

REPORT OF CORPORATE DIRECTOR FOR COMMUNITIES

SUMMARY REVIEW OF PREMISES LICENCE
Consideration of representation relating to interim steps

Premises concerned	Tantra 20 Victoria Street Nottingham NG1 2EX Please see Premises Licence
Premises licence holder	Planmed Limited
Party submitting summary review	Nottinghamshire Police Please see application.
Date application Received:	26 May 2010
Date by which the full review of the licence must be carried out	23 June 2010
Interim steps taken.	On 27 May 2010 the Authority determined that the following interim steps were to be taken in relation to the Premises Licence pending the full review:- The premises licence was suspended with immediate effect.
Representations Made	Please see attached representation from Fraser Brown Solicitors on behalf of the premises licence holder
Issues	
Issue 1	Whether the interim steps taken are necessary for the promotion of the licensing objectives and whether they should be withdrawn or modified.
Relevant Legislation	Section 53B Licensing Act 2003 (as amended by the Violent Crime Reduction Act 2006)
Relevant Policy	
Relevant Guidance	Paragraphs 3.1 to 3.7, of the DCMS non-statutory guidance on expedited/summary licence reviews
Published documents referred to in compiling this report	Licensing Act 2003 (as amended) DCMS non-statutory guidance on expedited/summary licence reviews

Andrew Errington
Director of Community Protection
Central Police Station, North Church Street, Nottingham NG1 4BH

Contact Officer: Sue Bowler, Assistant Licensing Officer Tel: 0115 9156777

LICENSING ACT 2003

Representations on behalf of

Planmed Limited

1. These representations are made by Planmed Limited as the holder of the Premises Licence relating to Tantra Lounge and Bar, 20 Victoria Street, Nottingham, NG1 2EX (the premises).
2. On 26th May 2010 the Chief Officer of Police for the Nottinghamshire Police Area made application for the review of the Premises Licence under Section 53A of the Licensing Act 2003.
3. On 27th May 2010 a special Licensing Panel of the Licensing Authority for the area in which the premises are situated considered whether it was necessary and proportionate to take any of the interim steps contained in Section 53B(3) of the Act.
4. By a notice dated 27th May 2010 the Licensing Authority gave notification to Planmed Limited that the Authority had determined to suspend the Premises Licence for Tantra Lounge and Bar until the review hearing is determined for the reasons outlined in the record of determination dated 27th May 2010.
5. The Licensing Panel considering the interim steps on 27th May 2010 found that:
 - In the early hours of Sunday 23rd May a serious and provoked crime had taken place at the premises which had resulted in serious facial injuries.

- In the early hours of Sunday 23rd May a serious and provoked crime had taken place at the premises which had resulted in serious facial injuries.
 - There was information which indicated that a member of staff had colluded in assisting the suspect to escape.
 - There had been two previous assaults at the venue where a glass had been used as a weapon between June and December 2009.
 - The premises were in the Police City Division's top 15 venues for disorder there having been 24 reported incidents of crime and disorder since June 2009.
 - Previous requests to use polycarbonate glasses had been declined by the Designated Premises Supervisor and the Premises Licence Holder.
 - The Police had lost confidence in the Premises Licence Holder and the Designated Premises Supervisor's ability to manage the premises and the incidents of crime and disorder had placed members of the public in danger.
7. Planmed Limited is a private company which is owned by David Vickerstaff and Ashok Desor together with their wives.
 8. Planmed Limited has owned and operated the premises since they opened in November 2002.
 9. The Designated Premises Supervisor of the premises is Rona Cottee who has worked at the premises since 2002.

