in 2019.
9. The Club is a detached premises on Westbourne Grove in Harpurhey, Manchester. It was originally a dilapidated snooker hall before it was purchased by Mr Bernard Manning in 1959 (his son, Mr Bernard Manning Jnr, remains the landlord). Due to its history with British comedy in the 1970s and 1980s, the Club is a famous location visited by people from all over the North-West, and the rest of England.
10. The layout of the public area of the premises is simple and has not really changed since its purchase by the Manning family in 1959. To the left of the main entrance is an outside terraced beer garden. This is accessed internally from the bar, which is at the front of the Club. Behind the bar is the function room.
11. Whilst the premises licence permits the sale of alcohol until 2am (with closing at 2.30am), the Club generally operates only until 1am on Friday and Saturdays (earlier, if it is quiet). On Sunday, the premises closes at 11pm (or earlier). On Monday to Wednesday, the Club closes at 11pm (at the latest). On Thursday, the Club closes at around 12 midnight if it is a pool night (otherwise, it will close earlier).
12. The premises employs four permanent staff altogether (including myself, Deborah [REDACTED]).
13. The bar has a jukebox and a DJ playing on Friday and Saturday evenings (there is a small dance floor in front of the DJ area). The Club also has terrestrial TV. We stopped providing Sky Sports a while ago to avoid football-related incidents involving supporters of different teams. The Club has a pool table (players bring their own cues or they keep them at the Club in the back office or behind the bar). There are also some fruit machines.
14. The Club is long-established and is a focal meeting point in the community. The Club is spacious, with plenty of room for people to sit down around tables. It has a casual and welcoming atmosphere. On a daily basis, the Club attracts a broad range of customers, of all ages and backgrounds. Everyone is welcome and we have a large number of regulars (our oldest regular customer is 83 years old).
15. I would describe the Club has a large family unit. By this, I mean that staff and regular customers know each other. If someone comes in who we don't recognise, then I (and other staff) will make a point of saying 'hello' and asking who they are, and where they are from, what brings them to the Club and other small talk. We like to know who we are keeping company with.
16. At the Club, we recognise that the area has its issues and we have had to deal with these in the past at the premises. However, the Club is not a 'trouble hotspot' (particularly in this part of Manchester) and does not have a reputation for violent incidents. It has never been the subject of gun-related crime. Prior to 11 March 2022, it had not been the subject of a knife crime.
17. Door staff are contracted separately by the Club from Taurus Security Group. We have used them for a long time, since Deborah Siddall took over the premises licence. We have a good working relationship with the company and the door-staff it provides. On a Friday and Saturday night, there is a minimum of two SIA registered door-staff employed on the premises from 8pm onwards (until

1am), which is an hour earlier than required by the premises licence (which requires SIA staff from 9pm onwards on these two days).

18. Due to the layout of the premises, the door staff at the main entrance can monitor the terraced beer garden as well as see who is arriving and leaving that area through the bar entrance.

