

# Agenda

## Licensing sub-committee

Date: **Friday 1 September 2017**

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Time: **10.00 am**

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Place: **Committee Room 1, The Shire Hall, St Peter's Square,  
Hereford, HR1 2HX**

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Notes: Please note the time, date and venue of the meeting.

For any further information please contact:

**Caroline Marshall, Governance Services**

Tel: 01432 260249

Email: [caroline.marshall3@herefordshire.gov.uk](mailto:caroline.marshall3@herefordshire.gov.uk)

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If you would like help to understand this document, or would like it in another format, please call Caroline Marshall, Governance Services on 01432 260249 or e-mail [caroline.marshall3@herefordshire.gov.uk](mailto:caroline.marshall3@herefordshire.gov.uk) in advance of the meeting.

# Agenda for the Meeting of the Licensing sub-committee

## Membership

Councillor DW Greenow  
Councillor BA Baker  
Councillor EJ Swinglehurst

## Agenda

	Pages
<b>1. APOLOGIES FOR ABSENCE</b> To receive apologies for absence.	
<b>2. NAMED SUBSTITUTES (IF ANY)</b> To receive any details of Members nominated to attend the meeting in place of a Member of the committee.	
<b>3. DECLARATIONS OF INTEREST</b> To receive any declarations of interest by Members in respect of items on the agenda.	
<b>4. APPLICATION FOR A VARIATION OF A PREMISES LICENCE IN RESPECT OF: MR CHIPS, 17 COMMERCIAL ROAD, HEREFORD, HR1 2BB</b>	9 - 44



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- Inspect agenda and public reports at least five clear days before the date of the meeting.
- Inspect minutes of the Council and all Committees and Sub-Committees and written statements of decisions taken by the Cabinet or individual Cabinet Members for up to six years following a meeting.
- Inspect background papers used in the preparation of public reports for a period of up to four years from the date of the meeting. (A list of the background papers to a report is given at the end of each report). A background paper is a document on which the officer has relied in writing the report and which otherwise is not available to the public.
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**SHIRE HALL, ST PETERS SQUARE, HEREFORD HR1 2HX.**

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## Licensing Hearing Flowchart









<b>Meeting:</b>	<b>Licensing sub committee</b>
<b>Meeting date:</b>	<b>1 September 2017</b>
<b>Title of report:</b>	<b>Application for a variation of a premises licence in respect of: Mr Chips, 17 Commercial Road, Hereford, HR1 2BB - Licensing Act 2003</b>
<b>Report by:</b>	<b>Licensing officer</b>

### **Classification**

Open.

### **Key Decision**

This is not an executive decision.

### **Wards Affected**

Widemarsh Ward.

### **Purpose**

To consider an application for a variation of a premises licence in respect of Mr Chips, 17 Commercial Road, Hereford, HR1 2BB.

### **Recommendation**

**THAT:**

**The sub committee determine the application with a view to promoting the licensing objectives in the overall interests of the local community. They should give appropriate weight to:**

- **The steps that are appropriate to promote the licensing objectives,**
- **The representations (including supporting information) presented by all parties,**
- **The guidance issued to local authorities under Section 182 (paragraphs 8.38 to 8.46 attached at appendix 1) of the Licensing Act 2003, and**
- **The Herefordshire Council statement of licensing policy 2015 - 2020.**

## Options

1. There are a number of options open to the sub-committee. The steps are:
  - a) To modify the conditions of the licence;
  - b) To reject the whole or part of the application;
  - c) and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

## Reasons for Recommendations

2. Ensures compliance with the Licensing Act 2003.

## Key Considerations

### Licence Application

3. The application (appendix 2) for a variation of the premises licence has received representation and is brought before the committee for determination.
4. The details of the application are:

Applicant	Mandeep Singh Boyal 17 Commercial Road, Hereford, HR1 2BB	
Agent	N/K	
Type of application: Variation	Date received: 12 July 2017	28 Days consultation ended 8 August 2017

### Summary of Application

5. The application requests a variation to the premises licence to allow the following licensable activities, during the hours shown as follows:

#### Provision of Late Night Refreshment (In doors)

Monday to Wednesday	23:00 – 00:00
Thursday to Sunday	23:00 – 04:30

Non Standard Timings: Bank Holidays & New Years Eve until 04:30 the following day.

6. The applicant has offered a number of conditions within the application in order to promote the licensing objectives.

## **Current Licence**

7. The current licence (appendix 3) authorises the following:

### Provision of Late Night Refreshment

Monday-Wednesday: 10:00 - 00:00

Thursday, Sunday: 10:00 - 01:00

Friday-Saturday: 10:00 - 01:30

8. The current licence was transferred to Mr Boyal on 26 June 2017.

## **Summary of Representations**

9. One (1) representation has been received from the responsible authorities (police).
10. The police have objected outright to the licence being granted.
11. The police representation can be found attached (appendix 4).

## **Cumulative Impact**

12. The premises lies within the area covered by the Herefordshire Council special policy (cumulative impact) policy.
13. This has been triggered as a result of the police representation.
14. The policy creates a rebuttable presumption that applications will be refused unless an applicant can demonstrate that by granting the application the premises will be not add to the cumulative impact within the area.

## **Community Impact**

15. Any decision is unlikely to have any significant effect of the local community.

## **Equality duty**

16. This report has human rights implications for both the premises licence holder and the residents from the local neighbourhood. Any of the steps outlined in section 1 of this report may have financial implications for a licensee's business and livelihood and/or may have impact upon the day to day lives of residents living in close proximity to the premises.
17. Article 8(i) of the European Convention of Human Rights provides that everyone has the right to respect for his/her private and family life and his/her home (which includes business premises). This right may be interfered with by the council on a number of grounds including the protection of rights and freedoms of others. The First Protocol – Article 1 – also provides that every person is entitled to the peaceful enjoyment of his possessions and shall not be deprived of his possessions except in the public interest and conditions provided for by law. Members must accordingly make a decision which is proportionate to the hearing and endeavour to find a balance between the rights of the applicant, residents and the community as a whole.
18. There are not considered to be any equalities implications arising from this report.

