



REV1

Entertainment Licensing, Leeds City Council, Civic Hall, Leeds, LS1 1UR

**Application for a 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 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 Cat Sanderson 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 club premises, or if none, ordnance survey map reference or description			
Trinity Wesley Square Pudsey			
Post town	Leeds	Post code	LS28 7AB

Name of premises licence holder or club holding club premises certificate (if known)
Trinity Pub Company

Number of premises licence or club premises certificate (if known)
PREM/02507/008



Part 2 – Applicant details

I am Please tick ✓ yes

- 1 An individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)
- 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)

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

Postcode

Daytime contact telephone number

Email address (optional)

(B) DETAILS OF OTHER APPLICANT

Name
Address
Telephone number (if any)
E-mail (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name	West Yorkshire Police
Address	Leeds District Licensing Department Leeds District Head Quarters Elland Road Leeds LS11 8BU
Telephone number (if any)	0113 385 9416
E-mail (optional)	catherine.sanderson@westyorkshire.pnn.police.uk

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

Please tick one or more boxes ✓

- | | | |
|----|--------------------------------------|---|
| 1. | the prevention of crime and disorder | X |
| 2. | public safety | X |
| 3. | the prevention of public nuisance | X |
| 4. | the protection of children from harm | X |

Please state the ground(s) for review (please read guidance note 2)

Trinity have drawn attention from West Yorkshire Police (WYP) for a considerable period of time, due to the nature and frequency of incidents which have occurred at the premises.

Meetings were being held with the venue to ensure that the licensing objectives were being met and to discuss issues which had arisen. Whilst trying to make contact with the designated premises supervisor (DPS), we were informed that the premises were under new ownership. Paperwork was received in early February 2014 to transfer the licence and change the DPS.

A meeting was held with the new DPS, Steve Thomas and it transpired that he assisted in the running of the club prior to the change in ownership, so was fully aware of the issues which had previously been experienced and discussed.

Calls for service appeared to be reduced under the new DPS' management and meetings were not required as frequently.

A routine licensing visit was carried out at the premises on 26th July 2014. During this visit it was established that a Paul Allan had started running the club. The DPS had unfortunately been diagnosed with a terminal illness and was struggling to fulfil his duties. A couple of issues were raised during this visit and advice was given.

Unfortunately the calls for service to WYP started to increase after this.

During August and September 2014 reports were being received in relation to assaults occurring at the premises. One of the most prevalent points noted within the complaints and from officers concerns, was the level of intoxication of customers.

One incident of note in relation to this issue was a report of rape. Whilst the offence did not happen at the venue, the complainant had been socialising in the club prior to the offence being committed

and officers advised that she was so heavily intoxicated that she could not remember anything after leaving the premises, therefore any sexual activity which took place could not have taken place with consent.

Only 2 weeks later, an email was received from a Sergeant who had attended a call to say he had attended a disorder incident outside the venue. Concerns were raised again about the levels of intoxication. It was explained that customers were leaving as the premises were closing for the evening and it was noted 'that a vast number of people leaving were not just drunk but extremely heavily intoxicated.' He went on to say that he 'saw at least 5 different people so drunk they were unable to stand and were being carried by others. Two unconnected people fell heavily down the steps'.

Due to the issues raised a meeting was arranged for the 14th October 2014.

Prior to the meeting taking place, a change of DPS notification came in. Paul Allan had now transferred to this position.

On the 11th October 2014 a serious incident occurred at the premises, a Section 18 wounding with intent. Customers called WYP reporting a fight involving approximately 10 people. It transpired that an assault had occurred inside the venue, where a male had sustained a head injury, so the premises closed immediately and threw their customers out which had caused them to be disgruntled. Door staff working at the time of the incident had allowed the suspect in the venue even though he was banned from the club, and when officers requested a statement the door man that was left on duty refused to give a statement. This is unacceptable.