Incident Friday 11 March 2022

19. This Club was quiet this evening even though it was a Friday. There were around 20 people at the Club. It has been this quiet since Christmas.
20. As it was a Friday night, there were two door staff 'on the door' at the time of the incident. There was also the usual DJ entertainment.
21. At around 9.30pm, two lads came into the pub. They were about in their mid / late twenties. One was wearing tracksuit bottoms and a t-shirt. He was better presented than the second lad, who was wearing similar clothes, but also had a flimsy jacket. The clothes (t-shirts and bottoms) were tight fitted, and you could see in their pockets. At this time, they had been allowed in by the door staff.
22. As it was a quiet evening at the premises, the behaviour of lads stood out - more than it would have done if they were, for example, in a loud city centre bar. The two lads were comparatively loud and what I would call "a bit lairy". However, were not being violent or aggressive - more annoying than anything else.
23. I asked the door-staff to keep an eye on the two lads, I said they were being 'loud and lairy'. The door-staff, said they would.
24. They got some drinks at the bar (I refused to serve them the full order they had requested, as I thought it was excessive) then went outside through the back door into the beer garden. After I did not see or hear from them after that for about five minutes, I thought they had gone and left the premises through the side-gate which brings you back onto the main road.
25. A little while later I was serving at the bar when I was asked to go to the front door. I had been asked to go to the door by a third lad, who had been in the bar earlier. He said that the door-staf weren't letting the two lads in. I agreed to come out to the door.
26. When I got there, there was a bit of crowd. The two door-staff were there with the two lads from earlier on, and the third lad who had called me outside from the bar. There was a fourth lad as well nearby. The third and fourth lads were not regulars to the Club although I have seen them before, and I believe they had been in the bar earlier that evening. The first two lads had left the Club and were now trying to get back in and had been stopped by the door-staff.
27. At the time, it did not feel like there was a serious problem. The door-staff had stopped them, and they were a bit surprised (they 'didn't get it') that they weren't being allowed in, given that they had been in before that evening. They were trying to talk over the door-staff to try and get in.
28. At this point, from my perspective, there were a group of lads who wanted to come back into the Club. Two of the lads had been in the bar earlier without any problem that I was aware of, and one of them had been let back in to speak with me. The other two 'lairy' lads had also been let into the bar earlier. They hadn't been aggressive or violent, to my knowledge, but were annoying and needed to calm down. They were now with two lads who had not been any trouble earlier. If the two loud lads had come back to the front door on their own, then - at that time - I would have thought differently and said "sorry, not tonight lads".

29. I had to make a decision quickly. I don't remember the door-staff giving a reason for not letting them in, however, I assumed it was because of their behaviour. The conversation at the door was brief. I said something like "you need to calm down, you can't be lairy, nobody else is being like this". The two lads said "alright, alright". I said to the door-staff that if they were happy with the lads coming in, then I'm happy. They said that if I was happy, then they were happy with that. I was happy so long as they calmed down.
30. After the lads went in, I was still stood at the front door talking to third and fourth lad for a short while, and the door-staff afterwards. I asked the door-staff to keep an eye on the two lads who had been stopped at the door.
31. I walked back into the Club to carry on serving. By this time, the first two lads (from earlier on in the evening) had already walked past me and the door staff and straight into the terraced beer garden.
32. The incident in the terraced beer garden took place very quickly after that.
33. I did not see the incident that took place in the beer garden but I became aware that something had happened when I saw the customers from outside come in (the door staff got everyone inside and locked the doors) and one customer came in with bleeding wounds to his finger and wrist.
34. I asked the DJ to turn the music off. Whilst I called an ambulance, my partner (who is a care support worker) tended to the customer's wounds and bandaged them up. The police were also summoned by the ambulance due to a suspected knife crime.
35. The ambulance and police arrived soon after the call was made.
36. I saw the person with the injury to his cheek, however, I overheard him say to the police that he did not want to speak with them. The wound did not appear to be a deep wound. I did not have much interaction with him. I had been calling the police / ambulance, as well as Deborah Siddall then when they services arrived, I stepped back and let them get on with their jobs.
37. When the police arrived, they asked to see the CCTV footage at the premises. They also said that the Club could remain open. However, as it was midnight and I had sent everyone home, the Club was closed.
38. The Club re-opened again on Saturday 12 March 2022 and remained operating under its licence until the interim steps hearing on 18 March 2022, which determined to suspend the premises licence and proceed to a summary review.

The provision of CCTV to the police

39. As soon as the police arrived at the premises, they asked to see the CCTV for that evening.
40. I was able to rewind the CCTV cameras, but it wasn't clear how to extract the images from the CCTV as it would not register the USB stick when it was inserted. Nevertheless, the police took photographs of the imagery on their 'phones.
41. The police returned on Tuesday 15 March 2022 to collect a downloaded copy of the footage they required from the CCTV, I tried to transfer the CCTV footage to the USB again, but I was unable to do so. As a result, I asked the Club's technician to come to the Club to see why the USB stick would not work. I was advised then that the USB slots drops a bit when in use, therefore you need to apply downward pressure to the USB stick. Before then, the issue with the USB stick was unknown. The technician left full instructions on how to extract images before he left. These were passed to the police when they returned to the premises on Wednesday 16 March 2022.