## Financial implications

19. There are unlikely to be any financial implications for the authority at this time.

## Legal Implications

20. The licensing authority must have regard to the promotion of the four licensing objectives namely; the prevention of crime and disorder; public safety; the prevention of public nuisance; and the protection of children from harm in exercising its functions under the Licensing Act 2003. Further regard should be had to the statutory guidance under Section 182 of the Act and the council's own statement of licensing policy.
21. The options available to the licensing authority on considering this application under the Licensing Act 2003 are set out in section 1 of this report.
22. The case of Daniel Thwaites Plc v Wirral Borough Magistrates' Court (Case No: CO/5533/2006) at the High Court of Justice Queen's Bench Division Administrative Court on 6 May 2008, [2008] EWHC 838 (Admin), 2008 WL 1968943, Before the Honourable Mrs Justice Black.
23. In this case it was summed up that: -

A licensing authority must have regard to guidance issued by the Secretary of State under section 182. Licensing authorities may depart from it if they have reason to do so but will need to give full reasons for their actions.
24. Furthermore the Thwaites case established that only conditions should be attached to a licence with a view to promoting the licensing objectives and that 'real evidence' must be presented to support the reason for imposing these conditions. It should be noted that hearsay evidence is admissible in the context of making decisions on licensing matters.
25. This judgement is further supported in the case of The Queen on the Application of Bristol Council v Bristol Magistrates' Court, CO/6920/2008 High Court of Justice Queen's Bench Division The Administrative Court, 24 February 2009, [2009] EWHC 625 (Admin) 2009 WL 648859 in which it was said:

'Licensing authorities should only impose conditions which are necessary and proportionate for the promotion for licensing objectives'.
26. In addition to this it was stated that any condition attached to the licence should be an enforceable condition.
27. The following stated case deals with applications within a cumulative impact area.
28. The case of Luminar Leisure Ltd v Wakefield Magistrates' Court, Brooke Leisure Limited, Classic Properties Limited, Wakefield Metropolitan District Council, heard before the High Court of Justice, Queen's Bench Division The Administrative Court, 18 April 2008, [2008] EWHC 1002 (Admin).
29. This matter involved an application by Luminar for a nightclub which was located just outside the Wakefield Cumulative Impact Area. The application was granted by the Local Authority and that decision was subsequently appealed.
30. The judge allowed the appeal on the grounds 'because of the effect which the increase in the number of people attending such a venue in Westgate would have, generally, on crime and disorder in the area'.

31. The matter was further appealed to the High Court by way of case stated.
32. Three questions were posed for the Judge to address. The last question asked was 'Was it a proportionate response to refuse the licence rather than to impose conditions on any licence?'
33. In respect of this it was stated 'To put a limit on the extent to which cumulative impact is legally relevant is something which seems to me not to be permitted by the statute. But with all that this condition was not sought. So the answer to question 3 is "yes"'.

## **Right of Appeal**

34. There is a right of appeal to the Magistrates Court within 21 days of being notified in writing of the decision.

## **Risk Management**

35. There is little risk associated with the decision at this time as the legislation allows a right of appeal to the Magistrates Court within a period of 21 days of being notified of the decision in writing.

## **Consultees**

36. All responsible authorities and members of the public living within Herefordshire.

## **Appendices**

- Appendix 1 - Section 182 guidance extract
- Appendix 2 - Application for a variation of a premises licence
- Appendix 3 - Current premises licence
- Appendix 4 - Police representation
- Appendix 5 - Herefordshire Council special policy

## **Background Papers**

The Section 182 guidance and the council's statement of licensing policy 2015-2020.



The following guidance is issued under Section 182 of the Act in respect of steps to promote the licensing objectives:

### **Steps to promote the licensing objectives**

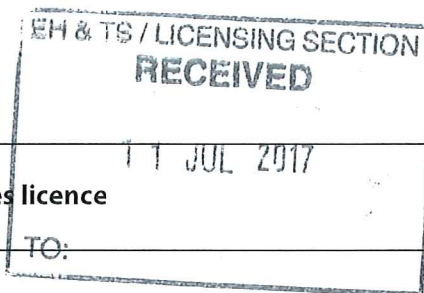
- 8.38 In completing an operating schedule, applicants are expected to have regard to the statement of licensing policy for their area. They must also be aware of the expectations of the licensing authority and the responsible authorities as to the steps that are appropriate for the promotion of the licensing objectives, and to demonstrate knowledge of their local area when describing the steps they propose to take to promote the licensing objectives. Licensing authorities and responsible authorities are expected to publish information about what is meant by the promotion of the licensing objectives and to ensure that applicants can readily access advice about these matters. However, applicants are also expected to undertake their own enquiries about the area in which the premises are situated to inform the content of the application.
- 8.39 Applicants are, in particular, expected to obtain sufficient information to enable them to demonstrate, when setting out the steps they propose to take to promote the licensing objectives, that they understand:
- the layout of the local area and physical environment including crime and disorder hotspots, proximity to residential premises and proximity to areas where children may congregate;
  - any risk posed to the local area by the applicants' proposed licensable activities; and
  - any local initiatives (for example, local crime reduction initiatives or voluntary schemes including local taxi-marshalling schemes, street pastors and other schemes) which may help to mitigate potential risks.
- 8.40 Applicants are expected to include positive proposals in their application on how they will manage any potential risks. Where specific policies apply in the area (for example, a cumulative impact policy), applicants are also expected to demonstrate an understanding of how the policy impacts on their application; any measures they will take to mitigate the impact; and why they consider the application should be an exception to the policy.
- 8.41 It is expected that enquiries about the locality will assist applicants when determining the steps that are appropriate for the promotion of the licensing objectives. For example, premises with close proximity to residential premises should consider what effect this will have on their smoking, noise management and dispersal policies to ensure the promotion of the public nuisance objective. Applicants must consider all factors which may be relevant to the promotion of the licensing objectives, and where there are no known concerns, acknowledge this in their application.
- 8.42 The majority of information which applicants will require should be available in the licensing policy statement in the area. Other publicly available sources which may be of use to applicants include:
- the Crime Mapping website;
  - Neighbourhood Statistics websites;
  - websites or publications by local responsible authorities;
  - websites or publications by local voluntary schemes and initiatives; and
  - on-line mapping tools.

