

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

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 this 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.

You may wish to keep a copy of the completed form for your records.

I Police Sergeant 3456 Duncan REYNOLDS

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description Queens Arms Public House 4 Broad Street	
Post town Hereford	Post code (if known) HR4 9AP

Name of premises licence holder or club holding club premises certificate (if known) David POPE

Number of premises licence or club premises certificate (if known)

Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
- a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises

- d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr Mrs Miss Ms Other title (for example, Rev)

Surname

First names

Please tick yes

I am 18 years old or over

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address

West Mercia Police – Ps 3456 Duncan REYNOLDS
Harm Reduction Department
Hereford Police Station
Bath Street
Hereford. HR1 2HT

Telephone number (if any)

01432 347102

E-mail address (optional)

Licensing.herefordshire@westmercia.pnn.police.uk

This application to review relates to the following licensing objective(s)

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | <input type="checkbox"/> |
| 3) the prevention of public nuisance | <input type="checkbox"/> |
| 4) the protection of children from harm | <input checked="" type="checkbox"/> |

Please state the ground(s) for review (please read guidance note 1)

West Mercia Police are of the view that the premises licence holder (who is also the designated premises supervisor) for the Queens Arms Public House has failed to promote the licensing objectives by either knowingly or through neglect allowing adult entertainment to take place at the premises.

This is contrary to the condition contained within the premises licence and indicates activity that undermine the licensing objectives of the prevention of crime and disorder and the protection of children from harm

Please provide as much information as possible to support the application
(please read guidance note 2)

The Queens Arms public house is a historic licensed premises located in the city centre of Hereford. Its location is within site of the Hereford cathedral and All Saints Church – both of which are places of worship and iconic locations for local people and visitors to the city.

The premises is an old building with windows overlooking the main streets – in particular Broad Street – with one large picture window giving clear unobstructed view into the public area of the premises.

The premises licence holder is David Pope. He is also the designated premises supervisor. He has held these positions since 2010. It is the police view that Mr Pope is an experienced person with regards to running and operating licensed premises.

The premises licence for the Queens Arms has a number of conditions that are intended to promote the licensing objectives. These include the fact that no adult entertainment is allowed in the premises.

On Monday 25 April 2016, through a reliable source it was brought to the attention of the police that a 'male stripper' had performed at the premises on Saturday 23 April 2016. The police were provided a number of camera photographs of the activity inside the premises with members of the public present.

These photographs show a white male naked with his genitals exposed. He appears to have foam or soap on his body and in particular on his genitals.

On Tuesday 26 April 2016, the police attended the premises to discuss the issue with Mr Pope. It is right to point out that prior to this unarranged visit Mr Pope had not been in contact with the police or the licensing authority to discuss the activity – that is to explain it had taken place without his knowledge.

The police have created a record of this meeting which is part of the police submissions.

To assist I can say that the purpose of the visit was not disclosed initially and that Mr Pope volunteered that it was 'about the stripper' and that he knew nothing about it. It was established he was working and in the licensed area of the premises at the time of the incident, and that he had been told by customers whose names are not known that a group of women would be calling in during the evening. Mr Pope said he didn't see the male enter or see him stripping and that he wasn't aware of what had happened until it was over.

The meeting notes indicate that Mr Pope said he would not allow such behaviour, but only because he doesn't want it, not because it was excluded by his licence as it would undermine the licensing objectives.

The meeting indicate that Mr Pope was not being totally true with the police and that clearly he was not totally in control of the premises on the particular night.

Within 30 minutes of leaving the meeting, the police received information that as a result of the police visit a number of people had received messages to delete the photographic evidence as the 'police were on to them'.

Police enquiries have established that the party at the premises on the night in question were females and that some are employees who work at the venue. The police have not been able to establish who the male artist was, who booked him or through what agency. They have however established that the fee was £140 and that the females paid it on the night.

The police treat this type of illegal activity seriously when it is in breach of a licensed premises licence. It is clear that this activity would have been visible to anyone passing the premises or purely stepping through the door from the street. It is unknown whether any young people were present, but the possibility was there as it is clear that Mr Pope does not have structured recorded and audited control measures to ensure 'age verification' and to promote the licensing objective of the prevention of harm to children.

The view of the police is that Mr Pope is not fit and proper to be the designated premises supervisor for the Queens Arms.

The view of the police is not to request the revocation of the premises licence but to request that you grant this review and that you remove Mr Pope from the designated premises supervisor position and that conditions that promote the licensing objectives in a proportionate, achievable and enforceable manner are applied to the premises licence.

Please tick yes

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

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If you have made representations before relating to this premises please state what they were and when you made them

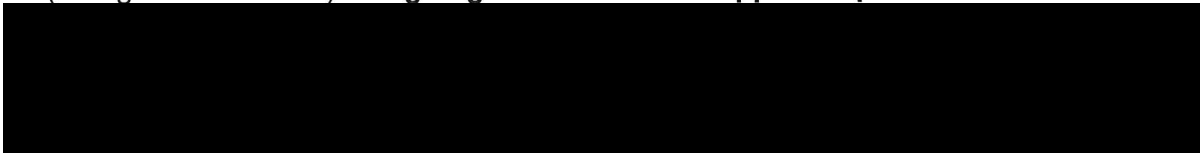
Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate x
- I understand that if I do not comply with the above requirements my application will be rejected x

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant’s solicitor or other duly authorised agent
(See guidance note 4). **If signing on behalf of the applicant please state in what**



Date SLM May 2016

Capacity Hereford Police Harm Reduction supervisor

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.