42. On Wednesday morning, 16 March 2022, I followed the technician's instructions on how to use the USB stick to extract images. The police came back that day for the CCTV footage but, for some reason - human error - I selected one camera to upload on to the USB stick instead of all of the cameras.
43. On Thursday 17 March 2022, the police attended the premises with their own technician and laptop. The technician was told to apply pressure to the USB stick and then selected all of the cameras. The technician and police were told the password so they were able to proceed to access the system and footage themselves.
44. We have assisted the police on different occasions by providing CCTV footage. However, there were plainly difficulties accessing the footage following this incident that meant it was not provided in its entirety and in the required format at the time initially requested by the police. The CCTV footage was subsequently provided in full as outlined above.
45. I have provided this explanation to reassure both the Committee and the GMP that the difficulties accessing the CCTV were not intentional and were due to a mechanical issue and human error at that time.
46. I also hope both the Committee and the police are reassured that the difficulties experienced have since been fully addressed.
47. I can confirm that we have also asked the CCTV technician to assist with obtaining additional CCTV capacity that will provide greater coverage of the premises and better clarity for outside images. This request is on hold whilst the premises licence is suspended and until the summary review process has concluded.

Upholding the licensing objectives

48. In August 2019, the Club's premises licence was updated to remove conditions that were either outdated or redundant and replace them with a comprehensive and clear set of conditions that were appropriate for the operation of the premises.
49. The Club also brought in an independent licensing trainer ([REDACTED]) to review the revised licence with the staff. The training was successful and we got very positive feedback from [REDACTED] noted the challenges of where the premises operates and the strength of our operation. He also noted that the team (including myself) been in the place for a long time, that we know their customer base extremely well and have earned their respect.
50. We have continued to do our best, including working and co-operating with the police including providing CCTV evidence even where incidents do not involve our premises directly but our footage may be of assistance. The Club and its staff (including myself) take our obligation to uphold the licensing objectives seriously. The safety of the staff and customers at The Club are also of paramount concern. The incident was a shock as it is not reflective of the premises or its customers.
51. I have reflected on the incident that took place on 11 March 2022. I have also discussed it with the premises licence holder (Mrs Deborah Siddall, Director of Embassy Club Limited). We fully recognise that a knife incident is serious, and we have considered the steps that can be taken to minimise the risk of this type of incident from happening again. Useful discussions have also taken place with the police about how best to go forward from here.
52. In the light of the incident on 11 March 2022, the following steps will be taken:

52.1. I shall identify and undertake courses that provide the following training:

52.1.1. Personal licence course (such as Level 2 BIIAB Award)

52.1.2. Conflict / dispute resolution (in relation to customers causing or having the potential to cause conflict at the premises)

52.1.3. SIA training course (to learn more about decision making by door-staff)

52.2. The premises will engage the services of a licensing consultant ([REDACTED]) to provide additional staff training in relation conflict with customers (including scenarios involving door staff).

52.3. The premises licence will also be amended to include conditions regarding the following:

52.3.1. I will complete the personal licensing training course before I resume any managerial duties at the Club. In the meantime, I shall still be able to work as a general member of bar staff but subject to managerial oversight by Ms Debbie Siddall (DPS and premises licence holder).

52.3.2. A requirement that at least one member of door-staff must wear a bodycam when door-staff are required by the terms of the premises licence. This will help minimise the future risk of disputed accounts of events involving door-staff and will also encourage customers to behave in a more acceptable manner (knowing that they are being filmed at close range).

52.3.3. A knife-wand (hand-held metal detector) to be employed by door-staff when deemed necessary having conducted a risk-assessment in relation to any given customer.

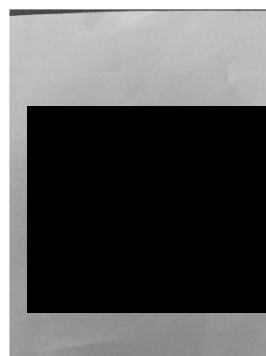
53. At the time of writing this statement, the wording of the conditions is being discussed with GMP.

54. It is hoped that the Club will attend the summary review hearing with an approach that has been agreed with the GMP for the Committee to review in considering its determination.