- 8.43 While applicants are not required to seek the views of responsible authorities before formally submitting their application, they may find them to be a useful source of expert advice on local issues that should be taken into consideration when making an application. Licensing authorities may wish to encourage co-operation between applicants, responsible authorities and, where relevant, local residents and businesses before applications are submitted in order to minimise the scope for disputes to arise.
- 8.44 Applicants are expected to provide licensing authorities with sufficient information in this section to determine the extent to which their proposed steps are appropriate to promote the licensing objectives in the local area. Applications must not be based on providing a set of standard conditions to promote the licensing objectives and applicants are expected to make it clear why the steps they are proposing are appropriate for the premises.
- 8.45 All parties are expected to work together in partnership to ensure that the licensing objectives are promoted collectively. Where there are no disputes, the steps that applicants propose to take to promote the licensing objectives, as set out in the operating schedule, will very often translate directly into conditions that will be attached to premises licences with the minimum of fuss.
- 8.46 For some premises, it is possible that no measures will be appropriate to promote one or more of the licensing objectives, for example, because they are adequately covered by other existing legislation. It is however important that all operating schedules should be precise and clear about the measures that are proposed to promote each of the licensing objectives.





**Herefordshire**  
**Application to vary a premises licence**  
**Licensing Act 2003**



For help contact  
[licensing@herefordshire.gov.uk](mailto:licensing@herefordshire.gov.uk)  
 Telephone: 01432 261761

\* required information

**Section 1 of 18**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference  This is the unique reference for this application generated by the system.

Your reference  You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?  
 Yes  No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

\* First name

\* Family name

\* E-mail

Main telephone number  Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:  
 Applying as a business or organisation, including as a sole trader  
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

Is your business registered in the UK with Companies House?  Yes  No

Is your business registered outside the UK?  Yes  No

Business name  If your business is registered, use its registered name.

VAT number   Put "none" if you are not registered for VAT.

Legal status

Note: completing the Applicant Business section is optional in this form.

*Continued from previous page...*

Your position in the business

Home country

The country where the headquarters of your business is located.

**Business Address**

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Section 2 of 18**

**APPLICATION DETAILS**

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

\* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

Address     OS map reference     Description

**Postal Address Of Premises**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Premises Contact Details**

Telephone number

Continued from previous page...

Non-domestic rateable value of premises (£)

13,000

### Section 3 of 18

#### VARIATION

Do you want the proposed variation to have effect as soon as possible?  Yes  No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes  No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

#### Describe Briefly The Nature Of The Proposed Variation

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

Mr Chips is a fish and chip shop , located near to the City Centre of Hereford.

### Section 4 of 18

#### PROVISION OF PLAYS

See guidance on regulated entertainment

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes  No

### Section 5 of 18

#### PROVISION OF FILMS

See guidance on regulated entertainment

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes  No

### Section 6 of 18

#### PROVISION OF INDOOR SPORTING EVENTS

<p><i>Continued from previous page...</i></p> <p>Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?</p> <p><input type="radio"/> Yes                      <input checked="" type="radio"/> No</p>	<p>See guidance on regulated entertainment</p>
<p><b>Section 7 of 18</b></p>	
<p><b>PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS</b></p>	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?</p> <p><input type="radio"/> Yes                      <input checked="" type="radio"/> No</p>	
<p><b>Section 8 of 18</b></p>	
<p><b>PROVISION OF LIVE MUSIC</b></p>	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide live music be subject to change if this application to vary is successful?</p> <p><input type="radio"/> Yes                      <input checked="" type="radio"/> No</p>	
<p><b>Section 9 of 18</b></p>	
<p><b>PROVISION OF RECORDED MUSIC</b></p>	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide recorded music be subject to change if this application to vary is successful?</p> <p><input type="radio"/> Yes                      <input checked="" type="radio"/> No</p>	
<p><b>Section 10 of 18</b></p>	
<p><b>PROVISION OF PERFORMANCES OF DANCE</b></p>	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide performances of dance be subject to change if this application to vary is successful?</p> <p><input type="radio"/> Yes                      <input checked="" type="radio"/> No</p>	
<p><b>Section 11 of 18</b></p>	
<p><b>PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE</b></p>	
<p>See guidance on regulated entertainment</p> <p>Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?</p> <p><input type="radio"/> Yes                      <input checked="" type="radio"/> No</p>	
<p><b>Section 12 of 18</b></p>	
<p><b>PROVISION OF LATE NIGHT REFRESHMENT</b></p>	

Continued from previous page...

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

Indoors  Outdoors  Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Continued from previous page...

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the provision of late night refreshment at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

On bank holidays until 4:30 the next day

new years eve until 4:30 the next day

### Section 13 of 18

#### SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

Yes

No

### Section 14 of 18

#### ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

N/A

### Section 15 of 18

#### HOURS PREMISES ARE OPEN TO THE PUBLIC

##### Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

Continued from previous page...

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

restriction to the times in which we can open

I have enclosed the premises licence

**Continued from previous page...**

I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

only hard copy

## Section 16 of 18

### LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

SIA door staff on a Risk Assessed Basis on Fridays and 2 SIA staff from 22:00 until end of licensable activities on Fridays, Saturdays and Sundays, before Bank Holidays, and ongoing staff training and development.

b) The prevention of crime and disorder

1. CCTV will be provided in the form of a recordable system, capable of providing pictures of evidential quality in all lighting conditions, particularly concerning facial recognition. Cameras shall encompass all ingress and egress to the premises, fire exits, outside areas, and all areas where the sale/supply of alcohol occurs. Equipment must be maintained in good working order, be correctly timed and date stamped. Recordings must be kept in date order, numbered sequentially and kept for a period of 31 days, and handed to Police, Herefordshire Trading Standards or an authorised Local Authority Officer on reasonable demand.

