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**Report of the Assistant Chief Executive (Corporate Governance)**

**Report to the Licensing Sub Committee: *Review of a Premises Licence***

**Date:** Thursday 25<sup>th</sup> November 2010

**Subject:** The Vine, 13 The Headrow, Leeds, LS1 6PU

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**Electoral Wards Affected:**

City and Hunslet



Ward Members consulted  
(referred to in report)

**Specific Implications For:**

Equality and Diversity

Community Cohesion

Narrowing the Gap

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**Executive Summary**

This report informs Members of an application for the review of a Premises Licence made in respect of The Vine, 13 The Headrow, Leeds, LS1 6PU, under Section 51. of the Licensing Act 2003. The Licensing Authority is now under a duty to review the Premises Licence held in respect of The Vine.

**1.0 Purpose of this report**

This report provides Members with the background and history to the making of the review. The report sets out the relevant law when reviewing licences under the Licensing Act 2003 ("the Act"). Finally, this report informs Members of the options available to them when reviewing a premises licence.

**2.0 Background Information**

2.1 An application for the conversion and variation of the Justices' 'On' Licence and a Public Entertainment Licence, in accordance with the Licensing Act 2003 were submitted in July 2005 by Enterprise Inns Plc, (The Premises Licence holder).

No objections were received to the conversion application, therefore a premise licence was granted, the activities and hours being:

Sale by retail of alcohol, performance of dance, performance of live music, performance of recorded music, anything of a similar description, facilities for entertainment of similar description, facilities for dancing and provision of facilities for making music – Monday to Saturday 11:00 – 23:00 and Sunday 12:00 – 22:30.

An application was received in August 2007, for the transfer of the Premises Licence into the name of Rushton Marc Ltd, this was granted, there being no representations to the application.

In January 2008 an application was submitted to transfer the Premises Licence back into the name of Enterprise Inns Plc, this was also granted, then a further application was submitted in November 2009, to transfer the Premises Licence into the name of Abbey Business Contracts. This application was granted.

On 8<sup>th</sup> December 2009, an application was submitted by Abbey Business Contracts for a variation of the premises licence to extend the hours for live music, recorded music and sale of alcohol until midnight Sunday to Thursday and until 1 am Friday and Saturday.

Opening hours: 8.00 am – 00.30 Sunday to Thursday and 8.00 am – 1.30 am Friday and Saturday.

An objection was received to the application from Health and Safety Services, but agreements were reached, therefore the objection was withdrawn. No further objections were received so the variation was granted.

2.2 The premises currently have the benefit of a Premises Licence issued under the Licensing Act 2003 for the following activities/hours:-

**Sale by retail of alcohol**  
**Performance of Live Music**  
**Performance of Recorded Music**

Sunday to Thursday	11:00 to 00:00 hours
Friday and Saturday	11:00 to 01:00 hours

**Performance of dance**  
**Entertainment similar to live music, recorded music or dance**  
**Provision of facilities for making music**  
**Provision of facilities for anything similar to making music or dancing**

Monday to Saturday	08:00 to 23:00 hours
Sunday	12:00 to 22:30 hours

#### **Opening Hours of the Premises**

Sunday to Thursday	08:00 to 00:30 hours
Friday and Saturday	08:00 to 01:30 hours

A copy of the current premise licence is attached at **Appendix 'A'** for the benefit of members.

2.3 A map detailing the location of the premises is attached at **Appendix 'B'**.

On Friday the 9<sup>th</sup> April 2010, a Section 19 was served by an authorised officer of Leeds City Council, upon the manageress at the time. The service of the closure notice was made due to the door staff register containing insufficient detail - SIA

badge numbers not recorded, the incident book not being completed – 3 incidents in the previous weekend not recorded, CCTV not being operated in accordance with guidelines – less than 3 wks footage on the system. The issues were to be rectified within 2 weeks.

On 13<sup>th</sup> September 2010, a cancellation of closure notice was issued.

On the 25<sup>th</sup> October 2010, an application was received for the change of DPS, this application was granted, there being no representations.

2.4 This review is being sought by West Yorkshire Police on the grounds as listed at **Appendix 'C'**.

As part of the review procedure details of the review and an outline of the grounds on which the review was requested must be displayed at the premises for a period of 28 days commencing the day after the application was received, this being 7<sup>th</sup> October 2010.

Notices providing details of the review were duly placed on prominent display at the premises on the 7<sup>th</sup> October 2010, which are then checked on a regular basis. The notices were removed at the end of the 28 day consultation period.

2.5 Section 51. of the Act places the Licensing Authority under a duty to review the premises Licence in respect of The Vine. The Licensing Authority must then follow a procedure set out in the Licensing Act 2003. A summary of this procedure is attached to this report by way of a flow chart at **Appendix 'D'**.

### **3.0 Main Issues**

#### **3.1 Relevant Representations**

Under the Act representations can be received from responsible authorities or interested parties. Representations must be relevant and, in the case of an interested party must not be frivolous, vexatious or repetitious.

#### **4.0 Matters Relevant to the Application**

4.2 Members are of course aware that any decision made in respect of this review must promote the licensing objectives which are:

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

4.3 In making their decision Members are obliged to have regard to guidance issued under Section 182 of the Act and the Council's licensing policy. Members must also have regard to the relevant representations made and the evidence they hear.

4.4 The Guidance deals with reviews at paragraphs 5.99 to 5.117.

### **5.0 Implications for Council Policy and Government**



5.1 It is the stated licensing policy of the Council that when considering a review the authority will take into account all relevant circumstances but will view the matters listed in paragraph 12.13 of the policy with particular seriousness.

## 6.0 Legal and Resource Implications

6.1 There are no resource implications in determining the review.

6.2 The Act provides the right to appeal on any decision reached on review. The right of appeal is to the Magistrates Court.

## 7.0 Recommendations

7.1 Members are requested to determine this review. The Committee must take such of the following steps as it considers necessary for the promotion of the licensing objectives:

- To modify the conditions of the licence (which includes adding new conditions or any alteration or omission of an existing condition)
- To remove the designated premises supervisor
- To suspend the licence for a period not exceeding 3 months
- To revoke the licence

7.2 Members may alternatively decide that no action is necessary and that the circumstance of the review does not require the Committee to take any steps to promote the licensing objectives.

7.3 Members should note the Guidance also suggests it is open to Members to issue an informal warning to the licence holder or to recommend improvement within a particular time. However the Guidance further provides that where responsible authorities have already issued such warnings, the issuing of another warning should not be repeated.

7.4 Members of the Licensing Committee are asked to note that they may not take any of the steps outlined above merely because they consider it desirable to do so. It must actually be necessary in order to promote the licensing objectives.