10. In addition to the Designated Premises Supervisor the management team of the premises consists of Tom Galley and Mike Dawson. They have worked at the premises for 5 years and 3 years respectively.
11. Since the premises opened in 2002 door supervisors have been provided by PDG Security. Normally two door supervisors would be employed at the premises with an additional door supervisor being employed on busy nights.
12. Within Planmed Limited the main individual with responsibility for the operation of the premises is David Vickerstaff. David Vickerstaff has lived in Nottinghamshire all his life. He first entered the licensed trade in Nottingham in 1990. Although the day to day operation of the premises was the responsibility of the Designated Premises Supervisor and the other two members of the management team David Vickerstaff has resided in the Lace Market since 1999 and made regular visits to the premises during operating hours.
13. It is understood that the incident in June 2009 occurred on a Sunday evening when the premises were not particularly busy. Three males were sitting near the dance floor and began arguing amongst themselves. A male with his female partner nearby asked the other three males to calm down. It is believed that in response one of the males broke a glass and fragments went in the direction of the male and his female partner. The three males were immediately ejected and barred from the premises. One of the door supervisors on duty that evening contacted the city centre CCTV control room to advise them what had happened and to follow the three males.

14. It is understood that the incident in December 2009 related to an argument between two males. The two males involved in the incident were known to each other through a previous relationship between the assailant's sister and the other male. It is understood that the argument arose as a result of the relationship and that during the argument the assailant struck the other male with a bottle. The assailant was barred as a result of the incident.
15. The incident on Sunday 23rd May 2010 occurred at approximately 01.35 hours. On becoming aware of the incident the DJ made an immediate request over the sound system for "door staff to the dance floor". There were two door supervisors on duty. One door supervisor was in the toilet area at the time of the incident and the other door supervisor was at the front door. The latter immediately made his way to the dance floor where he saw a male with an injury to his face. The door supervisor took the injured male away from the public area assisted by an off duty door supervisor who is also a qualified nurse. An ambulance was called immediately and the nurse provided first aid. The door supervisor then reviewed the CCTV recording and identified the assailant. The door supervisor was informed that the assailant was in the male toilet and he made his way to that area. It is understood that the Police have evidence to the effect that the door supervisor assisted the assailant to leave the premises by way of a rear emergency exit near to the male toilet. When the Police attended the premises they reviewed the CCTV recording and the assailant was identified to them. In addition to providing the Police with information about the assailant's identity they were also informed that it was understood he had sustained an injury to his hand which would require

hospital treatment. The Police were provided with a photograph of the assailant from the CCTV recording and it is understood that the assailant was arrested in the Accident and Emergency Department at the University Hospital.

16. The premises are located within the lower ground floor of 20 Victoria Street. The trading area consists of one room with a capacity of 220 persons. There is a single bar servery and seating is provided throughout the trading area. Entertainment is provided by live performers as well as recorded music and there is a small dance floor. There is no R&B or other forms of music played at the premises which is associated with disorder.
17. Cheap drinks promotions are not operated at the premises. Cocktails are priced at £7.50 each and a selection of champagnes is available some of which are sold at £300.00 a bottle. As a consequence the premises do not attract young customers and the clientele includes nursing staff as well as off duty officers from the authorities. The premises have not failed any test purchases.
18. The CCTV system installed at the premises has 15 cameras with digital recording and a facility for David Vickerstaff to view images from his home.
19. A diary is kept at the premises for the purposes of recording incidents.
20. It is the belief of the Premises Licence Holder that it has a good relationship with the responsible authorities and in particular the Police. The city centre Police Licensing Officers visit the premises periodically usually once every 3 or 4 months. During those visits the Police Licensing Officer would inspect the incident diary and other record books and offer advice about such things as

improvements to the CCTV system and use of polycarbonate glassware. The last visit by the Police Licensing Officer took place on Thursday 20th May.

21. On 28th August 2009 David Vickerstaff met with Inspector Townsend at the premises. The meeting was arranged to enable Inspector Townsend to meet Mr Vickerstaff and see the premises following his recent appointment as the Inspector with responsibility for licensing in the city centre. Mr Vickerstaff recalls that during the meeting Inspector Townsend mentioned the use of polycarbonate glassware. Polycarbonate glassware had been used at the premises on a trial basis approximately 12 months ago. Some polycarbonate glassware and jugs had been retained and Magners cider was dispensed in plastic bottles. However in view of the customer base and quality of products sold at the premises Mr Vickerstaff was reluctant to use polycarbonate glassware.

