

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:
The Vine
Glendower Drive
Manchester
M40 7TD

Premises licence number (if known): 050525

Name of premises supervisor (if known): Kevin Upton

Please note:

Kevin Upton is the designated premises supervisor rather than the licence holder.

The premises licence holder is Andrew Mitchell (this is confirmed on the next page)

This amendment does not affect the acceptance of the application. HH

I am a [REDACTED]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 serious nature of the incident which require immediate resolution. Greater Manchester Police believe that serious crime has occurred at the premises.

Greater Manchester Police (GMP) will say that the premises are associated with serious crime. Serious crime is defined within the statutory guidance as per

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.

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 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 Glendower Drive in the Hapurhey of Manchester and the premises licence was issued on 03/10/2005. The Premises Licence Holder (PLH) is Andrew Mitchell and the Designated Premises Supervisor (DPS) is Kevin Upton.

The incident which has triggered this summary review occurred on the afternoon of Sunday 12th March 2023. A serious incident of violence and disorder involving the reported use of a firearm and bladed weapons took place outside the frontage of the Vine Inn. During this incident the CCTV system from inside the premise was forcibly removed, which was not reported to GMP. Given the connection of the Vine to the incident and the severity of what took place & the serious levels of violence GMP has serious concerns that there is a risk of further recriminating actions which places members of the community at an immediate risk of harm.

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 review Greater Manchester Police would request that the Licensing Authority consider suspension of the Premise Licence until the full review is heard before the committee. Serious crime and Disorder has occurred that is attributed to the premise and until the Licensing Committee hear the full review and all the evidence that will be disclosed, to allow the premise to continue to operate as a licensed premises gives serious concern that further violence will occur at the premises and 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 premise licence under Section 51 of the Licensing Act 2003 is not appropriate in these circumstances due to the length of time a standard review would take. There are serious concerns as to the level and method of violence that has occurred. Greater Manchester Police believe that Serious Crime is attributed to the premises.



.....
(Signed)

(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.**

I [REDACTED] [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:

**The Vine Pub
Glendower Drive**

Post town: Manchester

Post code (if known): **M40 7TD**

Please note:

Kevin Upton is the designated premises supervisor rather than the licence holder, and the number given is his personal licence number. The premises licence number is 050525, and the premises licence holder is Andrew Mitchell. The correct information is given on the next page.

2. Premises licence details:

Name of premises licence holder (if known): Kevin Upton

Number of premises licence holder (if known): 149034

This amendment does not affect the acceptance of the application. HH

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 has occurred at the premises.

Greater Manchester Police (GMP) will say that the premises are associated with serious crime. 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 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 Glendower Drive in the Hapurhey of Manchester and the premises licence was issued on 03/10/2005. The Premises Licence Holder (PLH) is Andrew Mitchell and the Designated Premises Supervisor (DPS) is Kevin Upton.

The incident which has triggered this summary review occurred on the afternoon of Sunday 12th March 2023. A serious incident of violence and disorder involving the reported use of a firearm and bladed weapons took place outside the frontage of the Vine Inn. During this incident the CCTV system from inside the premise was forcibly removed, which was not reported to GMP. Given the connection of the Vine to the incident and the severity of what took place & the serious levels of violence GMP has serious concerns that there is a risk of further recriminating actions which places members of the community at an immediate risk of harm.

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.

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summary review application.

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[REDACTED]
[REDACTED]
[REDACTED]

Contact details for matters concerning this application:

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

[REDACTED]
[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.