## BACKGROUND PAPERS

- Guidance issued under section 182 of the Licensing Act 2003
- Leeds City Council Licensing Policy

# Premises Licence

Premises Licence Number:

DDDM/01441/V01  
**APPENDIX A**  
27th August 2005

## Part A

Schedule 12 Licensing Act 2003

Initial licence issued from:

Current licence effective from:

25th October 2010

*Inserted*

### Part 1 – Premises Details

**Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code**

Vine  
13 The Headrow  
Leeds  
LS1 6PU

**Telephone number** 0113 2430341

**Licensable activities authorised by the licence**

Sale by retail of alcohol  
Performance of live music  
Performance of recorded Music  
Performance of dance  
Entertainment similar to live music, recorded music or dance  
Provision of facilities for making music  
Provision of facilities for anything similar to making music or dancing

Licence Issued under the authority of Leeds City Council

*Janice Archibald*

Miss Janice Archibald  
Licensing Officer  
Entertainment Licensing *P. A. U. C.*  
Legal, Licensing and Registration

Licence produced on 03/11/2010



**Leeds**  
CITY COUNCIL

**Times the licence authorises the carrying out of licensable activities**

<i>Sale by retail of alcohol</i>	
Friday & Saturday	11:00 - 01:00
Sunday to Thursday	11:00 - 00:00
<i>Performance of live music</i>	
Friday & Saturday	11:00 - 01:00
Sunday to Thursday	11:00 - 00:00
<i>Performance of recorded Music</i>	
Friday & Saturday	11:00 - 01:00
Sunday to Thursday	11:00 - 00:00
<i>Performance of dance</i>	
Sunday	12:00 - 22:30
Monday to Saturday	08:00 - 23:00
<i>Entertainment similar to live music, recorded music or dance</i>	
Sunday	12:00 - 22:30
Monday to Saturday	08:00 - 23:00
<i>Provision of facilities for making music</i>	
Sunday	12:00 - 22:30
Monday to Saturday	08:00 - 23:00
<i>Provision of facilities for anything similar to making music or dancing</i>	
Sunday	12:00 - 22:30
Monday to Saturday	08:00 - 23:00

**The opening hours of the premises**

Friday & Saturday	08:00 - 01:30
Sunday to Thursday	08:00 - 00:30

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

Alcohol is sold for consumption both on and off the premises

**Part 2**

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

Abbey Business Contracts  
4 Highcliffe Court  
Greenfold Lane  
Wetherby  
LS22 6RG

Daytime Contact Telephone Number: 01937 580092

Mobile Telephone Number: 07786627053

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

Registered Business Number 05001028

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

William Henry Joyce  
5 Stainmore Close  
Seacroft  
Leeds  
LS14 6BT

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

Personal Licence Number: LEEDS/PERL/05381/10      Licensing Authority: Leeds City Council



## Annex 1 – Mandatory conditions

1. Only individuals licensed by the Security Industry Authority may be used at the premises to guard against:-
  - a. unauthorised access or occupation (e.g. through door supervision), or
  - b. outbreaks of disorder, or
  - c. damage
2. No supply of alcohol may be made under this licence
  - a. At a time when there is no designated premises supervisor in respect of the premises licence, or
  - b. At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
3. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
4. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children -

- a. games or activities which require or encourage, or are designed to require or encourage, individuals to -
    - i. drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorized to sell or supply alcohol), or
    - ii. drink as much alcohol as possible (whether within a time limit or otherwise);
  - b. provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
  - c. provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
  - d. provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on -
    - i. the outcome of a race, competition or other event or process, or
    - ii. the likelihood of anything occurring or not occurring;
  - e. selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
5. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by



reason of a disability).

6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
7. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

8. The responsible person shall ensure that -
  - a. where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
    - i. beer or cider. 1/2 pint;
    - ii. gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - iii. still wine in a glass:125 ml; and
  - b. customers are made aware of the availability of these measures

**Embedded restrictions attached to the licence by virtue of grandfather rights.**

9. Alcohol shall not be sold or supplied except during the hours stated on this licence and:
  - a. On Christmas Day, 12 noon to 3 pm and 7 pm to 10.30 pm
  - b. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or if there are no permitted hours on the following day, midnight on 31st December).

The above restrictions do not prohibit:

10. The taking of the alcohol from the premises, (unless the alcohol is supplied or taken in an open vessel), during the first thirty minutes after above hours;
11. The consumption of the alcohol on the premises by persons taking meals there during the first thirty minutes after the above hours, if the alcohol was supplied for consumption ancillary to those meals.
12. Consumption of the alcohol on the premises by, or, the taking, sale or supply of alcohol to any person residing in the licensed premises;
13. The ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
14. The sale of alcohol to a trader or club for the purposes of the trade or club;
15. The sale of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's Naval, Military or air forces;
16. The taking of alcohol from the premises by a person residing there; or

17. The supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
18. The supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.
19. Where the number of children attending the entertainment exceeds 100, the licensee shall ensure that the provisions of Section 12 of the Children and Young Persons Act 1933 are complied with.

### **Standard Terms and Conditions in respect of converted Public Entertainment Licence**

#### **GENERAL**

20. Throughout all parts of these conditions the phrase 'Licensing Authority' means the Leeds City Council.
21.
  - a. Unless the hours for which the Licence is valid are expressly stated on the Licence there shall be no performance of any nature before 8.00 am or after 11.00pm on any day of the week including Saturdays, or after 10.30pm Sundays, without the prior consent of the Licensing Authority.
  - b. There shall be no dancing or performance including dancing on any day appointed by Public Authority as a day of public mourning.
22. The Chief Constable of the West Yorkshire Police, any Police Officer, the Chief Fire Officer, any authorised officer in uniform of the West Yorkshire Fire Authority, any authorised Environmental Health Officer and their equipment and any other person authorised by the Licensing Authority shall have free access to all parts of the licensed premises at all reasonable times for the purpose of supervising the observance and enforcement of these conditions.
23. There shall be affixed and kept in a conspicuous place on the door or entrance of the premises an inscription in large capital letters the words as follows:

#### **"LICENSED PURSUANT TO ACT OF PARLIAMENT FOR MUSIC AND DANCING"**

**(NB: Omit 'Dancing' if Licence issued for public music only)**

#### **MANAGEMENT OF PREMISES**

24. The Licensee shall be responsible for carrying out the provisions of these Conditions of the Licence. The Licensee shall take due precautions for the safety of the public, employees and performers, shall retain control over all areas of the licensed premises and shall ensure that nothing shall take place on the premises which:
  - a. is likely to cause disorder or breach of the peace;
  - b. is likely to be grossly offensive to any person on the premises;
  - c. involves drugs misuse; or
  - d. involves any other unlawful activity.
25. The Licensee, or some other responsible person not less than eighteen years of age \*and nominated in writing for the purpose, shall be in charge of, and remain upon the licensed premises whenever they are used for licensed purposes. They shall not be engaged in any duties which prevent them from exercising general supervision and control.
26. Any written nomination of management shall be served on the Licensing Authority and a copy of the same shall also be retained on the premises and kept available for immediate inspection by

any Official of the Licensing, Police or Fire Authority.

27. 'The Licensee shall provide notice of his or her intention to provide any form of entertainment which includes lap dancing, pole dancing, table dancing, striptease or any form of nudity or semi nudity on the part of the performers or the staff employed on the premises. Any entertainment of this nature will be subject to additional standard special conditions of the licence'.
28. The person in charge shall be conversant with all licence conditions.
29. Any venue which accommodates external promoters shall maintain a register or a diary system to record all such events. Each entry should contain the specific date of the event, nature/title of the event and the name, address and contact telephone number of the promoter specific to that event. The register must be available for immediate inspection on request by any Official of the Licensing Authority or it's authorised agents.

### **Public Safety**

#### **OCCUPANCY**

30. The maximum number of persons allowed in the stated areas whilst the Licence is in force is:  
120
31. The Licensee shall not permit persons in excess of the number specified on the licence to enter or occupy any portion of the licensed premises.
32. The Licensee shall ensure that staff are familiar with the maximum capacity of the premises.
33. The Licensee shall display notice containing details as to the maximum capacity figure in a prominent position upon entry to the premises. Where the capacity is divided into separate floors/areas within the premises notice of the appropriate capacity for each floor/area shall also be prominently displayed upon entry to the relevant floor/area.
34. The licensee shall at any time whilst the premises are in use be aware of the precise number of patrons on the premises. Where the licence covers different floors/areas, the licensee shall be aware of the number of patrons in each area at any given time and ensure that the numbers do not exceed those as stipulated on the licence. This information shall immediately be supplied on request to any Official of the Licensing, Police or Fire Authority.
35. Appropriately trained staff shall be provided to oversee general safety within the premises, and these shall be provided to a minimum number of one member of staff per 250 occupancy or part thereof, in accordance with the occupancy figure as stated on the Public Entertainment Licence.