The Premises Licence Holder must ensure at all times that a DPS or appointed member of staff is capable and competent at downloading CCTV footage in a re-playable media format. The recording equipment and recorded data shall be kept in a secure environment under the control of the DPS or other responsible named individual. A daily log must be maintained, endorsed by signature, indicating that the system has been checked and is operating correctly. In the event of any system failures, all remedial activity shall also be recorded within that same log. In the event of technical failure of the CCTV equipment, the Premises Licence Holder or DPS must report that failure to the Police 'Herefordshire Harm Hub' via 101.

2. An incident book must be maintained at the premises. Therein incident log records will be retained for a period of 12 months from the date it occurred. It will be made immediately available on request to an 'Authorised Person' (as defined by s13 of the Licensing Act 2003) a Herefordshire Trading Standards Officer or the Police. It should record the following:

- (a) all crimes reported to the venue
- (b) all ejections of disorder
- (c) any complaints received
- (d) any incidents of disorder
- (f) any faults in the CCTV system or searching equipment or scanning equipment
- (h) any visit by a relevant authority or emergency service

3a. The Premises Licence Holder or DPS or a person nominated by them in writing for the purpose will employ 2 SIA door staff after 23:00 hrs until close of licensable activities on Fridays, Saturdays and Sundays before Bank Holidays.

3b. The Premises Licence Holder or DPS or a person nominated by them in writing for the purpose will maintain a Register of SIA staff, their names and addresses, SIA badge numbers, and times on & off duty. This register shall be in writing and shall be made immediately available on request to an 'authorised person' (as defined by Section 13 of the Licensing Act 2003) or the Police.

c) Public safety

- 1. All staff shall wear clothing which identifies them as members of staff of the premises.
- 2. First Aid: A HSE Compliant Industrial High Response First Aid Kit for 21-50 people shall be kept fully stocked at the premises and kept behind the bar. Such kit shall contain: 1 x Guidance Leaflet, 60 x Washproof Plasters, 6 x Eye Pads with



**Continued from previous page...**

Bandage, 8 x Triangular Bandages, 12 x Safety Pins, 16 x Assorted Sterile Dressings, 20 Moist Wipes, 3 Pairs Disposable Gloves.

3. Electrical & Gas Installations: All electrical wiring and distribution systems shall be tested at least once a year and signed off by a competent person whose name is shown within the Local Authority Building Control Part P Competent Persons Register. The sign off certificate shall be produced to an 'Authorised Person' (as defined by Section 13 of the Licensing Act 2003) or Police on demand.

4. Any and all gas appliances used in the premises must be tested at least once a year and signed off by a competent person whose name appears within the current Gas Safety register (GSR). The sign off certificate shall be produced to an 'Authorised Person' (as defined by Section 13 of the Licensing Act 2003) or Police on demand.

5. Maintenance, Repair and Cleanliness: All parts of the premises and all fixtures and fittings therein including seating, door fastenings, notices, floors, carpets and furniture shall be kept clean and maintained in good order.

6. Disabled people: When disabled people are present, arrangements must exist to enable their safe evacuation in the event of an emergency. Details of the arrangements shall be recorded in writing and shall be made immediately available to an 'Authorised Person' (as defined by Section 13 of the Licensing Act 2003) or the Police on demand.

7. Disabled people on the premises must be made aware of the evacuation procedure.

8. Lighting: In the absence of adequate daylight, the lighting in any area accessible to the public, members or guests shall be sufficient to enable people to move about safely.

9. Capacity limits: The maximum permitted numbers of persons in the premises including staff shall not exceed the numbers set within the fire risk assessment for the premises.

**d) The prevention of public nuisance**

1. Noise or vibration shall not emanate from the premises so as to cause a nuisance.

2. The Premises Licence Holder or DPS or the responsible person must immediately comply with any request to adjust noise levels/ frequency spectra made by an 'Authorised Person' (as defined by Section 13 of the Licensing Act 2003) or the Police.

3. Prominent, clear and legible signage (in not less than 32 font bold) shall be displayed at all exits to the premises requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

4. No noxious smell emanating from the premises shall cause a nuisance to nearby properties.

5. Light pollution: Lighting outside premises including flashing lights shall not cause a nuisance to nearby properties, unless written consent has been obtained from the police to the effect that such lighting is necessary to promote the crime prevention objective.

6. no waste such as bottles or refuse shall be placed outside the premises between 10pm and the end of the licensable activities.

**e) The protection of children from harm**

1.No adult entertainment or services or activities may take place at the premises. (Adult Entertainment includes, but is not restricted to, such entertainment or services which would generally include topless bar staff, striptease, lap dancing, pole dancing, performances involving feigned violence or horrific incidents, feigned or actual sexual acts or fetishism, or entertainment involving strong or offensive language).

**Section 17 of 18**

**NOTES ON REGULATED ENTERTAINMENT**

**Continued from previous page...**

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

**Continued from previous page...**

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

**Section 18 of 18**

**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Variation Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £87000	£315.00
Band D - £87001 to £125000	£450.00*
Band E - £125001 and over	£635.00*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £125000	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39999	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

\* Fee amount (£)

**DECLARATION**

I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the

**Continued from previous page...**

\* licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

\* Capacity

\* Date  /  /   
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/herefordshire/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**OFFICE USE ONLY**

Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

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**LICENSING ACT 2003**  
**Part A - Premises Licence**

**Premises licence number PR00970 (Transfer)**

**Part 1 - Premises details**

Postal address of premises, or if none, ordnance survey map reference or description <b>MR CHIPS</b> <b>17 COMMERCIAL ROAD</b>	
Post town <b>HEREFORD</b>	Postcode <b>HR1 2BB</b>
Telephone number <b>01432 378229</b>	

Where the licence is time limited the dates <b>Not applicable</b>
--

Licensable activities authorised by the licence <b>Provision of refreshment or alcohol</b> <b>1. Provision of late night refreshment (Indoors)</b>
--

