

GREATER MANCHESTER POLICE

SCHEDULE 8A

Application for the review of a premises licence under section 53A of the Licensing Act 2003 (premises associated with serious crime, serious disorder or both)

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. Police Constable Peter Eccleston 15913

(on behalf of) the chief officer of police for the 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.

OVERDRAUGHT, 28-30 BLACKBURN STREET

Post town: RADCLIFFE, BURY

Postcode: M26 1NQ

2. Premises licence details

Name of Premises licence holder (if known);

Alistair Scott Johnson

Number of Premises Licence PL0014

3. Certificate under section 53A(1)(b) of the Licensing Act 2003

I confirm that a certificate has been given by a senior member of the police force for the police area above, that in his opinion the above premises are associated with serious crime or serious disorder or both, and the certificate accompanies this application.

(Please tick the box to confirm)

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

Both Serious Crime & Serious Disorder.

At 00:16 hours on Saturday 6th January 2024, Greater Manchester Police attended reports of serious crime and serious disorder at Overdraught, 28-30 Blackburn Street, Radcliffe. As a result of this incident, two crimes were recorded for S.18 Assault (wounding with intent)

Through speaking to witnesses and reviewing CCTV footage. It has been established that at approximately 23:55hrs on the evening of Friday 5th January 2024, two unknown patrons, who have not been seen in the premises prior to that day where in conversation with two other regular customers outside the premises. The exact content of this conversation is unknown, however from the footage, it appears that something untoward may have been said which has resulted in the conversation escalating into serious violence.

I have reviewed the CCTV footage and although the incident is over with within seconds, one of the victims is punched continuously to the face and head and at one point one of the offenders appears to be making a stabbing motion with his hand at the back of the victim's head. The other victim and friend, tries to intervene and again he is attacked and punched in the head several times.

Although the external footage provided by the licensed premises is not the best quality you can see one of the offenders, loose grip of something which then drops to the floor during the attack and prior to making off from the scene, the same offender picks it back up again. Evidence obtained from witnesses and the victims suggest that the item dropped on the floor was a knife approximately two inches in length.

Both victims received injuries consistent with a bladed weapon being used. One victim received a 2cm cut to the left side of his face, close to the eye socket and a 6cm slash to his left arm, just below the elbow. The second victim received a 2cm laceration to the back of the head, close to the base of the skull which could have had the potential to permanently paralyse or even prove fatal if he was struck millimetres either side.

Certainly, one of the victims lost a substantial amount of blood and officers at the scene report seeing a substantial amount of blood within the premises toilets.

Both victims required hospital treatment and although one of the victims initially refused to attend hospital, he fell unconscious and unresponsive when he returned home at which point an Ambulance had to be called by family members.

A copy of the premises CCTV footage has been included with this application. Clip 1 shows one of the offenders who we believe has possession of the knife exiting the premises and waiting for the second offender to arrive after which both enter the premises (clip 2). Clip 3 shows both offenders exiting the premises approximately 10 minutes later and stood outside the premises. Clip 4 shows both victims and offenders outside the premises having a conversation which erupts into the serious crime and disorder. It also shows the offender dropping and picking up the knife prior to making off from the scene.

No door supervisors were on duty at the premises to prevent this incident occurring and having inspected the Premises License, there are no specific conditions within the license which commits the premises to employ SIA registered door supervisors on a weekly basis and more specifically at weekends when the licence extends to 2am.

Had door supervision been on duty, this incident may have been prevented whether that be intervening early to prevent the escalation in the first place and/or searching of patrons prior to entry, which would have prevented the presence of lethal weapon on licensed premises.

Given there isn't a substantial history of incidents reported to the police relating to this licensed premises, there is no intention to request a suspension or revocation of the current premises license and therefore it is the opinion of Greater Manchester Police that an expedited review is necessary to allow the licensing authority to review/amend the license conditions and prevent a reoccurrence of such serious crime and disorder.

Greater Manchester Police would like the Licensing Authority to consider the below amendments to the current premises license under the below licensing objectives.

PREVENTION OF CRIME AND DISORDER:

In addition to the current conditions, please consider:

1. A SIA registered door company will be employed by the License Holder / Designated Premises Supervisor. A minimum of two door supervisors will be employed between the times of 9pm until close of business every Friday, Saturday, Sunday of bank holidays and other keys dates throughout the year.
2. At the point of entry, every customer will be search by door supervisors and items such as drugs and weapons of any kind will be seized and the License Holder and/or designated premises supervisor will notify the police.
3. Security staff are to use their best endeavours to prevent persons loitering outside the premises.
4. An incident log (which may be electronically recorded) shall be kept at the premises for at least six months, and made available on request to the Police or an authorised officer of the licensing authority, which will record the following incidents including pertinent details:
 - (a) all crimes reported to the venue, or by the venue to the Police
 - (b) all ejections of patrons
 - (c) any incidents of disorder
 - (d) any faults in the CCTV system
 - (e) any visit by a relevant authority or emergency service
5. All licensable activity it to cease half an hour prior to closure to allow drinking up time and the safe dispersal of patrons.

PREVENTION OF PUBLIC NUISANCE:

In addition to the current conditions, please consider:

1. Management and staff are to use their best endeavours to prevent persons loitering outside the premises and to ensure that persons refused entry or ejected are asked to leave the vicinity of the premises.

PROTECTION OF CHILDREN FROM HARM:

With regards to item 13 of the current conditions, please consider amending to the below:

1. The premises will operate a "Challenge 25" proof of age policy and signage to this is to be prominently displayed within the premises. Persons who appear to be under the age of 25 must produce for thorough scrutiny by staff, proof of identity/age before being sold/supplied alcohol. Only a passport or photo-card driving licence or a proof of age card bearing the official 'PASS' accreditation hologram should be accepted as proof of age.

Signature of Applicant:

 PC 15913

Date: 10/01/2024

Capacity: Police Licensing Officer

Contact details for matters concerning this application:

Address; Bury Police Station, Dunster Rd, BL9 ORD

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