

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:

Vision
Arch 58, Whitworth Street West
Manchester
M1 5WW

Premises licence number (if known): 146980

Name of premises supervisor (if known): Yongzhi Shao

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 serious violence which has occurred at the premises.

Greater Manchester Police (GMP) will say that the premises are associated with Serious Crime and Serious Disorder. Therefore due to the Serious Crime and Serious Disorder which has taken place at the premises GMP feel that it is

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.

necessary for an expedited review to take place.

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.

The premises are situated on Whitworth Street West in Manchester city centre and the premises licence was issued on 18/12/2012 . The Premises Licence Holder (PLH) is YDS UK Trading Limited and the Designated Premises Supervisor (DPS) is Mr Yongzhi Shao who has held this position since January 2019.

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

At 0230 hours on Sunday 11th June 2023 GMP received a telephone call from a person who stated that there were 2 groups fighting on the road outside the premises.

Police officers attended at the premises and established that a male had been stabbed in the leg and the offenders had left the scene. A short time later the officers updated that another male had also been stabbed, this time in his back.

From the witness statement of one of the victims it has been established that a fight had taken place inside the premises involving the group of offenders and some other males and the victim and his friends had ended up becoming involved and the male who ended up with a stab wound to his back was punched by one of the offenders.

The victims have then made their way outside to the smoking area and the group of offenders have been standing in the middle of Whitworth Street. They have goaded the victims and as a result of this the victims have come out of the smoking area and confronted the group of males.

This has resulted in another fight taking place in the middle of the road and during this fight both the victims have received stab wounds which a doctor who later treated them said are consistent with knife injuries.

The male with the stab wound to his leg suffered heavy blood loss and the male with the stab wound to his back kept slipping in and out of consciousness.

A blood stained knife was later recovered nearby.

During the initial brawl inside the premises 2 females were caught up in it and received minor injuries and another male was punched in the face resulting in cuts and bruising and a laceration to his elbow.

This incident comes only 10 weeks after a male customer was slashed across the face in the premises resulting in a wound which required 30 stitches.

This previous knife incident resulted in Summary Review proceedings being instigated and GMP asking for suspension of the premises licence. Committee took the decision not to suspend the licence and attached an extra condition to the licence regarding the searching of all customers using knife

wands.

This condition became the final decision at the full review hearing.

2 reports of crime for a Section 18 Wounding with Intent have been submitted as well as a crime for ABH and 2 crimes for Common Assault and enquiries are ongoing to trace those responsible.

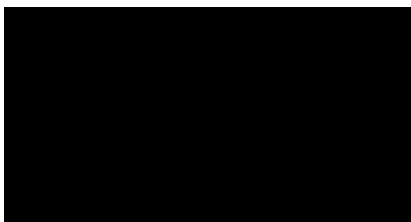
GMP have serious concerns as to the level of violence which occurred at the premises and by the fact the offenders were able to enter the premises carrying a knife in the first place. More so now that they have a condition requiring them to search all customers using knife wands.

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 violent incidents will occur at the premises and the safety of both customers and staff will be placed in jeopardy.

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 as to the extreme level of violence that has occurred. Greater Manchester Police believe that Serious crime and Serious Disorder has occurred at the premises.



11/06/23

(Date)

SUPERINTENDENT PHIL SKIRLETON GMP



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:

**Vision
Arch 58,
Whitworth Street West**

Post town: Manchester

Post code (if known): **M1 5WW**

2. Premises licence details:

Name of premises licence holder (if known): YDS UK Trading Limited

Number of premises licence holder (if known): 07346087

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 violence which has occurred at the premises.

Greater Manchester Police (GMP) will say that the premises are associated with Serious Crime and Serious Disorder. 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.

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.

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during this fight both the victims have received stab wounds which a doctor who later treated them said are consistent with knife injuries.

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GMP have serious concerns as to the level of violence which occurred at the premises and by the fact the offenders were able to enter the premises carrying a knife in the first place. More so now that they have a condition requiring them to search all customers using knife wands.

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 violent incidents will occur at the premises and the safety of both customers and staff will be placed in jeopardy.

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 as to the extreme level of violence that has occurred. Greater Manchester Police believe that Serious crime and Serious Disorder has occurred at the premises.

Signature of applicant
Date: 14/6/23
Capacity: Licensing Constable

Contact details for matters concerning this application:

Address:
**Manchester Town Hall Extension
Lloyd Street
Manchester**

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.