A meeting was held where the DPS, PLH Mark Neave and a male called Michael Thornton, a manager at the premises, were present. The issues were raised and addressed in the meeting; door staff concerns, levels of intoxication and how to responsibly manage over inebriated customers. During this meeting concerns were raised about an advertised boxing event that had been held. The PLH advised that they employed several door staff for these events, due to an incident which had occurred a few weeks earlier, but the police had not been called and were not aware of the fight.

Again, only two weeks later, another Section 18 wounding with intent occurred at the premises. An argument started inside the premises where the suspect and victim were ejected from the club. Once outside the suspect attacked another female and attacked a male who tried to assist. The latter was kicked and punched to the floor where he lost consciousness and it appeared that bones had been fractured during the attack.

An action plan meeting was scheduled to be held on 20th November 2014 due to this second serious assault taking place at the venue within a period of a month. The Authorities needed to ensure that the management could uphold the licensing objectives. The DPS and the manager were in attendance at the meeting. The PLH was working elsewhere and was unable to participate. Discussion took place about the latest incident and WYP were very concerned as to how the DPS was running the premises. He admitted that he had no control over the door staff and it appeared as though he was having to take on some of their duties. During that meeting WYP recommended, from the information given in the meeting and prior events, that they would benefit from looking at changing their door team as they were not helping the premises adhere to the licensing objectives. Even more concerning during that meeting was a comment made by the DPS, that he was going over and above what was required on the licence. It was made clear at that point, to be a responsible operator you could not go over and above what was required to ensure the safety of customers and staff.

On 17th December 2014 a complaint was received about a Bassline event which was being hosted at the club, it was advertised as finishing at 0400hrs, an hour after licensable activities were due to cease.

During that event another assault occurred where someone had been knocked unconscious, which officers had been called to and again comments were made as to the intoxication levels of

customers. It had also been reported that the caller to the police on that occasion had subsequently been banned from the venue for calling the police.

A further action plan meeting was arranged for the 9th January 2015 with the venue to discuss issues and put steps in place to prevent reoccurrences. It was made known that any more incidents would result in a premises licence review application and WYP wanted the DPS to change due to lack of confidence in Mr Allan's abilities.

On 22nd February 2015 yet another Section 18 wounding with intent was reported where a customer had their jaw broken.

At the end of February 2015 it came to the attention of WYP licensing that there had been a serious disorder at the venue during a boxing match held in August 2014. WYP Licensing believed this could have been what the PLH had referred to back in the October meeting. Video footage had been captured of the incident which showed a large scale disorder within the venue, where someone had even been picked up and thrown over the suspects head into the melee. The scale of the disorder was such that it was concerning that no one had called the police and that the event had been played down when the premises licence holder mentioned it in the meeting.

On 9th March 2015, the premises had still not notified Leeds City Council or WYP of a DPS change and were informed that the form needed to be submitted by 15th March 2015 to prevent enforcement action being taken.

Information was later received about an event which was held on 17th March 2015. Initially it was believed that the premises were holding an under 18 birthday party, but a temporary event notice had not been applied for to allow under 18's in the venue after 2100hrs. Further information came through that it was a different event, for families to attend at the venue. Concerns were raised in relation to fireworks, children and capacity numbers. WYP and West Yorkshire Fire and Rescue Service (WYFRS) both attended on the evening as a direct consequence of the complaint. Whilst fireworks were not being used inside the venue, fire exits were blocked and other issues found. WYP attended separately at 2200hrs and found that young children were running round the premises. Due to this WYP had no alternative but to serve a Section 19 closure notice.

A new DPS transfer form was received by WYP on the 18th March 2015 for Michael Thornton.

Please provide as much information as possible to support the application (please read guidance note 3)

Please see above and attached.

Have you made an application for review relating to this premises before? Please tick ✓ yes

If yes please state the date of that application

Day		Month		Year			

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 5). **If signing on behalf of the applicant please state in what capacity.**

Signature .. 

Date 22nd April 2015.....

CapacityLicensing Officer, West Yorkshire Police.....

Contact Name (where not previously given) and address for correspondence associated with this application (please read guidance note 6)	
Post town	Post code
Telephone number (if any)	
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	

Notes for guidance

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