Name:

Signature:

Date



30 March 2022

By virtue of paragraph(s) 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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IN THE MANCHESTER CITY TOWN HALL

BETWEEN:

THE CHIEF CONSTABLE
OF GREATER
MANCHESTER POLICE

APPLICANT

AND

THE EMBASSY CLUB

RESPONDENT

— INDEX TO BUNDLE
OF DOCUMENTS

<u>No</u> <u>Applicant's Evidence</u>	DOCUMENT	PAGE No
- 1	Witness statement of PC Isherwood dated 31.03.22	1-4
2	Summary Review Certificate signed by Supt Jones dated 16.03.22	5-8
3	Summary Review Application signed by PC Isherwood dated 16.03.22	9-12

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WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

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Statement of: **Alan Isherwood**

Age if under 18: 18+ (if over 18 insert 'over 18') Occupation: Police Constable

This statement (consisting of 3 pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false.

Signature:

[Redacted Signature]

Date: 31/3/22

Check box if witness evidence is visually recorded (supply witness details on last page)

I am Police Constable 17659 Isherwood of the Greater Manchester Police, Licensing Officer for the City of Manchester Division, currently based in the Licensing Team at Manchester Town Hall Extension.

Part of my remit as licensing officer is to oversee all of the licensed premises on the City of Manchester Division. The objective of the role is to promote and maintain the 4 licensing objectives at licensed premises, those being the Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and the Protection of Children from Harm.

The Embassy Club

The premises are situated on Westbourne Grove in the Harpurhey area of Manchester. The premises licence was issued on 30/08/2005. The Premises Licence Holder (PLH) Embassy Club Ltd and the Designated Premises Supervisor (DPS) is Deborah Siddall who has held this position since November 2018.

Incident

At 2243 hours on Friday 11th March 2022 GMP received a 999 call stating that there was a person with a knife at the Embassy Club and that someone had been cut.

At 2250 police officers attended at the premises and found that 2 customers at the premises had received injuries consistent with being slashed with a knife. One had a slash wound to his face and the other to his hand. Another customer had been punched to the face and one of the door staff had also been punched in the face.

The CCTV has since been viewed it has been established that around 2230 hours two unknown males approached door staff at the premises. The two males had been in the premises earlier in the evening and had been annoying other customers and behaving in an anti-social manner. The 2 males had left the premises around 2200 hours of their own accord and are seen to walk away from the premises. Upon their arrival at the premises at 2230 hours the door staff recognised them as the same males that had been causing issues earlier they stopped them from entering. The males then presented as hostile and threatened the door staff by stating they would drag them into the road and knock them out.

Another male who was present at the premises and obviously recognised the 2 males is then seen to go into the premises and attract the attention of [Redacted] is then seen to walk to the entrance to the premises and a conversation then takes place between [Redacted] the door staff and the 2 males.

Signature:

[Redacted Signature]



Signature witnessed by:

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After about 20 seconds or so [REDACTED] moves to one side and the 2 males are allowed entry into the premises.

The 2 males are seen walking around inside the premises for about 5 minutes or so and then they both walk out of another door which leads into the outside area at the front of the premises which is referred to as the beer garden.

One of the males walks over to near where the 2 door supervisors are standing and looks at his phone and the other male, who is at the opposite end of the beer garden, appears to be in conversation with a group of customers wearing Hi-Viz work jackets.

This conversation soon turns ugly and a scuffle breaks out between one of the males and the customers in the Hi-Viz jackets.

The male then walks away from the scuffle and speaks to his friend who is still standing near to the door staff and something is passed between them but it cannot be seen what this is. The 2 males then approach the group of customers in Hi-Viz jackets and one of the males is seen to strike a customer to the face and further blows are aimed at them.

The group of customers move back inside the premises and the 2 door staff get all the other customers back inside and the doors are closed.

The 2 offending males then make off from the area in an unidentified vehicle and to date have not been identified.

The premises operators then voluntarily closed for the night.

2 Crimes for Section 18 Wounding with Intent and 2 crimes for Common assault have been submitted and enquiries to trace the offenders are continuing. I now submit the CCTV footage as exhibit AEI/1.