Furthermore, in addition to the above the licensee shall ensure that an appropriately trained member of staff is designated to each emergency exit door to assist in the event of an emergency evacuation.

36. All members of staff shall be instructed in the safety precautions to be observed in the premises as far as those precautions relate to their duties and to the action to be taken by them in the event of fire or emergency.

#### **EXITS**

37. All exits, passages, landings and stairways shall be kept free from obstruction at all times when the premises are used for licensed purposes.
38. A clear unobstructed route leading from each fire exit to a place of safety outside the premises shall be provided and maintained available for use at all times.



39. Every door in the building for use by members of the public going from the auditorium to the outside of the building shall open outwards, unless the Licensing Authority shall have been satisfied that this is impracticable to the circumstances of the particular case, and shall be capable of being opened easily and immediately from the inside, without the use of a key, when required.
40. Where, with the prior consent of the Licensing Authority, doors or gates across exits open inwards, they shall be fastened fully opened so as not to form an obstruction.
41. If security is required for outward opening fire exit doors, then they should be secured with panic bolt or panic latch type fastenings only to the satisfaction of the Licensing and Fire Authority. A conspicuous '**PUSH BAR TO OPEN**' sign should be provided immediately above the push bars.
42. Any removable fastenings permitted by the Licensing or Fire Authority for securing exit doors when the public are not on the premises shall be removed before the public are admitted to the premises and shall not be replaced until the public have vacated the building.
43. Illuminated fire exit sign boxes lit by both primary and emergency lighting should be provided above all exits. Illuminated boxes incorporating graphic fire exit symbols, e.g. man moving through open door, should have white symbols on a green background. The size of the exit boxes should be appropriate for the maximum viewing distances involved.
44. Doors and openings other than exits to or from parts of the licensed premises to which the public are admitted shall be provided with notices indicating their uses or shall be marked "**Private**", and wherever practicable shall be kept secured. Where exit doors are fitted with automatic bolts they shall be clearly indicated with the words "**PUSH BAR TO OPEN**".
45. Where curtains are provided across an exit doorway they shall be divided at the centre and shall not trail the floor.
46. Except with the consent of the Licensing Authority, bars, wire guards or the like shall not be fitted to windows, nor shall the windows be otherwise obstructed in a manner likely to render them unavailable for the purposes of rescue in case of emergency.
47. The closing of collapsible gates or shutters across exit openings shall be prohibited whilst the public are in the premises.

#### **FIRE PRECAUTIONS**

48. The licensed premises shall be provided with fire appliances suitable to the fire risk in the premises and to the satisfaction of the Fire Authority.
49. Fire appliances shall be affixed to wall brackets to the satisfaction of the Fire Authority, and available for instant use at all times.
50. Fire extinguishers should be regularly examined, tested and maintained in accordance with the current British Standard to the satisfaction of the Fire Authority.
51. The licensee and employees should be made fully conversant with the location of fire appliances, method of operation and safe use, and with the action to be taken in case of fire.
52. A manually operated electrical fire alarm system shall be provided to the satisfaction of the Fire Authority. The alarm should be clearly audible in all parts of the building.
53. The Fire alarm system should be tested on a weekly basis in accordance with the current British Standard and to the satisfaction of the Fire Authority. The result of all tests with the exception of the daily inspection, should be recorded in a suitable log book provided for the purpose. The log book should be available for immediate inspection upon request of any official of the Licensing or Fire Authority.



54. The licensee and all employees should be made familiar with the method of giving warning of fire and with the escape route available from each part of the premises to which they resort or in which they may work.
55. All fire doors shall be maintained self-closing and shall not be secured in an open position.
56. A system for automatically cutting off the sound system which is linked to the sounding of the fire alarm shall be provided.
57. All scenery, drapes, curtains and decorations within the licensed premises shall be made of such material or shall be treated and maintained so as to be flame retardant in accordance with the current British Standard and to the satisfaction of the Fire Authority.
58. Plastic decorations are not acceptable.
59. Filling materials used in furnishings should be restricted to combustion modified foam or other materials having at least the same standard of fire performance. Upholstered furniture and floor coverings should comply with the current British Standard to the satisfaction of the Fire Authority.
60. Flues from kitchens and serveries and over grills and all ventilating shafts shall be maintained in a clean condition.
61. Smoking shall be strictly prohibited within the stage risk area and in dressing rooms. Notices bearing the words "NO SMOKING" in red letters on a white background shall be conspicuously displayed in these areas.
62. Where any open fireplaces, high temperature heating appliances or naked flames are used they shall be adequately protected by a suitable guard.
63. In the event of the heating being by a central heating system the heating apparatus shall be placed in a separate room from the auditorium. The door between this room and the auditorium should be self-closing and fire-resistant to a one hour standard.
64. Explosives, inflammable liquids or high inflammable articles shall not be brought into or used within any portion of the licensed premises.

#### **SPECIAL EFFECTS:**

##### **Pyrotechnics:**

65. No exhibition, demonstration or display of pyrotechnics or displays involving the use of fire shall be given in the licensed premises without the prior consent of the Licensing and Fire Authority. At least fourteen days written notice of application must be supplied in such circumstances.

##### **Laser Equipment:**

66. No exhibition, demonstration or display of laser equipment shall be given by any person in the licensed premises and no laser equipment shall be used by such person in the said premises unless the Director of the Leeds Environment Department has been given not less than 14 days previous written notice.

##### **Strobe Lighting:**

67. At entrances to venues where strobe lighting is in use warnings should be posted that stroboscopic lighting is in use and the possibility that susceptible people may be affected.
68. Flicker rates from stroboscopic lighting should be set at 4 or less flickers per second. This frequency shall apply to the combined flicker rates on any group of lights which can be directly gazed at.

## **LIGHTING**

69. In all parts of the building to which the public are admitted and in all passages, corridors, ramps and stairways to which the public have access and which lead from the auditorium to the outside of the building, there shall provided adequate illumination by general lighting to the satisfaction of the Licensing Authority.
70. In addition to the general lighting, adequate illumination to enable the public to see their way out of the building, without the assistance of the general lighting, shall be provided in the auditorium and all other parts of the building to which the public are admitted and in all passages, corridors, ramps and stairways, which lead from the auditorium to the outside of the building. This lighting shall be referred to as the safety lighting.
71. The safety lighting shall be provided from a source other than that of the general lighting.
72. All notices and exit indications shall be illuminated by both general and safety lighting.
73. The safety lighting shall be kept on at all times when the public are on the premises except in those parts of the building which are lit equally well by daylight.
74. Any battery supplying safety lighting shall be fully charged before the public are admitted to the premises and shall be of such capacity and so maintained as to be capable of supplying at normal voltage, the full load of the safety lighting during the whole time that the public are on the premises.
75. If there is a failure of the general lighting and the lighting is not restored within one hour, the public in the licensed premises shall be instructed to leave the building.
76. If there is a failure of the safety lighting, all parts of the building required to be illuminated by the safety lighting shall be immediately illuminated by the general lighting and the public in the licensed premises shall be instructed to leave the building forthwith.
77. Electrical apparatus and equipment within the building shall not be used for such purpose, or in such a manner, or when it is such a condition, as to cause danger of electric shock, fire or explosion.
78. Where gas is used for the lighting all gas burners within reach of the public shall be protected by glass or wire gloves and all gas taps shall be guarded in such a manner as to prevent unauthorised interference.

## **ELECTRICAL INSTALLATION**

79. Electrical installation (including the fire alarm and emergency lighting systems) shall be in the charge of a competent electrician whose name is published on the Roll of National Inspection Council for Electrical Installation Contracting, or a member of Electrical Contractors' Association.
80. One of the following protective measures shall be used for all socket-outlets which may be used for the connection for lighting, video or sound amplification equipment and display models:
  - a. Each socket-outlet circuit shall be protected by a residual current device having a rated residual operating current not exceeding 30mA.
  - Or
  - b. Each individual socket-outlet shall be protected by an integral residual current device having a rated residual operating current not exceeding 30mA.