22. At the time of the incident on 23rd May David Vickerstaff and his wife were in Spain where Mr Vickerstaff was recovering from major heart surgery. As a consequence of the incident on 23rd May Mr Vickerstaff and his wife returned from Spain. Since his return from Spain Mr Vickerstaff and the other owners of Planmed Limited have met with representatives of PDG Security, the three members of the management team and other members of staff at the premises.

23. Following the incident on 23rd May 2010 representatives of the Premises Licence Holder met with the Police on 2nd June. The meeting was constructive and enabled the Premises Licence Holder to identify the main areas of concern to the Police.

24. It has been established that a member of the management team had previously barred the assailant involved in the incident on 23rd May but the management team subsequently allowed him to be re-admitted to the premises. This was clearly an error of judgement on the part of the management team.

25. With the benefit of hindsight David Vickerstaff now accepts that the use of polycarbonate glassware would have been appropriate following the two incidents in June and December 2009.

26. Consideration of the way in which the premises are operated has revealed the need for consideration of the management structure at the premises.

27. A further meeting took place between representatives of the Premises Licence Holder and the Police on 10th June at which the Police were advised of the following action proposed by the Premises Licence Holder:-

- A new management structure is proposed which will involve the Premises Licence Holder appointing an Operations Director who will have responsibility for all matters relating to the way in which the premises are operated including supervision of the management team and other staff employed at the premises.
- It is proposed to appoint Johnny Moore as the new Operations Director. Mr Moore is known to Licensing Officers in the city centre as the previous owner and operator of Cabaret on Fletcher Gate. Since leaving Cabaret Mr Moore has operated a late night venue in the centre of Derby where he was also the Designated Premises Supervisor. Mr

Moore no longer has those premises and will be able to devote all his time to the position of Operations Director at the premises.

- It is proposed to appoint a new Designated Premises Supervisor. John Balchin has been interviewed and offered the position of new general manager and Designated Premises Supervisor at the premises. Mr Balchin has worked in the licensed trade since November 1999. He has worked at premises in the city centre of Nottingham since May 2006, latterly as general manager of Bluu which was a late night venue in Braodway until it closed in May 2010.
- It is proposed to employ a new door company at the premises. David Vickerstaff has interviewed 5 door companies and identified that IPM Security from Sheffield is a competent organisation with experience of working in Nottingham. They currently provide door supervisors for Cape which is situated at the top of Victoria Street near to the premises.
- The Premises Licence Holder has taken advice from a specialist employment solicitor regarding the position of the three members of the management team. The three members of the management team have been notified that their services will not be required pending a formal enquiry into the events leading to the suspension of the Premises Licence.
- The Premises Licence Holder would agree to conditions being attached to the Premises Licence regarding polycarbonate vessels and the provision of door supervisors.

- Regular periodic meetings and communication to be established between the Operations Director, Designated Premises Supervisor and the Police.
- Two members of staff successfully completed the National Certificate for Personal Licence Holders course on 8th June and are now in the process of applying for Personal Licences.
- A new assistant manager will be appointed at the earliest opportunity.

28. At the conclusion of the meeting on 10th June it was agreed that the proposals put forward by the Premises Licence Holder would be made known to Superintendent Chamberlain as the officer responsible for signing the certificate given in support of the application for review of the Licence relating to the premises.

29. The Premises Licence Holder has been informed that Superintendent Chamberlain would not oppose a request to the Licensing Authority to replace the current suspension of the Premises Licence with other interim steps.

30. The Premises Licence Holder therefore makes these representations against the interim step taken by the Licensing Authority on 27th May 2010 with a view to withdrawing the step taken to suspend the Premises Licence until the review hearing on the basis that such an interim step is no longer necessary for the promotion of the licensing objectives. Further, that the promotion of those objectives can be achieved by the actions proposed by the Licence Holder and accepted by the Police subject to the following interim steps replacing the interim step taken on 27th May 2010:-