It is extremely concerning that the offenders were allowed access to the premises after initially being refused entry by the door staff and it is even more concerning to learn that one of them was carrying a knife which he then used to slash the 2 victims and it is clear that action is required to ensure that this type of incident does not happen again at the premises.

Interim Steps Hearing

On Wednesday 16th March 2022 I applied for a Summary Review of the Premises Licence on the grounds that the Premises were associated with Serious Disorder. The certificate was signed by Superintendent Jones.

The Interim Steps hearing took place on Friday 18th March 2022 remotely and GMP outlined our concerns regarding the incident and pointed out that at that stage we had still not been able to view the CCTV as it had only been made available the previous evening. We asked the committee to suspend the Premises Licence pending the outcome of the full review hearing and, after deliberation; the committee took the decision to suspend the Premises Licence pending the full review hearing on Monday 11th April 2022.

Signature: [REDACTED]

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Signature witnessed by:

2006/07 (1)

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Conclusion

Having had chance to review this incident and the CCTV, after having a discussion with my GMP colleagues, we are of the opinion that this premises has made a very poor decision in allowing the 2 males back into the premises after their poor behaviour earlier in the evening. The person in charge on the night showed naivety and poor judgement in allowing the males to re-enter the premises and clearly needs some further training before he can be left in charge of the premises again.

GMP recognises that the committee has various decisions at its disposal and that their decision is something that can only be reached by their considered wisdom and their confidence that the premises can operate safely in the future and as such we respect whatever decision is reached at the full review hearing.

If committee were however minded to a permit the premises to continue forward as a licensed premises then GMP would ask them to consider attaching the following conditions to the premises licence as the full decision as we believe that the addition of them and further training for all the staff will minimise the risk of such an incident occurring again.

The conditions are as follows:

Until such time identified members of staff have completed the personal licence training course (for example, Level 2 BIIAB), they can only work at the premises as general bar staff and cannot perform or act in a managerial capacity.

Knife wands to be deployed by door-staff when deemed necessary following their risk assessment prior to the admission and / or readmission of any given customer.

All wandering and any subsequent searches to be monitored by the premises' CCTV system.

Search equipment must be kept in working order.

Whenever SIA registered door-supervisors are required to be on duty by the terms of the premises licence, at least one must wear a body-worn video devices (body cams) that comply with the minimum requirements of the GMP Police Licensing Team

A record must be kept of the SIA registration number of the door supervisor and the ID of bodycam worn by them.

Bodycam images must be stored so that they are retrievable and accessible for replay and viewing and kept in an environment that will not be detrimental to the quality or capacity for future viewing. They should be appropriately labelled to enable identification and retrieval and kept for a minimum of 28 days.

The premises licence holder must ensure there are members of trained staff at the premises during operating hours able to provide viewable copies on request to police or authorised local authority officers as soon as is reasonably practicable in accordance with the Data Protection Act 1998 (or any replacement legislation).

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Signature:

Signature witnessed by:

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Signature: Signature witnessed by:

2006/07 (1)

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ANNEX B

Greater Manchester Police
Central Park
Northampton Road
Manchester

CERTIFICATE UNDER SECTION 53A(1)(b) OF THE LICENSING ACT 2003

I hereby certify that in my opinion the premises described below are associated with serious crime / serious disorder / both serious crime and serious disorder¹.

*Premises*²:
Embassy Club
Westbourne Grove
Manchester
M9 4XJ

Premises licence number (if known): 50449

Name of premises supervisor (if known): Deborah Siddall

I am a Superintendent ³ in the Greater Manchester police force.

I am giving this certificate because I am of the opinion that other procedures under the Licensing Act are inappropriate in this case, because⁴:

The standard review of the premises licence under section 51 Licensing Act 2003 is inappropriate due to length of time a standard review would take, there are serious concerns as to the extreme violence which has occurred at the premises and the lack of action from the premises.

Greater Manchester Police (GMP) will say that the premises are associated with Serious Crime. Therefore due to the Serious Crime which has taken place at the premises GMP feel that it is necessary for an expedited review to take place.

¹ Delete as applicable.

² Include business name and address and any other relevant identifying details.

³ Insert rank of officer giving the certificate, which must be superintendent or above.