The times the licence authorises the carrying out of licensable activities <b>Monday-Wednesday: 10:00 - 00:00</b> <b>Thursday, Sunday: 10:00 - 01:00</b> <b>Friday-Saturday: 10:00 - 01:30</b>  <b>Non Standard Hours</b> <b>Non standard timings: None</b>  <b>Seasonal variations: None</b>
---

The opening hours of the premises <b>Monday-Wednesday: 10:00 - 00:00</b> <b>Thursday, Sunday: 10:00 - 01:00</b> <b>Friday-Saturday: 10:00 - 01:30</b>  <b>Non standard timings: None</b>  <b>Seasonal variations: None</b>
---

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies <b>Not applicable</b>
---

**Part 2**

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

**Mandeep Singh Boyal**



xxxxxxxxx

xxxxxxxxxxxxxxxxxxxxx

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

**Not applicable**

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

**Not applicable**

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

**Not applicable**

## **Annex 1 - Mandatory conditions:**

### **Door supervision**

Each individual required to carry out a security activity must be licensed by the Security Industry Authority

## **Annex 2 - Conditions consistent with the operating Schedule**

### **Licensing Objectives**

#### **General:**

STAFF TRAINING TO ENSURE A SAFE CUSTOMER AND WORKING ENVIRONMENT.

#### **Prevention of Crime:**

CCTV.

The provision of CCTV which meets the requirements and expectations of the Licensing Authority and Police.

The provision of a terminal hour for all licensable activities of 0130 Hours.

#### **Public Safety:**

1. Representatives of the Fire Authority and Police and authorised officers of the Licensing Authority shall be allowed at all times to enter the Licensed premises in order for them to execute their duties and in particular ensuring compliance with the these and any other relevant conditions.
2. The Fire Brigade shall be called at once to any outbreak or suspected outbreak of fire, however slight, and details thereof shall be recorded in a logbook. Suitable notices shall be prominently displayed indicating how the Brigade can be summoned.
3. Portable fire appliances shall be inspected at least once a year in accordance with the relevant British Standard and the date of the inspection clearly marked on the appliance or on a stout tab securely attached to it. Extinguishers, which incorporate an antifreeze agent, shall be inspected and recharged in compliance with the manufacturer's instructions.
3. Any fire alarm system shall be maintained in satisfactory working order. The system shall be maintained and serviced in accordance with BS 5839 and tested regularly in accordance with conditions imposed by the Council. All checks, tests and defects shall be recorded in the logbook.
4. Adequate and appropriate supply of first aid equipment and materials is available on the premises.
5. A current inspection certificate shall be held for all electrical installations in accordance with BS 7671 and BS5266-1
6. Any gas installation or appliance shall be examined, and shall hold a current safety certificate signed by, a member of the Council for Registered Gas Installers (CORGI).
7. No serviettes, straws, cutlery or other eating utensils shall be stored in the customer area after 11pm

#### **Prevention of Public Nuisance:**

LITTER BIN IN FRONT OF SHOP

1. The extraction/filtration system shall be fitted in the kitchen/cooking area and shall be maintained in a good state of repair and in clean condition.
2. No noxious smells shall be emitted from the premises at any time so as to cause a nuisance

#### **Protection of Children: Not applicable**

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

#### **HOURS OF LICENSABLE ACTIVITY**

	<b>Late night refreshment</b>	<b>Open to the public</b>
Monday	1000 - 2400	1000 - 2400
Tuesday	1000 - 2400	1000 - 2400
Wednesday	1000 - 2400	1000 - 2400
Thursday	1000 - 0100	1000 - 0100
Friday	1000 - 0130	1000 - 0130
Saturday	1000 - 0130	1000 - 0130
Sunday		

#### **CONDITIONS**

The application was granted in respect of the hours of operation of the licensable activities described in the box above together with the following conditions

- The mandatory conditions of The Licensing Act 2003.
- All conditions agreed with the Environmental Health Department.
- All conditions recommended by the West Mercia Police Authority.

#### **Annex 4 - Plans**

As attached



**LICENSING ACT 2003**  
**Part B - Premises licence summary**

**Premises licence number PR00970 (Transfer)**

**Premises details**

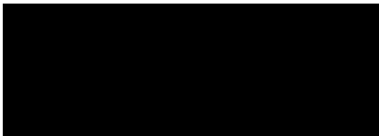
Postal address of premises, or if none, ordnance survey map reference or description <b>MR CHIPS</b> <b>17 COMMERCIAL ROAD</b>	
Post town <b>HEREFORD</b>	Post code <b>HR1 2BB</b>
Telephone number <b>01432 378229</b>	

Where the licence is time limited the dates <b>Not applicable</b>
--

Licensable activities authorised by the licence <b>Provision of refreshment or alcohol</b> <b>1. Provision of late night refreshment (Indoors)</b>
--

The times the licence authorises the carrying out of licensable activities <b>Monday-Wednesday: 10:00 - 00:00</b> <b>Thursday, Sunday: 10:00 - 01:00</b> <b>Friday-Saturday: 10:00 - 01:30</b>  <b>Non standard timings: None</b>  <b>Seasonal variations: None</b>
--

The opening hours of the premises <b>Monday-Wednesday: 10:00 - 00:00</b> <b>Thursday, Sunday: 10:00 - 01:00</b> <b>Friday-Saturday: 10:00 - 01:30</b>  <b>Non standard timings: None</b>  <b>Seasonal variations: None</b>
---

Name, (registered) address of holder of premises licence <b>Mandeep Singh Boyal</b> 
---

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

**Not applicable**

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

**Not applicable**

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

**Not applicable**

State whether access to the premises by children is restricted or prohibited

**Licensing Conditions: Not applicable**

**Licensing Objectives: Not applicable**

**NOT PROTECTIVELY MARKED**

West Mercia Police are in receipt of an application to vary the premises licence for **Mr Chips, Commercial Road, Hereford.**

This premises is licensed for late night refreshment.