The current operation of all residual current devices shall be checked regularly by pressing the test button. If the device does not switch off the supply, an electrical contractor should be consulted. At the same time action should be taken to prohibit the use of socket outlets associated with a faulty residual current device.

## **ELECTRICAL SAFETY CERTIFICATE**

81. The Licensee shall ensure that the electrical installation to the whole of the premises carries a recent safety certificate issued by a competent electrician whose name is published on the Roll of National Inspection Council for Electrical Installation Contracting, or a member of the Electrical Contractors' Association.

The inspection shall include **ALL** electrical appliances and fire alarm and emergency lighting systems.

The licensee shall ensure that the electrical installation is checked on an **annual** basis and on renewal of the Public Entertainment Licence shall furnish the Licensing Authority with a copy of an Electrical Safety Certificate valid for the period of the licence.

### **SANITATION/CLEANSING**

82. Suitable and sufficient sanitary accommodation must be provided and maintained to the satisfaction of the Chief Environmental Health Officer.
83. The premises shall at all times be maintained in a clean, sanitary and safe condition and shall be open during the continuance of this licence to an inspection by the Licensing Authority or their authorised agents.

### **SEATING**

84. Any seating in the licensed premises shall be so arranged as to allow free access to all exits there from.
85. For a closely seated audience chairs shall be either securely fixed to the floor or alternatively shall be battened securely together in units of not less than four seats. Adequate gangways, not less than 42" (1100mm) wide, unless otherwise approved by the Licensing Authority, shall be provided. The gangways shall lead directly to each exit door and shall be kept free from obstruction. No seat shall be more than twelve feet (4.0m) from any gangway.
86. Seating in invalid chairs other than engine driven chairs will be permitted subject to any condition imposed by the Licensing and Fire Authority.

### **ACCESS, EGRESS AND FACILITIES FOR THE DISABLED**

87. Means of access, egress and emergency egress shall be provided and maintained in accordance with any recommendations of the Licensing and Fire Authority.

### **ALTERATIONS**

88. Alterations or additions, whether permanent or temporary, to the structure, the lighting, electrical heating, ventilating, mechanical, or installations, or to the seating, gangways or other arrangements in building in which the licensed premises are situated shall not be made except with the consent of the Licensing Authority and in accordance with any conditions of such consent.

### **FIRST AID FACILITIES**

89. The Licensee shall maintain a first aid box on the premises in accordance with the Health and Safety (First Aid) Regulations 1981 and make sure that:

- it is accessible at all times
- items are replaced as they are used

Any person who appears unwell, including those affected by drugs or alcohol, must be seen by a trained first aider, who shall:

- give first aid



- if necessary, seek medical assistance.

### **INCIDENT REPORT REGISTER**

90. The licensee shall maintain an Incident Report Register within which staff must record any incident which has occurred on the premises.

The Incident Report Register must be retained on the premises for a period of one year, taken from the date of the last entry, and include the following:

- a. consecutively numbered pages;
- b. the date and time of incident;
- c. the nature of incident;
- d. the full name/s of staff involved including the registration number of any door staff, and to whom the incident was reported, including the names and numbers of any police officers who attended the scene of the incident and details of any witness/es;
- e. Any notes relative to the incident.

Incident Report Registers shall be produced for immediate inspection on request by any Official of the Licensing or Police Authority.

### **VENTILATION**

91. The premises must be effectively ventilated when the public are present. Any mechanical ventilation system must be properly maintained.

### **DRINKING WATER**

92. Drinking water provision must be clearly available, free of charge, at all times whilst the Entertainment Licence is operative.

This facility must be kept in a clean condition.

### **HYPNOTISM**

93. No exhibition, demonstration or performance of hypnotism shall be given on any person in the premises except with the express consent of the Licensing Authority and subject to such conditions as the Licensing Authority may attach to such consent.

Any notification of intention to stage a hypnotist should be made in writing providing at least fourteen days notice.

### **Prevention of Public Nuisance**

#### **NOISE NUISANCE**

94. The Licensee shall ensure that no nuisance is caused by noise or vibration emanating from the licensed premises resulting from the use of this Licence. The Licensee shall provide urgent attention to any reports of noise nuisance, and act upon direction of the Licensing Authority.

#### **FLYPOSTING**

95. Licensees are reminded that unauthorised fly posting is an offence under the Town & Country Planning Act 1990, as amended, Section 224.

### **Protection of Children from harm**



96. In the case of an audience consisting of persons under 16 years of age, the minimum number of staff shall increase to a ratio of one per 100 occupancy.
97. At any licensed function no child shall be permitted to occupy any seat in the front row of the balcony, gallery or tier unless accompanied by, or in the charge of a person who appears to have attained the age of 16 years.

### **Prevention of Crime and Disorder**

#### **REGISTERED DOOR STAFF**

98. The Licensee shall ensure that any persons employed on the premises to work in the capacity as a door supervisor, hold current registration with the SIA and comply with all relevant rules and regulations laid down by that body.

#### **Door Staff Daily Record Register**

99. The Licensee shall maintain a Daily Record Register which is to be completed on a daily basis by the door staff when they commence and finish duty.
100. The Daily Record Register must be retained on the premises for a period of one year, taken from the date of the last entry, and include the following:
- a. consecutively number pages;
  - b. the registration number and full name of each registered person on duty;
  - c. the date and time that he/she commenced that period of duty with a signed acknowledgement by that person;
  - d. the time at which he/she finished duty with a signed acknowledgement by that person.

Daily Record Registers shall be produced for immediate inspection on request by any official of the SIA, Police or Licensing Authority.

#### **SEARCH POLICIES**

101. Licence holders must have a written search policy for those entering the premises.
102. All members of staff must be acquainted with this policy.
103. Sufficient number of staff of both sexes shall be on duty to undertake any searches of the public.
104. Clear and visible notices should be displayed to those entering the premises detailing the establishments search policy. These signs should state that the police will be informed if anyone is found in possession of controlled substances or weapons.
105. Secure receptacles, to the standard as required by the West Yorkshire Police, must be provided in a restricted part of the building for staff to deposit drugs and weapons.
106. Any seizure of controlled substances and weapons must be recorded in the Incident Report Register and reported to the police at the earliest possible time.

#### **GLASS RECEPTACLES**

107. The licensee shall ensure that drinks glasses and any other glass receptacles are prevented from being taken off the premises accepting off-sales and their legitimate sale.

#### **CLOSE CIRCUIT TELEVISION (CCTV)**

108. A suitable CCTV system operated in accordance with guidelines from the West Yorkshire Police shall be provided.
109. Any exemption to this condition must be agreed by the West Yorkshire Police and Licensing Authority.

#### **LEEDS NIGHTWATCH SAFER CITY INITIATIVE**

110. All venues located within the Millgarth Division of the West Yorkshire Police which have the benefit of a Special Hours Certificate shall be a member of the Leeds Nightwatch Safer City Initiative. Each venue will operate with the benefit of a radio supplied through the L.N.S.C.I and will adhere to the operating rules and guidelines laid down within the scheme.

#### **Annex 2 – Conditions consistent with the Operating Schedule**

#### **Additional details in respect of Licensable Activities authorised by this licence**

##### **111. Sale by retail of alcohol**

###### Seasonal Variations:

Please see all activities section below.

###### Non Standard Timings:

Please see all activities section below.

##### **112. Performance of live music**

###### Location where activity will take place:

This activity will take place indoors.

###### Activity Details:

None defined

###### Seasonal Variations:

Please see all activities section below.

###### Non Standard Timings:

Please see all activities section below.