⁴ Give a 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.

The premises are situated on Westbourne Grove in the Harpurhey area of Manchester and the premises licence was issued on 30th August 2005. The Premises Licence Holder (PLH) is Embassy Club Ltd and the Designated Premises Supervisor (DPS) is Deborah Siddall who has held this position since November 2018.

The incident which has triggered this Summary Review is as follows:

At 2243 hours on Friday 11th March 2022 GMP received a 999 call stating that there was a person with a knife at the Embassy Club and that someone had been cut.

At 2250 police officers attended at the premises and spoke to people who were present and it was established that around 2200 hours two unknown males approached door staff at the premises. The two males presented as hostile and threatened the door staff by stating they would drag them into the road and knock them out. They were initially refused entry into the premises by the door staff due to their behaviour but eventually the door staff were instructed to let the two males into the premise by the site manager.

Whilst in the premise the males were being loud and were bothering other customers. They eventually went outside and one of the door supervisors was outside the premises. The door supervisor observed one of the males having an argument with a brunette-haired girl. The male started to chase the girl around before the door supervisor intervened and told the male to stop, and a argument then ensued.

Meanwhile the second male got into a fight with an unknown victim close by. During this fight the unknown male suffered bruising and swelling to his right cheek.

Whilst the door supervisor was having an argument with the first male, the fighting stopped, and second male approached the door supervisor and the first male. When he got there, he asked the first male for the knife.

The door supervisor was immediately concerned and backed away and proceeded to get all the other customers inside the premises as he was concerned someone was going to get injured. As he was doing this the first male pulled the knife from his waistband and cut the door supervisor across his cheek and then proceeded to cut another male across his hands.

The door supervisor proceeded to get the customers into the building. Whilst he was doing this the second male punched him to the left-hand side of his head from behind. He managed to get everyone inside the building and locked the two offenders out.

The two males then made off in a vehicle and to date have not been identified. The premises operators then agreed to voluntarily close for the night.

2 Crimes for Section 18 Wounding with Intent and 2 crimes for Common assault have been submitted and enquiries to trace the offenders are continuing.

It is extremely concerning that the offenders were allowed access to the premises after initially being refused entry by the door staff and it is even more concerning to learn that one of them was carrying a knife which he then used to slash the 2 victims.

In the Section 182 Guidance it makes specific reference to Summary Reviews stating that the powers are aimed at tackling serious crime and serious disorder, in particular (but not exclusively) the use of guns and knives. The powers

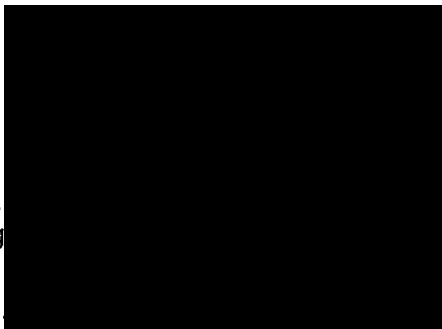
complement the general procedures in the 2003 Act for tackling crime and disorder associated with licensed premises and should be reserved for the most serious matters.

The powers contained under section 53A of the Licensing Act 2003 are necessary and proportionate in light of the association that the premises has to Serious Crime.

In the interim Greater Manchester Police would request that the Licensing Authority consider suspension of the Premises Licence until the full review is heard before the committee. Serious Crime has occurred at the premises and until the Licensing Committee hear the full review and all the evidence that will be disclosed, to allow the premises to continue to operate as a licensed premises gives concerns that further violence will occur at the premises and the licensing objectives will be further undermined. Greater Manchester Police will say that the licensing objectives of the Prevention of Crime and Disorder and Public Safety can only be promoted if the premises licence was suspended until the final determination of the summary review application.

The standard review of the premises licence under section 51 Licensing Act 2003 is inappropriate due to length of time a standard review would take. There are serious concerns as to the serious level of violence that has occurred. Greater Manchester Police believe that Serious Crime has occurred at the premises.

.....
(Sig



.....
(Date)

16/03/22.