The applicant seeks to extend the operating hours until 0430hrs on certain days of the week and has put forward conditions to promote the licensing objectives.

(From reading the application - in particular part 3 - the applicant has failed to address the requirement to describe the nature of the proposed variation.

The location of this premises is within the cumulative impact policy area - contained in Herefordshire Councils Licensing Policy - identified as high risk of crime and disorder matters due to the concentration of licensed premises. This fact has not been identified by the application - who additionally has not stated how this application will not undermine this special policy and what steps will be taken to further promote the licensing objectives.

Additionally from reviewing the submissions made by the applicant they appear to be a 'cut and past' of conditions contained in the model pool of conditions contained in Herefordshire Councils Licensing Policy. There appears to be a lack of attention to detail as some of the conditions refer to 'DPS' - a term used for premises licensed to sell/supply alcohol and additionally those submissions regarding door supervisors are unclear/ambiguous as they mention 'risk assessed basis', 'start at 2300hrs' and 'start at 2200hrs'.

This lack of attention to detail indicates a lack of understanding of the licensing objectives and the special policy.

**West Mercia Police OBJECT to this application as to grant it will undermine the licensing objective of the prevention of crime and disorder.**

Additional information to support the police objection will be provided if this matter progresses to a regulatory hearing.

Regards

Jim Mooney (on behalf of Ps 3456 Reynolds)  
Harm Reduction/Community Safety Dept.,  
Licensing & Harm Reduction Coordinator,  
Policing Unit - Herefordshire,  
West Mercia Police.  
DDI 01432 347102  
Switchboard '101' x 4702

[james.mooney@westmercia.pnn.police.uk](mailto:james.mooney@westmercia.pnn.police.uk)

[In Herefordshire we protect people from harm](#)

[#destinationHereford](#)

The information contained is shared under the provisions of the Crime and Disorder Act. It is shared between appropriate agencies for the purpose of reducing and dealing with criminal and anti-social behaviour. Once in the hands of a new agency it is the responsibility of that agency to protect the information under its own Data Protection Provisions.



*Annex 1: Summary of Special Cumulative Impact Policy*

*These pages deal with the special policy which affects Hereford City Centre.*

**ANNEX 1**

**SPECIAL CUMULATIVE IMPACT POLICY**

- A1** The Council recognises that the cumulative effect of licensed premises may result in adverse effects on the licensing objectives and amenity and this in turn may have a number of undesirable consequences, for example:
- An increase in crime against both property and persons;
  - An increase in noise and disturbance to residents;
  - Traffic congestion and/or parking difficulties;
  - Littering and fouling.
- A2** The licensing policy is not the only means of addressing such problems. Other controls include:
- planning controls
  - CCTV
  - provision of transport facilities including Taxi Ranks
  - Late Night Levy
  - Early Morning Restriction Orders (EMRO's)
  - Designated Public Places Orders
  - police powers
  - closure powers
  - positive measures to create safer, cleaner and greener spaces
- A3** Where the Council recognise there is such a cumulative effect it will consider adopting a specific Cumulative Impact Policy for an area if this proves necessary.
- A4** The Guidance to the Act states that the cumulative impact of licensed premises on the promotion of their licensing objectives is a proper matter

for a licensing authority to consider in developing its Statement of Licensing Policy.

**A5** In accordance with the Guidance the Council consulted on the proposal for Cumulative Impact Zones in the area identified as part of the wider consultation on the council's revision of its Statement of Licensing Policy during 2010. Consultation was therefore specifically undertaken with:

- The Responsible Authorities
- Licensees and those representing licensees
- Local Residents and Businesses
- Those representing local residents and businesses.

**A6** In considering whether to adopt such a Policy for the areas, the council took the following steps as recommended by the Guidance:

- Gather crime and disorder statistics, ambulance service statistics, data from A & E and such other statistics that may be appropriate
- Identify serious and chronic concern from a responsible authority or from residents or local businesses (or their representatives) concerning nuisance and/or disorder;
- Identify the area in which problems are arising and the boundaries of that area

**A7** As a result the Council has designated the following areas within Herefordshire as being subject to a special Cumulative Impact Policy:

- Commercial Road full length (both sides) from its junction with Aylestone Hill to its junction with Blueschool Street and Bath Street – a point known as Commercial Square.
- Commercial Square, all sides and in all directions.
- Bath Street (both sides) east 50m from its junction with Commercial Square.
- Union Street (both sides) full length, both to South to St Peter's Square.
- Gaol Street (both sides) from its junction with Union Street East to a point East and starting at the private car park of Hereford Police Station.
- St Peter's Square East into St Owen Street (both sides) for a distance of 150m (opposite Hereford Town Hall).
- St Peter's Square to St Peter's Street – both sides of the streets.

- St Peter's Street to High Town pedestrian precinct – all sides and in all directions.
- High Town pedestrian precinct from its junction with High Street towards Widemarsh Street – all sides of all streets
- Widemarsh Street (both sides) north to its junction with Newmarket Street and Blueschool Street – commonly known as 'Wellington Corner'. Both sides of the streets and in all directions.
- Blueschool Street (both sides) from its junction with Newmarket Street and Widemarsh Street at a point commonly known as 'Wellington Corner' to its junction with Commercial Square
- All streets and locations enclosed within this defined area (as indicated in the shaded area of map Appendix A)

**A8** A summary of the evidence of the problems being experienced is attached to the bottom of this policy. The Licensing Authority are of the opinion based on the evidence that the number of licensed premises in the above areas adversely affect the promotion of the licensing objectives of:

- Prevention of Crime and Disorder
- Public Safety
- Prevention of Public Nuisance
- Protection of Children from Harm

**A9** Whilst the summary of the evidence was mainly based on crime and disorder, this Council is of the opinion that such crime and disorder also materially and severely affects the promotion of the other licensing objectives in the above areas.