##### **113. Performance of recorded Music**

###### Location where activity will take place:

This activity will take place indoors.

###### Activity Details:

None defined

###### Seasonal Variations:

Please see all activities section below.

###### Non Standard Timings:

Please see all activities section below.

**114. Performance of dance**

Location where activity will take place:

This activity will take place indoors.

Activity Details:

None defined

Seasonal Variations:

Please see all activities section below.

Non Standard Timings:

Please see all activities section below.

**115. Entertainment similar to live music, recorded music or dance**

Type of entertainment taking place:

None defined

Location where activity will take place:

This activity will take place indoors.

Activity Details:

None defined

Seasonal Variations:

Please see all activities section below.

Non Standard Timings:

Please see all activities section below.

**116. Provision of facilities for making music**

Facilities provided:

None defined

Location where activity will take place:

This activity will take place indoors.

Activity Details:

None defined

Seasonal Variations:

Please see all activities section below.

Non Standard Timings:

Please see all activities section below.

**117. Provision of facilities for anything similar to making music or dancing**

Type of entertainment taking place:

None defined

Location where activity will take place:

This activity will take place indoors.

Activity Details:

None defined

Seasonal Variations:

Please see all activities section below.

Non Standard Timings:

Please see all activities section below.

**118. All Licensable Activities**

Seasonal Variations

None

Non Standard Timings

None

**119. Concerns in respect of children**

None

**Conditions consistent with the operating schedule relating to the licensing objectives**

**General – All four licensing objectives**

None

**The prevention of crime and disorder**

120. Door staff hours extended to cover new opening hours, Thursday to Sunday.

**Public safety**

121. Written records of all accidents and safety incidents involving members of the public will be kept. These will be made available at the request of an authorised officer.

122. A suitably trained and competent person must ensure regular safety checks of the premises including decorative and functional fixtures, floor surfaces and equipment (including electrical appliances) to which the public may come into contact are undertaken. Records of these safety checks must be kept and made available for inspection by an authorised officer.

123. During opening hours, the cellar door must be kept locked or adequately supervised to prevent



unauthorised access by the public.

124. Electrical installations will be inspected on a periodic basis (at least every 3 years or at a frequency specified in writing) by a suitably qualified and competent person. If used, any temporary electrical wiring and distributions will also be inspected. Inspection records/certificates will be kept. These will be made available at the request of an authorised officer.
125. One of the following protective measures shall be used for all socket-outlets which may be used for the connection for lighting, video or sound amplification equipment and display models:
- a) Each socket-outlet circuit shall be protected by a residual current device having a rated residual operating current not exceeding 30mA.
  - Or
  - b) each individual socket-outlet shall be protected by an integral residual current device having a rated residual operating current not exceeding 30mA.
126. The current operation of all residual current devices shall be checked regularly by pressing the test button. If the device does not switch off the supply, an electrical contractor should be consulted. At the same time action should be taken to prohibit the use of socket outlets associated with a faulty residual current device.
127. A written spillage policy will be kept to ensure spillages are dealt with in a timely and safe manner.
128. Members of the public will be prevented from accessing hot food and drink preparation areas to prevent risk of scalds or burns to them.
129. A suitably trained First Aider or appointed person will be provided at all times when the premises are open.
130. Adequate and appropriate First Aid equipment and materials will be available on the premises.
131. Where strobes, lasers, smoke machines or any other special effects equipment may be used, a written health and safety policy covering all aspects of their use will be provided, and staff will be appropriately trained.
132. No strobes, lasers, smoke machines or any other special effects, will be used at the premises unless there is a clearly displayed warning at the entrance to the premises that such equipment is in use.

#### **The prevention of public nuisance**

133. Noise from the premises shall be inaudible at the nearest noise sensitive premises (i) after 23.00 hours and (ii) at any time when entertainment, as defined by paragraph 2 of schedule 1 of the Licensing Act 2003, takes place on more than 30 occasions per year.

#### **The protection of children from harm**

134. No children at bar servery, all children to be off the premises by 5.00 pm.

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

#### **General – all four licensing objectives**

None

#### **The prevention of crime and disorder**

None

**Public safety**

None

**The prevention of public nuisance**

None

**The protection of children from harm**

None

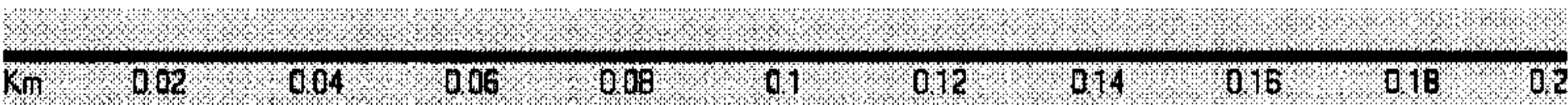
**Annex 4 - Plans**

The plans for these premises are as those submitted with the application. A copy of which is held by Leeds City Council Licensing Authority.



### The Vine

13 The Headrow, Leeds, LS1 6PU



This map is based upon the Ordnance Survey's Digital Data with the Permission of the Ordnance Survey on behalf of the Controller of Her Majesty's Stationary Office

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<b>Date:</b>	16 November 2010
<b>Scale:</b>	1:1250
<b>Comments:</b>	Appendix B





**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, (insert name of applicant) **Sergeant 4581 Robert Geoffrey FULLILOVE**

- **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~~

**Part 1 – Premises or Club Premises details**

Postal address of premises or, if none, Ordnance Survey map reference or description:

The Vine  
13 The Headrow

Town/City: **LEEDS** Postcode: **LS1 6PU**

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

Abbey Business Contracts  
4 Highcliffe Court  
Greenfold Lane  
WETHERBY LS22 6RG

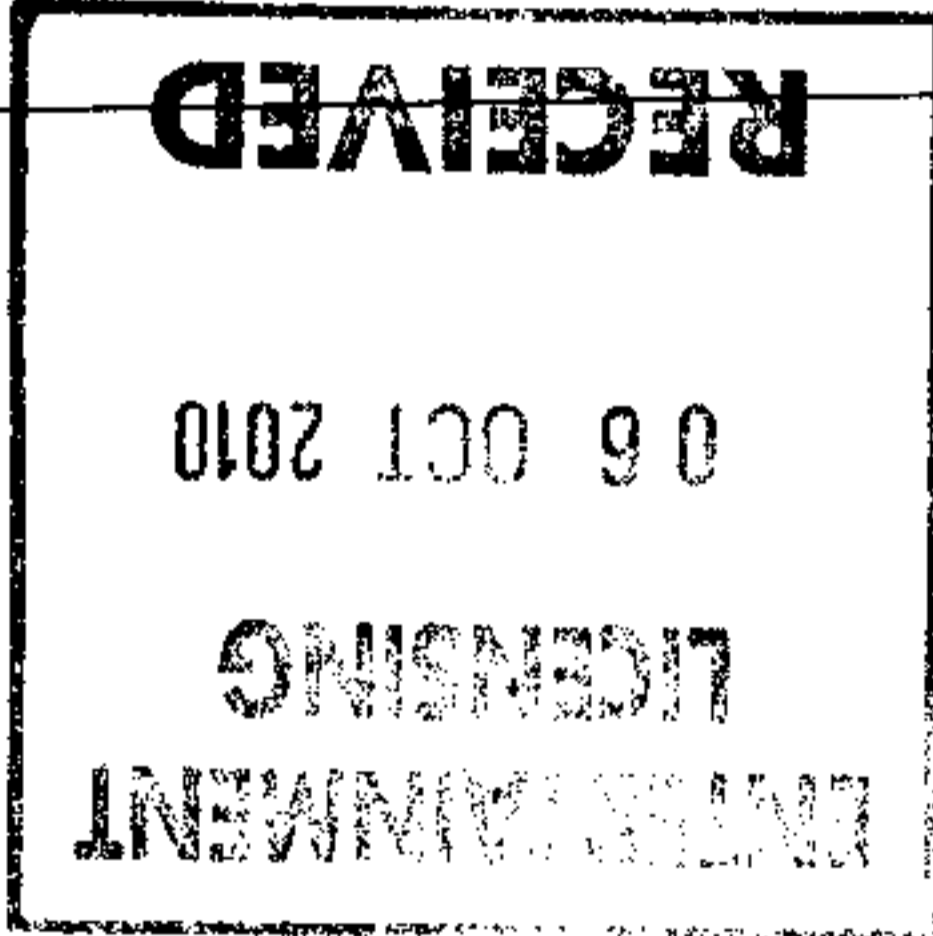
Number of premises licence or club premises certificate (if known): **PREM/01441/VO1**