ANNEX C

FORM FOR APPLYING FOR A SUMMARY LICENCE REVIEW

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

Manchester City Council

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 Alan Isherwood [on behalf of] the chief officer of police for the Greater Manchester police area apply for the review of a premises licence under section 53A of the Licensing Act 2003.

1. Premises details:

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

**Embassy Club
Westbourne Grove**

Post town: Manchester

Post code (if known): **M9 4XJ**

2. Premises licence details:

Name of premises licence holder (if known): Deborah Sidall

Number of premises licence holder (if known): 10949152

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]

The standard review of the premises licence under section 51 Licensing Act 2003 is inappropriate due to length of time a standard review would take, there are serious concerns as to the extreme violence which has occurred at the premises and the lack of action from the premises.

Greater Manchester Police (GMP) will say that the premises are associated with Serious Crime. Therefore due to the Serious Crime which has taken place at the premises GMP feel that it is necessary for an expedited review to take place.

The premises are situated on Westbourne Grove in the Harpurhey area of Manchester and the premises licence was issued on 30th August 2005. The Premises Licence Holder (PLH) is Embassy Club Ltd and the Designated Premises Supervisor (DPS) is Deborah Siddall who has held this position since November 2018.

The incident which has triggered this Summary Review is as follows:

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At 2250 police officers attended at the premises and spoke to people who were present and it was established that around 2200 hours two unknown males approached door staff at the premises. The two males presented as hostile and threatened the door staff by stating they would drag them into the road and knock them out. They were initially refused entry into the premises by the door staff due to their behaviour but eventually the door staff were instructed to let the two males into the premise by the site manager.

Whilst in the premise the males were being loud and were bothering other customers. They eventually went outside and one of the door supervisors was outside the premises. The door supervisor observed one of the males having an argument with a brunette-haired girl. The male started to chase the girl around before the door supervisor intervened and told the male to stop, and an argument then ensued.

Meanwhile the second male got into a fight with an unknown victim close by. During this fight the unknown male suffered bruising and swelling to his right cheek.

Whilst the door supervisor was having an argument with the first male, the fighting stopped, and second male approached the door supervisor and the first male. When he got there, he asked the first male for the knife.

The door supervisor was immediately concerned and backed away and proceeded to get all the other customers inside the premises as he was concerned someone was going to get injured. As he was doing this the first male pulled the knife from his waistband and cut the door supervisor across his cheek and then proceeded to cut another male across his hands.

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the two offenders out.

The two males then made off in a vehicle and to date have not been identified. The premises operators then agreed to voluntarily close for the night.

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It is extremely concerning that the offenders were allowed access to the premises after initially being refused entry by the door staff and it is even more concerning to learn that one of them was carrying a knife which he then used to slash the 2 victims.

In the Section 182 Guidance it makes specific reference to Summary Reviews stating that the powers are aimed at tackling serious crime and serious disorder, in particular (but not exclusively) the use of guns and knives. The powers complement the general procedures in the 2003 Act for tackling crime and disorder associated with licensed premises and should be reserved for the most serious matters.

The powers contained under section 53A of the Licensing Act 2003 are necessary and proportionate in light of the association that the premises has to Serious Crime.

In the interim Greater Manchester Police would request that the Licensing Authority consider suspension of the Premises Licence until the full review is heard before the committee. Serious Crime has occurred at the premises and until the Licensing Committee hear the full review and all the evidence that will be disclosed, to allow the premises to continue to operate as a licensed premises gives concerns that further violence will occur at the premises and the licensing objectives will be further undermined. Greater Manchester Police will say that the licensing objectives of the Prevention of Crime and Disorder and Public Safety can only be promoted if the premises licence was suspended until the final determination of the summary review application.

The standard review of the premises licence under section 51 Licensing Act 2003 is inappropriate due to length of time a standard review would take. There are serious concerns as to the serious level of violence that has occurred. Greater Manchester Police believe that Serious Crime has occurred at the premises.

Signature of applicant: 

Date: 16/3/22

Capacity: Licensing Constable

Contact details for matters concerning this application:

Address:

**Manchester Town Hall Extension
Lloyd Street
Manchester
M2 5DB**

Telephone number(s): 0161 856 6017

Email: alan.isherwood@gmp.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.

By virtue of paragraph(s) 3 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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