

LICENSING SECTION

RECEIVED

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

24 AUG 2011

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 Jonathan Webb

(Insert name of applicant)

apply for the review of a premises licence under section 51 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 Fountain Public House 52 Humberstone Gate	
Post town Leicester	Post code (if known) LE1 1WB
Name of premises licence holder or club holding club premises certificate (if known) Dympna Anne BRENNAN	
Number of premises licence or club premises certificate (if known) LEIPREM0633	

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

I am 18 years old or over

Please tick yes

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 PC1790 Jonathan Webb, Force Licensing Department Leicestershire Police, Mansfield House, 74 Belgrave Gate, Leicester LE1 3GG
Telephone number (if any) 101 Ext 6683
E-mail address (optional) jonathan.webb@leicestershire.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
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

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

On Monday 14th August 2017 at approximately 0945hrs a male has entered the premises.
The pub was open and trading and there were already a few customers sat at tables drinking alcohol.
The male has initially approached the bar and spoke to the female member of staff stood behind it.
The male places two large boxes on the bar in front of the staff member and from their actions it appears the male is offering the products in the boxes to her for purchase.
As she does not purchase the items the male turns to those customers sitting at the tables and in full view of the member of staff shows the boxes to them.
One of the customers then removes his wallet and passes a £10 to the male in exchange for the products.
The member of staff made no effort to remove the male selling the products from the premises.
She made no attempt to prevent the male from selling the products in the premises and failed to contact the police to inform them of the male selling the products.
The male was subsequently arrested as he left the premises by police officers.

CCTV can be produced showing the actions of the staff member and customers.

The female member of staff has failed to promote the licensing objective of preventing crime & disorder

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

The premises has long been associated with a place where items stolen by shoplifters are disposed of.

05/01/2015 - call was received into the Forces control room from a member of the public which stated "the Fountain is a haven for those selling stolen items"

08/06/2015 - call received from a member of the public stating that he had witnessed the sale of stolen meat at 1030hrs that morning in the pub. No receipts provided.

25/05/16 - intelligence received that a well known shoplifter was seen to approach the side fire exit door on Hill Street with a full carrier bag. After a few moments the door was opened by a female who having looked into the bag ushered the male inside.

05/12/2016 - visit to the premises by PC1790 Jonathan Webb to meet with the Premises Licence Holder Dymna BRENNAN. Topics discussed included the sale of stolen items on the premises and the anti social behaviour alleged against customers to her premises from local businesses. Advised regarding keeping a log of those suspected of selling stolen items and the need to keep the fire doors closed.

Whilst not wishing to restrict the decision of the Committee Leicestershire Police request that the following conditions be considered in order to promote the Licensing Objectives.

a) The licence holder will ensure that a cctv system is installed following advice from Leicestershire Police and maintained in accordance with the Commisioners Codes of Practice. The system must record at all times and images will be retained for a period of 31 days.

b) The licence holder must ensure there is always a member of staff present who is able to operate the cctv system and provide images to the Police and Responsible Authorities on request

c) The licence holder will maintain an incident book to record all incidents at the premises of crime and disorder, damage to property and personal injury.

d) All staff, whether paid or unpaid, will report to the police any incidents of people selling or trying to sell items to staff or customers which a normal person may perceive to be stolen. This must be at the time the alleged sale is taking place or as soon as operationally possible.

e) The licence holder will ensure that all staff, paid or unpaid, will receive training twice a year relating to Responsible Alcohol Retailing and the Licensing Act 2003. The training will be documented and signed for at the time by both trainer and trainee and these records will be retained for 2 years.

f)The licence holder will ensure that there is always a personal licence holder on duty at the premises.

h) The fire exit doors which exit onto HILL STREET will be secured at all times with a Fire Exit Security Seal. This will discourage the use of the fire doors in non-emergency situations.

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
- I understand that if I do not comply with the above requirements my application will be rejected

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 capacity.**

Signature



PC 1790

Date 21st August 2017

Capacity Licensing Officer Leicestershire Police

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.