**Part 2 – Applicant details**

Please 'check' appropriate box(es)

I am:

- An interested party (please complete A or B below)
  - a person living in the vicinity of the premises
  - a body representing persons living in the vicinity of the premises
  - a person involved in business in the vicinity of the premises
  - a body representing persons involved in business in the vicinity of the premises
- A responsible authority (please complete C below)
- A member of the club to which this application relates (please complete A below)



**A – Details of individual applicant**

Surname: \_\_\_\_\_ Forename(s): \_\_\_\_\_

I am 18 years old or over:

Current postal address if different from premises address: \_\_\_\_\_ Town/City: \_\_\_\_\_ Postcode: \_\_\_\_\_

Daytime contact telephone number: \_\_\_\_\_

E-mail address (optional): \_\_\_\_\_



**B – Details of other applicant**

Surname: \_\_\_\_\_ Forename(s): \_\_\_\_\_  
Address: \_\_\_\_\_  
Town/City: \_\_\_\_\_ Postcode: \_\_\_\_\_  
Daytime contact telephone number: \_\_\_\_\_  
E-mail address (optional): \_\_\_\_\_

**C – Details of responsible authority applicant**

West Yorkshire Police  
Surname: FULLILOVE Forename(s): Robert Geoffrey  
Address: Leeds District Licensing Department  
Millgarth Police Station  
Millgarth Street  
Town/City: LEEDS Postcode: LS2 7HX  
Daytime contact telephone number: 01132 413067  
E-mail address (optional): robert.fullilove@westyorkshire.pnn.police.uk

This application to review relates to the following licensing objective(s): (Please 'check' one or more boxes)

- (a) The prevention of crime and disorder
- (b) Public Safety
- (c) The prevention of public nuisance
- (d) The protection of children from harm

State the ground(s) for review (please read Guidance note 1):

The Vine is one of a number of Leeds city centre public houses that suit the recreational needs of some of the more economically and socially disadvantaged members of society. In such establishments there is always the likelihood that crime and disorder rates will be higher than other venues in the locality due to clientele that are difficult to manage. The Vine is an establishment that always has, and always will need strong management and supervision.

The premises have historically had a lot of involvement with the police and partner agencies requiring attendance and subsequent problem rectification. In March 2010 the Leeds District Licensing Department introduced a new scoring matrix system to measure all city centre venues' performance in respect of keeping crime and disorder down. This was well publicised prior to introduction through Pubwatch and other means. The system operates over rolling six-month periods during which time points are accrued for certain offences committed in, or relating to the particular venue. At a mid-point in the scoring regime representatives of any venue achieving a score of 30 in the 0-60 range is invited in to speak to police to discuss problems and how they may be rectified. After this, should the 60-point threshold be reached the venue may be at risk of a Premises Licence Review, though this is not mandatory and the ethos of the police is always to engage with a problem venue and to try to help turn it round unless it is obvious this is not likely to work.

Due to poor performance and excessive crime and disorder occurring at the premises it spent most of the period September 2009-September 2010 operating with police or council section 19 Closure Notices served on it.

The Vine went through the 30-point limit on the scoring matrix on May 6, 2010 due to a number of drunken incidents and some nasty assaults where drink was an aggravating factor. Police visits to the premises prior to this time highlighted many issues in relation to breaches of the Licensing Act, particularly, but not exclusively in relation to the CCTV system and the drug safe. Another worrying cause of concern was the sobriety of the Designated Premises Supervisor, Alan Wardle. He had been in post since the early part of the year after the removal of his predecessor following internal company issues. Whenever officers had cause to call at The Vine they more often than not reported that Mr Wardle was "upstairs resting" or drunk and/or drinking with customers. He very often gave officers the excuse that he was "off duty" which may have sometimes been the case but he failed to recognise or appreciate that he was the figurehead in a potentially troublesome environment, and the dangers of self-intoxication and the effects on his control and perceived supervision and management of the premises. From an early stage police expressed their concerns about the strength of the Vine's management.

Throughout the period March to August 2010 The Vine continued to accumulate points on the scoring matrix for drunken, violent and disorderly incidents, whatever the level of interaction the police had with the DPS and management.

The police spoke to Mr Wardle and a representative of the Premises Licence Holder at a meeting at Millgarth Police Station on 17 June 2010 to discuss matters, by which time The Vine had accumulated 42 points on the scoring matrix. Mr Wardle claimed to have cleaned up the premises and barred 47 troublemakers and sacked a lot of staff since his arrival, claims which were later found to be unsubstantiated. There was found to be no evidence of a large number of people having been excluded from the premises, and officers on subsequent visits could only identify one member of staff who no longer worked there. Mr Wardle welcomed police support but was left in no doubt that things must improve at The Vine.

Following this meeting there was no improvement and violent and drunken incidents continued to occur at The Vine. At about 8pm on the evening of Thursday 1 July a police sergeant viewing LeedsWatch camera live feed observed a large group of drunks stumbling about outside, and going in and out of The Vine. He could see that members of the public passing by were alarmed by this and that no-one from the premises was doing anything about the matter. Footage will show that two males get involved in a heated argument and a stand-off outside The Vine, some women get involved, two of who ultimately end up fighting and the police arrive, the sergeant having taken the decision to attend and sort the matter out himself. Enquiries revealed that there was a wedding party inside the premises, there were many excessively drunken customers present and some clientele who were already banned from The Vine. The door staff were doing nothing about this situation. The DPS who was located behind the bar inside was spoken to and found to be drunk. He could offer no explanation for what was going on at the premises, nor was there any control being exercised. He was advised to go upstairs and sober up. On this occasion the duty police inspector had authorised the use of Section 161 Closure powers, if needed, but the sergeant used his discretion and this power was not utilised. The sergeant later made a return visit to the premises at 11.00pm and although the clientele were well behaved, Mr Wardle was found drinking with them in the public bar area.

Due to the above incident the police requested another meeting, this time with the Premises Licence Holder's representative, Matthew Cooney who brought along the new door company manager Pete Spencer. Also present



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were Sergeant Mynard, the officer attending the incident on 1 July and Carmel Brennand from Leeds City Council Entertainment Licensing. Mr Wardle was not invited by the police, to save him embarrassment as much as anything else, as there were allegations of poor performance to be made against him and a more direct approach was needed to area management. At this meeting the police reiterated the need for things to be tightened up at the premises and strongly suggested a change in working practices and a voluntary change in DPS. Mr Cooney disputed the police version of events, denied the existence of any disorder, or a wedding party on the evening of 1 July, and denied that Wardle was drunk on the night or ever drank with his customers. The police provided evidence of their allegations and described the origins of the disturbance as being a fight between the mother and sister of the bride. Further discussion followed about the fact that The Vine had been subject of a Section 19 Closure Notice for a number of months, not weeks, regarding the CCTV system in the premises, which was still not operating properly. This was not acceptable and a future Section 20 Closure Order was not out of the question. The police gave strong representations that Mr Wardle should be replaced as DPS but were told that this was not going to be the case. If a review of the CCTV footage for 1 July the following morning revealed no case to answer police were told Wardle would be staying. If it showed he had lied about the incident he would get a final written warning. The company said they were going to amend the door team and bring an extra member in to beef up the front of house performance.