**A10** The effect of the Cumulative Impact Policy is that it creates a rebuttable presumption that application within the cumulative impact area will normally be refused: -

1. Where relevant representations are received against any:  
New applications for Premises Licences, Club Premises Certificates or Provisional Statement, or Variation applications for an existing Premises Licences or Club Premises Certificates
2. Where the police have issued an objection notice in respect of a Temporary Event Notice

**A11** However, this Policy will not prevent applications in the above areas. Each case will be decided on its own merits, but applicants will have to comprehensively demonstrate in their application that it will not add to existing problems in the area.

**A12** The special policy will apply to all the licensable activities of:

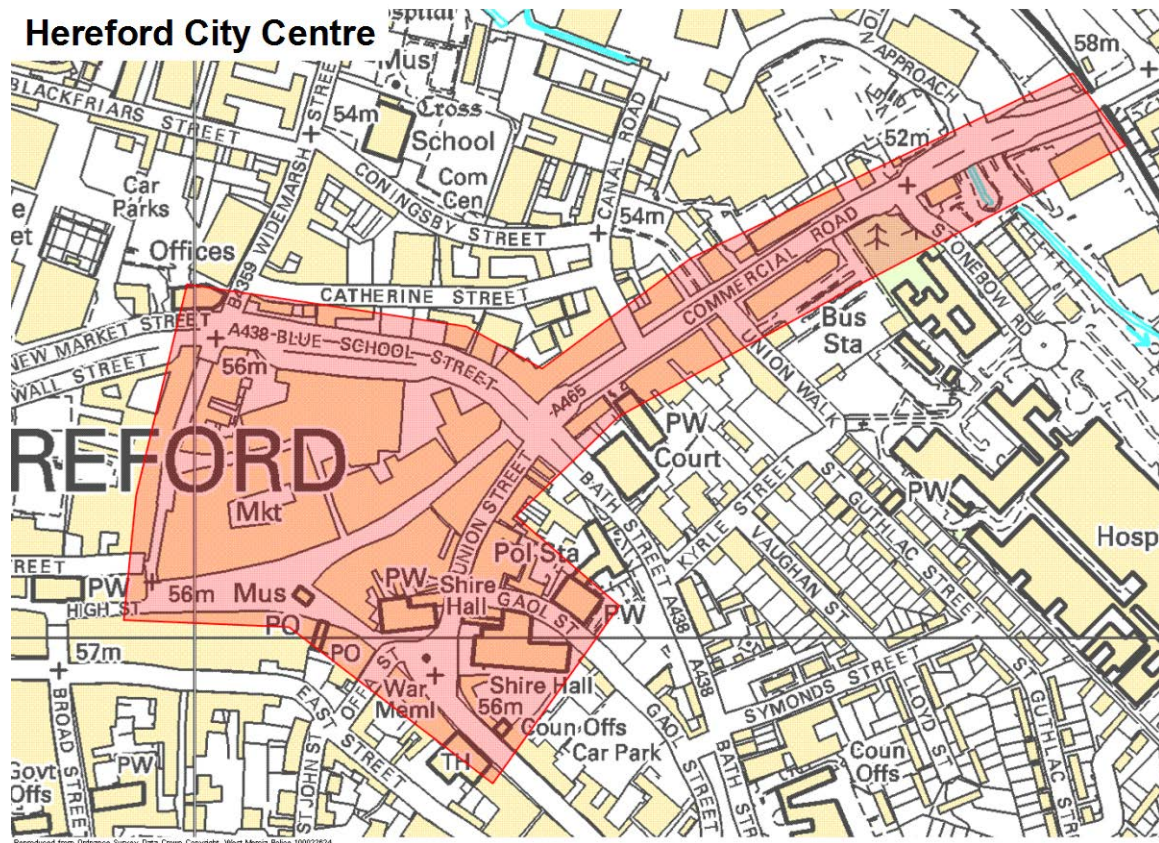
- The sale by retail of alcohol,
- The supply of alcohol by or on behalf of a club to, or to the order of a member of the club,
- Regulated entertainment, and
- The provision of late night refreshment



## Summary of Crime and Disorder in Hereford - extended Cumulative Impact Zone 2013. Version 2 (March 2013)

### 1.0 Overview

This document is an assessment of crime and disorder within the area outlined in red on the map below. The streets within the area are either within the existing Hereford Cumulative Impact Zone (CIZ) or within the proposed extension to that zone.



### 2.0 Incidents

**In the 12 months between 1 January and 31 December 2010** there were a total of 1003 incidents of relevant crime or disorder<sup>1</sup> reported in the area outlined above, of these, 229 incidents went on to be crimed (23%). Of the 1003 incidents 636 (63%) occurred between the hours of 18:00hrs and 04:00hrs, 157 of these went on to be crimed (25%).

**In 2011** there were a total of 942 incidents, 201 went on to be crimed (21%). 611 (65%) occurred between 18:00hrs and 04:00hrs, 147 of these went on to be crimed (24%).

<sup>1</sup> Incident types included are; Anti-social Behaviour, assaults, criminal damage, drug offences, sexual offences, public order offences, collapse/illness/injury, concern for safety, licensing, suspicious circumstances.

This shows that, over both years, incidents occurring overnight are slightly more likely to be crimed and thus could be deemed to be more harmful.

**In 2012** there were a total of 1014 relevant incidents, 222 of which have been crimed (22%). There have been 666 overnight incidents (66%), of which 147 have been crimed (22%).

The annual totals for last year show that two thirds of incidents in this area occur between 18:00hrs and 04:00hrs but in 2012 those incidents occurring in that time bracket are as likely not *more* likely to be crimed (as in previous years).

**In January 2013** there were 64 incidents, 10 of which have been crimed (16%). 41 incidents occurred overnight, 6 of which were crimed (15%).

The incident types and their relative proportions are shown in the two tables below. The first shows incidents occurring throughout the day, the second shows only those occurring between 18:00hrs and 04:00hrs.