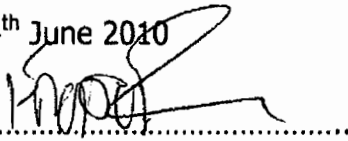
- The conditions of the Premises Licence being modified by the following conditions being attached to the Premises Licence:-
 1. During the hours the premises are open to the public for licensable activities all drinks will be served in bottles made of polycarbonate or other non-glass material or vessels made of polycarbonate glass. This condition applies to the public area of the premises and does not prevent the storage of drinks, display of drinks and dispensing of drinks from bottles or vessels made of glass behind the bar servery or in any other area of the premises to which the public do not have access.
 2. At least two door supervisors shall be employed at the premises from 20:00 hours until close on Sunday to Wednesday and at least three door supervisors shall be employed at the premises from 20:00 hours to close on Thursday to Saturday.
- Removal of the current Designated Premises Supervisor from the Licence.

31. The Premises Licence Holder fully accepts that the decision as to whether or not to replace the current interim step with the interim steps referred to above is a matter entirely for the Licensing Authority notwithstanding the discussions which have taken place with the Police. However as the review application was made by the Police the Premises Licence Holder would ask the Licensing Authority to agree with the Police that the actions proposed by the Premises Licence Holder combined with the alternative interim steps outlined above would be adequate to promote the licensing objectives in this particular case.

32.If the Licensing Authority is prepared to withdraw the interim step requiring suspension of the Premises Licence it will enable the premises to operate prior to the review hearing. This will allow the Premises Licence Holder and the Police to monitor the operation of the premises subject to the proposed management structure and conditions and to report their observations to the Licensing Authority when the review application is considered.

Dated 14th June 2010

Signed



Solicitors for and on behalf of the Premises Licence Holder

Fraser Brown
84 Friar Lane
Nottingham
NG1 6ED

Tel: 0115 9888777
Fax: 0115 9473636



City of

NOTTINGHAM

Licensing Act 2003

City Development

Lawrence House
Talbot Street
Nottingham
NG1 5NT
Tel: 0115 915 5555
Fax: 0115 915 6145

Premises Licence

Premises licence number
038410

Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description

Tantra Lounge and Bar

20 Victoria Street

Post town Nottingham

Post code NG1 2EX

Telephone number 0115 9859955

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

Films
Live Music
Recorded Music
Provision of Facilities for Dancing
Late Night Refreshment
Sale by Retail of Alcohol

The times the licence authorises the carrying out of licensable activities

Films, Live Music, Recorded Music and Provision of Facilities for Dancing

Monday	from 10.00 hrs to 03.00 hrs the following morning
Tuesday	from 10.00 hrs to 03.00 hrs the following morning
Wednesday	from 10.00 hrs to 03.00 hrs the following morning
Thursday	from 10.00 hrs to 03.00 hrs the following morning
Friday	from 10.00 hrs to 03.00 hrs the following morning
Saturday	from 10.00 hrs to 03.00 hrs the following morning
Sunday	from 10.00 hrs to 03.00 hrs the following morning

On the following days the hours shall be 10.00 hrs to 04.00 hrs the following morning:

Christmas Eve, Boxing Day and each Friday, Saturday, Sunday and Monday of each Bank Holiday weekend.

An additional hour to the standard and non standard times on the day when British Summertime commences.

New Years Eve from the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day.

Late Night Refreshment

Monday	from 23.00 hrs to 03.00 hrs the following morning
Tuesday	from 23.00 hrs to 03.00 hrs the following morning
Wednesday	from 23.00 hrs to 03.00 hrs the following morning
Thursday	from 23.00 hrs to 03.00 hrs the following morning
Friday	from 23.00 hrs to 03.00 hrs the following morning
Saturday	from 23.00 hrs to 03.00 hrs the following morning
Sunday	from 23.00 hrs to 03.00 hrs the following morning

On the following days the hours shall be 23.00 hrs to 04.00 hrs the following morning:

Christmas Eve, Boxing Day and each Friday, Saturday, Sunday and Monday of each Bank Holiday weekend.

An additional hour to the standard and non standard times on the day when British Summertime commences.

New Years Eve from the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day.

