

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:
History
Longworth St
Manchester
M3 4BQ

Premises licence number (if known): 050572

Name of premises supervisor (if known): Frankie Fabowale

I am a Superintendent Fraser³ 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 serious nature of the incident which require immediate resolution. Greater Manchester Police believe that serious crime and serious disorder has occurred at the premises.

Greater Manchester Police (GMP) will say that the premises are associated with

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.

serious crime and serious disorder. Serious crime is defined within the statutory guidance as per section 81(3)(a) and (b) of the Regulation of Investigatory Powers Act 2000, which states that the conduct constitutes an offence for which a person 21 years of age or over with no previous convictions could reasonably be expected to be sentenced to imprisonment for 3 years or more. Therefore due to the serious crime and serious disorder 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 Longworth Street in the City Centre of Manchester and the premises licence was issued on 02/09/2005. The Premises Licence Holder (PLH) is Laila Leisure Ltd and the Designated Premises Supervisor (DPS) is Frankie Fabowale who has held this position since April 2017.

During the early hours of Sunday 12th September 2021 a male customer was ejected from the premises for disorderly behaviour inside. Shortly after being ejected by security staff the same male has returned to the queue outside the premises and engaged in a further altercation with doorstaff. During this altercation the male offender has stabbed a member of doorstaff in the back. The male was detained by doorstaff and subsequently arrested. A wounding with intent to cause grievous bodily harm crime has been recorded and is currently being investigated.

At approximately 0100hrs on Sunday 19th September 2021 approximately 100 persons who had been queueing on Longworth Street to gain entry to the premises broke through the barriers which were not adequately supervised by doorstaff and 'rushed' the main entrance to the premises. The majority of these persons gained entry to the nightclub upstairs. Security staff required the assistance of police officers to remove the majority of these persons from inside the premises. There were 8 members of doorstaff on duty at this time. A review of CCTV footage highlights that this was not sufficient numbers of staff to suitably control entry of persons into the premises. A number of the doorstaff were not wearing high visibility outer wear nor can SIA licences be seen to be on display for all security staff.

At approximately 0400hrs the same day disorder broke out in the premises. Doorstaff intervened and a number of persons are ejected from the premises. Two males ejected were suspected to be in possession of knives. The males were searched by police and were both found in possession of a knife. Both males were subsequently arrested for possession of an offensive weapon. During the disorder a male customer is in possession of a bottle of spirits that had been removed from its secure fastening to the table. Another male brandishes a metal barrier pole in the middle of the club before it is removed from him by staff.


A crime for violent disorder has been recorded by officers attending the scene inside History who witnessed fighting between customers and doorstaff. Officers attending the scene felt that the management and security at the premises had lost proper control of the venue at this stage. At this stage all of the available police resources for the City Centre were in attendance at the venue. Officers were met with aggression and violence outside the venue as they attempted to clear the area of people in attendance.

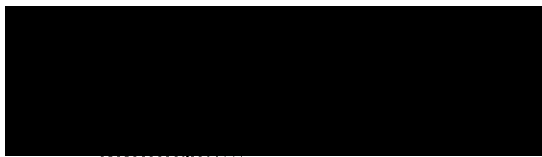
The powers under sections 53A to 53C of the 2003 Act, are aimed at tackling serious crime and serious disorder, in particular the use of knives.

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 and serious disorder.

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 and serious disorder 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 crime will occur and place customers and staff in danger. Greater Manchester Police will say that the licensing objectives of the prevention of crime and disorder 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 in relation to the violence and serious disorder at the premises.

 20th September 2021



(Signed)

20.09.21

(Date)

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.**

 [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:

History
Longworth St

Post town: Manchester

Post code (if known): **M3 4BQ**

2. Premises licence details:

Name of premises licence holder (if known): Laila Leisure Ltd

Number of premises licence holder (if known): 050572

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 serious nature of the incident which require immediate resolution. Greater Manchester Police believe that serious crime and serious disorder has occurred at the premises.

Greater Manchester Police (GMP) will say that the premises are associated with serious crime and serious disorder. Serious crime is defined within the statutory guidance as per section 81(3)(a) and (b) of the Regulation of Investigatory Powers Act 2000, which states that the conduct constitutes an offence for which a person 21 years of age or over with no previous convictions could reasonably be expected to be sentenced to imprisonment for 3 years or more. Therefore due to the serious crime and serious disorder 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 Longworth Street in the City Centre of Manchester and the premises licence was issued on 02/09/2005. The Premises Licence Holder (PLH) is Laila Leisure Ltd and the Designated Premises Supervisor (DPS) is Frankie Fabowale who has held this position since April 2017.

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At approximately 0100hrs on Sunday 19th September 2021 approximately 100 persons who had been queueing on Longworth Street to gain entry to the premises broke through the barriers which were not adequately supervised by doorstaff and 'rushed' the main entrance to the premises. The majority of these persons gained entry to the nightclub upstairs. Security staff required the assistance of police officers to remove the majority of these persons from inside the premises. There were 8 members of doorstaff on duty at this time. A review of CCTV footage highlights that this was not sufficient numbers of staff to suitably control entry of persons into the premises. A number of the doorstaff were not wearing high visibility outer wear nor can SIA licences be seen to be on display for all security staff.

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The powers under sections 53A to 53C of the 2003 Act, are aimed at tackling serious crime and serious disorder, in particular the use of knives.

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 and serious disorder.

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 and serious disorder 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 crime will occur and place customers and staff in danger. Greater Manchester Police will say that the licensing objectives of the prevention of crime and disorder 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 in relation to the violence and serious disorder at the premises.

Signature of applicant:

Date: 20/09/21

Capacity: Licensing Constable

Contact details for matters concerning this application:

Address: **Manchester Town Hall Police Station**
Town Hall Extension
Lloyd Street
Manchester
M2 5DB

Telephone number(s): [REDACTED]

Email: [REDACTED]

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.