**Table of all call types throughout the day (all relevant incidents of crime and disorder 2010- January 2013)**

Primary Result Description	Number of Incidents 2010	Number of Incidents 2011	Number of Incidents 2012	Number of Incidents Jan 2013	% of total incidents 2010	% of total incidents 2011	% of total incidents 2012	% of total incidents 2013
ASB	475	416	448	27	47.36%	44.16%	44.18%	42.19%
Suspicious Circumstances	187	216	258	17	18.64%	22.93%	25.44%	26.56%
Assaults	87	72	94	7	8.67%	7.64%	9.27%	10.94%
Concern for Safety	73	127	129	9	7.28%	13.48%	12.72%	14.06%
Collapse/Injuries/Injury	67	14	0	0	6.68%	1.49%	0.00%	0.00%
Criminal Damage	61	47	37	2	6.08%	4.99%	3.65%	3.13%
Public Order Offence	32	31	22	1	3.19%	3.29%	2.17%	1.56%
Drug Offences	13	16	21	0	1.30%	1.70%	2.07%	0.00%
Sexual Offence	7	2	5	1	0.70%	0.21%	0.49%	1.56%
Licensing	1	1	0	0	0.10%	0.11%	0.00%	0.00%
<b>Total</b>	<b>1003</b>	<b>942</b>	<b>1014</b>	<b>64</b>	<b>100.00%</b>	<b>100.00%</b>	<b>100.00%</b>	<b>100.00%</b>

**Table of overnight relevant call types (18:00hrs to 04:00 hrs) 2010- January 2013**

Primary Result Description	Number of Incidents 2010	Number of Incidents 2011	Number of Incidents 2012	Number of Incidents Jan 2013	% of total incidents 2010	% of total incidents 2011	% of total incidents 2012	% of total incidents 2013
ASB	328	293	328	19	51.57%	47.95%	49.25%	46.34%
Suspicious Circumstances	92	114	138	11	14.47%	18.66%	20.72%	26.83%
Assaults	65	54	62	4	10.22%	8.84%	9.31%	9.76%
Concern for Safety	30	73	77	5	4.72%	11.95%	11.56%	12.20%
Collapse/Illness/Injury	45	8	0	0	7.08%	1.31%	0.00%	0.00%
Criminal Damage	31	29	21	1	4.87%	4.75%	3.15%	2.44%
Public Order Offence	26	26	17	1	4.09%	4.26%	2.55%	2.44%
Drug Offences	13	12	21	0	2.04%	1.96%	3.15%	0.00%
Sexual Offence	5	1	2	0	0.79%	0.16%	0.30%	0.00%
Licensing	1	1	0	0	0.16%	0.16%	0.00%	0.00%
<b>Total</b>	<b>636</b>	<b>611</b>	<b>666</b>	<b>41</b>	<b>100.00%</b>	<b>100.00%</b>	<b>100.00%</b>	<b>100.00%</b>

Within the CIZ ASB and drug offences are more likely to occur between the hours of 18:00hrs and 04:00hrs. Assaults and criminal damage are as likely to occur as during the day.

This table shows how the 1954 overnight relevant incidents within the period 1 January 2010 to 31 January 2013 are distributed over the week and throughout the night; as expected the peak times for calls are weekends 23:00hrs to 02:00hrs:

Hour	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Total
<b>1800</b>	15	8	16	8	17	14	11	<b>89</b>
<b>1900</b>	15	21	14	19	14	27	12	<b>122</b>
<b>2000</b>	14	12	16	19	15	19	22	<b>117</b>
<b>2100</b>	16	22	18	11	35	33	28	<b>163</b>
<b>2200</b>	20	19	24	17	26	35	27	<b>168</b>
<b>2300</b>	23	20	23	41	73	63	29	<b>272</b>
<b>0000</b>	37	19	15	32	31	85	89	<b>308</b>
<b>0100</b>	18	18	24	24	38	77	98	<b>297</b>
<b>0200</b>	15	9	12	13	14	89	84	<b>236</b>
<b>0300</b>	5	4		4	20	75	74	<b>182</b>
<b>Grand Total</b>	<b>178</b>	<b>152</b>	<b>162</b>	<b>188</b>	<b>283</b>	<b>517</b>	<b>474</b>	<b>1954</b>

Of the 1954 incidents over the period, 909 have been given the “alcohol involved” incident marker (47%).

### 3.0 Crime

Over the period 1<sup>st</sup> January 2010 to 31<sup>st</sup> January 2013 there were 452 incidents (18:00hrs to 04:00hrs) within the area under review that went on to receive an external crime number. Of these 35 were no crimed.

The table below shows the most common offence types (of which there have been four or more offences within the period). The offences in the table account for 79% to 87% of the crime committed in the area within the period and whilst the relative proportions remain largely similar there have been small increases in assault (ABH), criminal damage (to building – not dwelling), common assault, GBH (without intent), criminal damage (vehicle), possession of cannabis and cocaine and assault police officer.

The totals and percentages for January 2013 are shown for completeness.

Short Offence Title	2010	2011	2012	2013	% of offences 2010	% of offences 2011	% of offences 2012	% of offences 2013
Assault (ABH)	37	29	35	0	25%	22%	30%	0%
Using disorderly Behaviour	26	14	5	0	18%	11%	4%	0%
Criminal damage (not dwelling)	18	15	13	1	12%	12%	11%	14%
Common assault	7	12	12	1	5%	9%	10%	14%
Criminal damage (other property)	7	8	3	0	5%	6%	3%	0%
Fear/provocation of violence (s4)	7	7	2	0	5%	5%	2%	0%
GBH (without intent)	5	4	7	1	3%	3%	6%	14%
Malicious wounding	4	8	4	1	3%	6%	3%	14%
Criminal damage (vehicle)	2	6	4	0	1%	5%	3%	0%
Possess class B - Cannabis	3	3	6	1	2%	2%	5%	14%
Possess class A - Cocaine	2	0	8	0	1%	0%	7%	0%
Affray	4	2	3	1	3%	2%	3%	14%
Attempt GBH	2	3	1	0	1%	2%	1%	0%
Assault police officer	0	2	3	0	0%	2%	3%	0%
Total	124	113	106	6	85%	87%	91%	86%
Others	22	17	11	1	15%	13%	9%	14%
Grand Total	146	130	117	7	100%	100%	100%	100%