Sale by Retail of Alcohol

Monday	from 10.00 hrs to 03.00 hrs the following morning
Tuesday	from 10.00 hrs to 03.00 hrs the following morning
Wednesday	from 10.00 hrs to 03.00 hrs the following morning
Thursday	from 10.00 hrs to 03.00 hrs the following morning
Friday	from 10.00 hrs to 03.00 hrs the following morning
Saturday	from 10.00 hrs to 03.00 hrs the following morning
Sunday	from 10.00 hrs to 03.00 hrs the following morning

On the following days the hours shall be 10.00 hrs to 04.00 hrs the following morning:

Christmas Eve, Boxing Day and each Friday, Saturday, Sunday and Monday of each Bank Holiday weekend.

An additional hour to the standard and non standard times on the day when British Summertime commences.

New Years Eve	from the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day.
---------------	--

The opening hours of the premises

Monday	from 10.00 hrs to 04.00 hrs the following morning
Tuesday	from 10.00 hrs to 04.00 hrs the following morning
Wednesday	from 10.00 hrs to 04.00 hrs the following morning
Thursday	from 10.00 hrs to 04.00 hrs the following morning
Friday	from 10.00 hrs to 04.00 hrs the following morning
Saturday	from 10.00 hrs to 04.00 hrs the following morning
Sunday	from 10.00 hrs to 04.00 hrs the following morning

An additional hour after the non standard finish timings for the provision of licensable activities at the premises.

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

Alcohol-On the premises

Part 2

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

Planmed Limited, 128 Evington Road, Leicester, LE12 1HL

Registered number of holder, for example company number, charity number (where applicable)

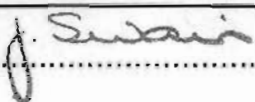
4466118

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Rona Cottee,

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

034841 – Nottingham City Council

Signed: 

Dated: 1 October 2005

Licensing Officer

Annex 1 - Mandatory conditions

S19 Licensing Act 2003

1. No supply of alcohol may be made under this licence
 - a. At a time when there is no designated premises supervisor in respect of it or,
 - b. At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended
2. Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.

S20 Licensing Act 2003

The admission of children under the age of 18 to film exhibitions permitted under the terms of this licence shall be restricted in accordance with any recommendations made

- a. By the British Board of Film Classification (BBFC,) where the film has been classified by that Board, or
- b. By the Licensing Authority where no classification certificate has been granted by the BBFC, or, where the licensing authority has notified the licence holder that section 20 (3) (b) (74 (3) (b) for clubs) of the Licensing Act 2003 applies to the film.

Annex 2 - Conditions consistent with the Operating Schedule

1. There shall be no person under the age of 18 in the premises after 22.00 unless attending a bona-fide function e.g. wedding reception, birthday party etc.
2. A CCTV system shall be installed and maintained and remain fully operational throughout the hours the premises are open.
3. A CCTV system shall incorporate a recording facility and any recording shall be retained and stored in a suitable and secure manner for a period of one calendar month.
4. Prominent, legible notices must be displayed to ensure customers leave the premises quietly and respect the needs of the local residents.
5. A policy of zero tolerance to illegal drugs shall be operated at all times. .
6. An approved proof of age scheme shall be operated within the premises.
7. No person under the age of 18 shall be admitted to any part of the premises where adult entertainment is taking place.

Annex 3 - Conditions attached after a hearing by the licensing authority

N/A

Annex 4 – Plans

Plan number VIC/2858/01/0C received with the application on 2 August 2005
Dated:4 September 2002
Plan applicable from 1 October 2005
Copy of plan attached

Dated 1 October 2005

**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 Heather Read on behalf of the chief officer of police for the Nottinghamshire 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: TANTRA LOUNGE AND BAR 20 VICTORIA STREET Post town: NOTTINGHAM Post code (if known): NG1 2EX

Community & Culture - Licensing
Time received
26 MAY 2010
£ _____

2. Premises licence details:

Name of premises licence holder (if known): PLANMED LIMITED Number of premises licence (if known): 038410
--

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 her opinion the above premises are associated with serious crime or disorder or both, and the certificate accompanies this application. <i>(Please tick the box to confirm)</i>
<input checked="" type="checkbox"/>



NOTTINGHAMSHIRE
POLICE
Policing for you

Licensing Act 2003

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

I, **Helen Chamberlain** hereby certify that in my opinion the premises described below are associated with both serious crime and serious disorder

Premises: Tantra Lounge & Bar
20 Victoria Street
Nottingham
NG1 2EX

Premises Licence Number: 038410

Designated Premises Supervisor: Rona Cottee

I am a Superintendent in the Nottinghamshire Police Service.