Ultimately, Mr Wardle was retained at the premises by the company. Later examination of the DVD footage of the incident provided by Mr Cooney showed a great deal of drunkenness outside The Vine and two separate disturbances, the latter one involving the two women, shortly after which police arrived. The DPS was never seen until fetched out of the premises by police officers to talk. There was no intervention of any sort by the door staff and the only notable thing seen on the footage from them was a female door supervisor accepting a light for her cigarette from a customer outside the front of the premises and smoking it whilst passively watching the disorder.

On 29 July Mr Wardle met with PC Arkle from the licensing department at his request. He felt he was being persecuted by police inasmuch as some officers belittled him when attending at The Vine, and others threatened to close him down. He criticised police attendance and actions at incidents that occurred on 2 July. He said he had issues with door staff deployment for the front and rear and was not happy with 2 of the staff and recently had to have words with the security company. He was told that police still had concerns with disruptive customers smoking outside the front of the premises, and staff non-use of the Nitenet radio and was offered help in sorting this out. Mr Wardle said he was doing on holiday in a few days for a fortnight and was leaving a Mr Turnbull and Ms Lathey in charge who were both capable. He was told that police were concerned that he was going away for such a length of time when there were problems at the premises.

At this point The Vine had just passed the 60-point threshold on the scoring matrix and consideration was being given to initiate Premises Licence Review proceedings.

On 11 August The Vine failed a police alcohol test purchase when Ms Lathey sold a 13 year old child volunteer alcohol. The child was asked for identification and when she replied that she didn't have any Lathey replied "I'll let you off this time" and sold her an alcoholic drink. The child was of an age, and quite plainly of an appearance that dictated she should have been refused a sale let alone age-checked by staff.

Since that date The Vine has accumulated points from another six separate incidents up to September 18 and is above the 60-point barrier even for the period April-September 2010.

The premises and its management, both local and regional, have failed to respond to stimuli and direction designed to improve performance, show no signs of doing so, and therefore remedial action is required to ensure that the four licensing objectives are upheld.

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



**RESTRICTED**

Please see above section.

Have you made an application for review relating to this premises before? NO  
If 'YES', please state the date of that application: N/A

**RESTRICTED**

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

No previous representations made.

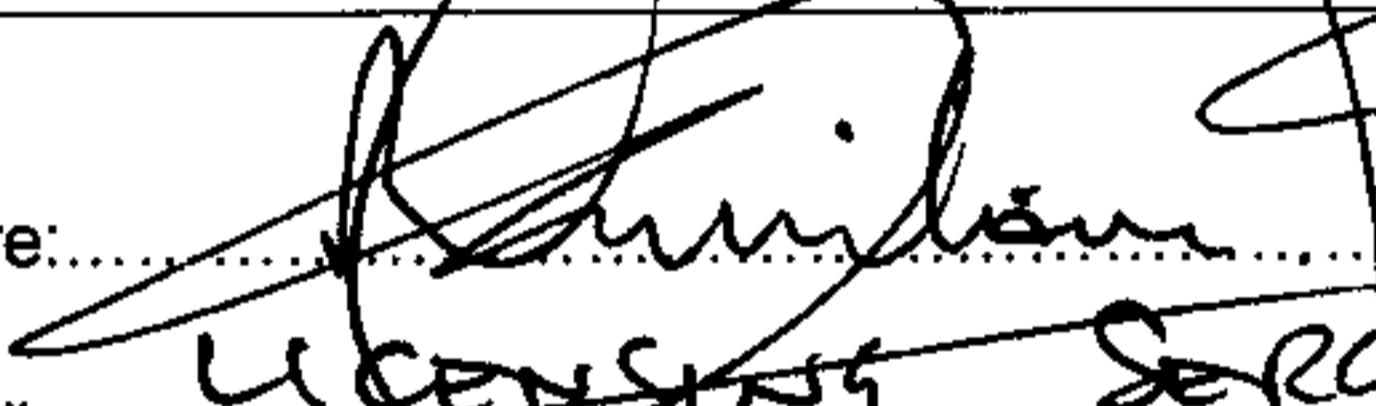
Please 'check' appropriate box(es)

- 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:  54581 Date: 6/10/2010  
Capacity: LICENSING SERGEANT

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

As per applicant.

Surname: \_\_\_\_\_ Forename(s): \_\_\_\_\_  
Address: \_\_\_\_\_  
Town/City: \_\_\_\_\_ Postcode: \_\_\_\_\_  
Telephone number (if any): \_\_\_\_\_  
If you would prefer us to correspond with you using an e-mail address, please state 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.

SCANNED

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Ref No:



Witness Statement

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

Crime Ref. No:  URN:

**Statement of** Robert Geoffrey FULLILOVE

Date of birth: Over 18 Occupation: Police Sergeant 4581

This statement (consisting of: 6 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything which I know to be false or do not believe to be true.

Dated: 6<sup>th</sup> October, 2010

Signature:

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am a sergeant in the West Yorkshire Police currently stationed as supervisor in charge of the Leeds District Licensing Department at Millgarth Police Station in central Leeds.

I have jurisdiction over approximately two and a half thousand such premises in the whole of the Leeds area, approximately three hundred of which are in the city centre.

My role involves the police supervision of Leeds area licensing officers and also liaison with/operational responsibility for licensed premises in the City & Holbeck Divisional areas. I am also tasked with dealing with failing establishments and offering police help to them, as well as implementing various enforcement measures and procedures on those who do not fulfil their required responsibilities under Licensing Act requirements to trade as responsible operators.

Signature:

Signature Witnessed by:

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Continuation Statement of Robert Geoffrey FULLILOVE

Since my tenure began in this office in 2005 my staff and I have had regular dealings with The Vine public house on The Headrow, Leeds (PREM/01441/V01). It is generally recognised as a difficult pub to run, with a challenging clientele who need firm handling, and as such The Vine is an establishment that demands a figurehead in charge that can assert control.

Police and City Council visits to any licensed premises are dictated by incidents of crime and disorder that take place there requiring remedial action, and/or indications that the premises are not being operating correctly and in conjunction with Licensing Act legislation, or if there is evidence that premises licence conditions are being breached. In 2009 and 2010 police and partner agencies made many visits to The Vine to check on activities there. In 2009 these were primarily issues with drunkenness and violence, door staff deployment, Nitenet, CCTV and the drugs safe. On 11<sup>th</sup> September 2009 West Yorkshire Police served a Section 19 Closure Notice (copy attached to this file, exhibit RGF/1) on the then Designated Premises Supervisor due to numerous premises licence breaches found during an inter-agency visit on that date.

In early 2010 the DPS was replaced by Alan Wardle. Mr Wardle quickly gained a reputation for being ineffective, too friendly with dubious members of the clientele, and ranging from "in drink" to "drunk" when visited at the premises during operating hours, often found drinking with customers in the bar area. Violent incidents occurred at the premises on a regular basis and the Section 19 Notice remained in force for months until it expired, as management were encouraged to rectify issues at The Vine. I produce a list of police and partner agency visits made to The Vine during 2010 as an exhibit (RGF/1a).

Signature:

Signature Witnessed by:

Continuation Statement of Robert Geoffrey FULLILOVE

On 9 April 2010 another section 19 Closure Notice was issued to The Vine by Carmel Brennand, senior liaison and enforcement officer from Leeds City Council's Entertainment Licensing Department (detailed in her witness statement) for more multiple and serious breaches of licensing legislation.