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

In the early hours of Sunday 23 May 2010 a serious unprovoked crime took place at the above premises, which resulted in an individual sustaining very serious facial injuries caused by a weapon, needing hospital treatment.

I have serious concerns that if allowed to re-open that there are insufficient safeguards to ensure that there will not be a further serious incident.

There is an on going police investigation to bring the offenders to justice and I cannot risk persons involved in the incident being allowed to re-visit the venue as customers, where further conflict could result.

There is evidence of collusion with staff resulting in the offender being assisted to escape the premises, thereby avoiding apprehension by the Police.

I have considered other options available to the Police and do not consider that any are appropriate in the circumstances.

The overall history of the premises shows that the Police have had to give advice in the past due to the level of disorder that has taken place there. The Police have concerns regarding the level of responsible management of the premises, which appears to be wholly inadequate.

I consider that an expedited review of the premises licence would allow the Licensing Authority to urgently assess the steps that need to be taken to ensure that the Licensing Objectives of the Prevention of Crime and Disorder and Public Safety are not undermined.

It is my request that the Licence is suspended until the review hearing takes place.

Signed Helen Chamberlain Date 26/5/10

4. Details of association of the above premises with serious crime, serious disorder or both:

[Please read guidance note 2]

In the early hours of Sunday 23 May 2010 a serious unprovoked crime took place at the above premises, which resulted in an individual sustaining very serious facial injuries caused by a weapon, needing hospital treatment. Please see attached photograph.

The Police have serious concerns that if allowed to re-open that there are insufficient safeguards to ensure that there will not be a further serious incident.

There is an on going police investigation to apprehend the offender(s) and it is felt that if people involved in the incident are able to re-visit the venue as customers, further conflict could result.

Whilst conducting enquiries into this latest incident, it has been established that there is evidence of collusion with staff to assist in the suspect escaping from the venue thus avoiding apprehension by the police and disposing of evidence.

There have been 2 previous assaults at this venue where glass has been used as a weapon in June and December 2009.

This venue appears in the Nottinghamshire Police City Division 'Top 15 Venues' of incidents of violence and disorder reported to the Police at licensed venues and since the glassing incident in June 2009 there have been some 24 reported incidents of violence and disorder at this venue.

Despite visits from licensing officers and request to use alternative drinking vessels, namely polycarbonates, the venue do not consider this action necessary. At all material times the designated premises supervisor has been Rona Cottee and the premise licence holder Planmed Limited.

It is our request that the Licence is suspended until a review hearing takes place. Other options available to the Police have been considered but are felt to be inappropriate in these circumstances.

The Police consider that an expedited review of the premises licence would allow the Licensing Authority to urgently assess the steps that need to be taken to ensure that the Licensing Objectives are not undermined, particularly the Prevention of Crime and Disorder and Public Safety.

The nature of the incident has resulted in a complete loss of confidence in the operators' ability to effectively manage the premises and uphold the licensing objectives. The Police also consider that for a venue of this type there are inadequate conditions on the premises licence.

This serious incident that resulted in the individual being injured has placed members of the Public in danger and as such we would request that the panel gives urgent consideration to suspension of the premises licence to protect the public from serious harm.

Signature of applicant:

H. E. Read

Date: ~~26th~~ May 2010

Capacity: Deputy Force Solicitor

Contact details for matters concerning this application:

Address:

Nottinghamshire Police
Headquarters Legal Services Department
Sherwood Lodge
Arnold
Nottingham
NG5 8PP

Telephone number(s): 0300 300 9999 Ext: 8002671

email: heather.read@nottinghamshire.pnn.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.