The violent incidents that took place at, or are connected with The Vine in the period March to August 2010 are recorded on a spreadsheet with scores awarded (where applicable) as per the matrix described in the statement of Chief Inspector Francis. The scoring is carried out over a rolling six-month period. When a thirty-point threshold has been reached the affected venue crosses from the green to the amber zone and its representatives are invited in for dialogue in an attempt to address the issues involved. Should the venue reach the sixty-point threshold in a six month period it moves into the red zone where a Premises Licence Review or other sanction may be initiated. The Vine moved above thirty points and into the amber zone on the matrix in June 2010 and into the red zone in August 2010. I produce this spreadsheet as an exhibit (RGF/2).

I produce the scoring chart associated with the matrix as an exhibit (RGF/3).

During the six-month scoring period as described, three meetings took place between police and/or Leeds City Council staff and representatives from The Vine to try and iron out problems there. I produce the minutes of those meetings as exhibits, dated as follows:

Thursday 17 June 2010 (RGF/4)

Wednesday 7 July 2010 (RGF/5)

Thursday 29 July 2010 (RGF/6)

Signature:

Signature Witnessed by:

Continuation Statement of Robert Geoffrey FULLILOVE

Following the entry of the Vine into the red zone (over 60 points) in early August 2010 consideration was being given to an application to review the premises licence on the basis that the attendant circumstances coupled with the management's inability to rectify matters at The Vine justified remedial action.

At 6.35pm on Wednesday 11<sup>th</sup> August 2010 The Vine was visited as part of a police test-purchase operation and failed when staff member Janet Lathey sold an alcoholic drink to a thirteen year old child volunteer. The failure was compounded by the fact that Ms Lathey asked for the child's identification and when she received the reply that the girl wasn't carrying any instead of refusing the sale she told the girl "I'LL LET YOU OFF THIS TIME".

I produce a DVD showing footage of the child volunteer on the night of the operation as an exhibit (RGF/7).

During the meeting of 7 July as described above a great deal of conversation and argument took place about an incident at The Vine in the early evening of Thursday 1 July 2010 where police officers witnessed drunken people in the street outside the premises, and a fight between two women start at that location. Sergeant Mynard in his witness statement describes the event from his viewing of the live CCTV feed in his office, up to his arrival at The Vine. His account was disputed by Mr Cooney, the area manager for the premises licence holder Abbey Business Contracts based on a verbal account given to him by the DPS. Mr Cooney later provided me with a DVD containing footage from the front exterior CCTV camera at The Vine to attempt to back up Mr Wardle's account of the proceedings.

I have viewed the DVD and taken an extract from it covering the period 7.56pm to 8.03pm. In chronological order it depicts a disturbance between two men who are kept apart by others. No

Signature:

Signature Witnessed by:



Continuation Statement of Robert Geoffrey FULLILOVE

doorstaff get involved or attempt to intervene. There seems to be an interaction between Vine customers and those from the neighbouring licensed premises and a crowd then gathers. At this time a female doorstaff member from The Vine looks on and does nothing apart from produce a cigarette, obtain a light from one of the onlooking customers and stand there smoking and observing proceedings. A disturbance between women then starts and then the police arrive on the scene. I produce this short DVD as an exhibit (RGF/8). Mr Cooney did provide another DVD depicting an incident at The Vine on another date but this shows nothing of evidential value and only holds seven seconds of footage from one camera.

A formal review of the premises licence of The Vine is required as all attempts of the authorities so far have failed to assist or direct the management to turn its performance round to that of an acceptably run operation. There are serious issues with the way the premises are being run on a day-to-day basis and the skills and abilities of the current DPS Mr Wardle to do so. His general sobriety plus his over-familiarity with problematic customers he should be supervising rather than socialising with directly oppose the basic tenets of the Licensing Act and the ability to ensure crime and disorder connected to the premises is kept down.

There are issues with The Vine with regard to drunken violence connected to it, the fact that customers are not adequately supervised, are often excessively drunk and commit violent offences, often against the more disadvantaged members of the community. The doorstaff capabilities are questionable, probably due to their lack of direction and management from those who employ them which appears non-existent. Their willingness and ability to control and supervise customers in the premises as well as outdoors in the street as a result is negligible. There are major issues with inebriated customers from The Vine during large parts of the day, standing in the street to smoke, annoying and insulting members of the public, and obstructing free passage along the footpath of what is one of the busiest streets in the

Signature:

Signature Witnessed by:

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Continuation Statement of Robert Geoffrey FULLILOVE

city centre. There is evidence that the current DPS has left staff in charge of the premises in his absence that are not up to standard and that the representative of the Premises Licence Holder has not been given a full and true record of events at the premises by various members of the on-site management. Even after three meetings between police and representatives from The Vine during which clear messages were given requiring the improvement of performance there, and staffing changes an under-age sale was committed by a member of management to a girl who was five years under the legal age for purchase of alcohol. The Vine has been subject of a Section 19 Closure Notice for almost the whole part of the period September 2009-September 2010 and close to implementation of a Section 20 Closure Order in the latter part of that time. This evidences how poor the performance of the premises has been and the more than sufficient time allowed by the police and local council representatives for the venue and its management to get their house in order.

Signature:

Signature Witnessed by:

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# WITNESS STATEMENT

SCANNED

( CJ ACT 1967, s.9;MC Act 1980, ss.5A(3)(a) and 5b;MC Rules 1981, r.70 )

**Statement of Carmel Brennand**

**Age/Date of Birth – Over 21 Occupation – Senior Liaison & Enforcement Officer**

This statement (consisting of 6 page(s) each signed by me) is true to the best of my Knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable for prosecution if I have wilfully stated anything which I know to be false or do not believe to be true.

Dated 24 September 2010

Signature : 

I am the above named person. I am employed full - time as a Senior Liaison and Enforcement Officer with Leeds City Council's Entertainment Licensing Section. My duties include the investigation of suspected offences under the Licensing Act 2003. I have delegated authority under the said Act.

On Friday 9 April 2010 at 11:25 pm in company with my colleague Mr Paul Rix, Senior Liaison Liaison and Enforcement Officer, Entertainment Licensing Section and officers of West Yorkshire Police we visited the premises known as The Vine, situated on The Headrow, Leeds, LS1 6PU. The purpose of the visit was to conduct a joint licensing inspection of the premises, to ensure that the premises were compliant with the terms and conditions of their Premises Licence. Premises Licence No PREM/01441/v01 refers. ( I produce a copy of the current Premises Licence for the Vine, issued with effect from 14 January 2010 following the transfer of Mr Alan Wardle as the Designated Premises Supervisor as my exhibit CB 1).

At this time the Designated Premises Supervisor Mr Alan Wardle was unavailable so officers spoke to Miss Julie Priestley, the bar manager in charge at the time of the visit. During the inspection Julie Priestley was able to produce her personal licence; confirm that nitenet radio was in use and able to produce written authorisation from Mr Wardle for the sale of alcohol. However there were a number of issues highlighted during the inspection. I checked the Door Staff Register and noted that the 2 Door Staff employed had signed on duty but were not recording their full Security Industry Authority ( SIA ) badge numbers. This is a breach of condition

*95. The Daily Record Register must be retained on the premises for a period of one year, taken from the date of the last entry and include the following:*

*b. the registration number and full name of each registered person on duty.*

I explained to Miss Priestley the importance of this condition as she is in charge of the

Signature : 



premises; it is her responsibility to ensure the door staff working have their SIA badge, that it is current and relevant to their duties and that the full registration number is recorded.

I then checked the Incident Book and noted that it was not being completed properly.

One of the Police officers mentioned that he had attended 3 separate incidents at The Vine the previous weekend but there was no record of any of the incidents in the register. This is a breach of the condition 85; namely

*The Incident Report Register must be retained on the premises for a period of one year, taken from the date of the last entry, and include the following:*

- a. *consecutively numbered pages;*
- b. *the date and time of incident;*
- c. *the nature of incident;*
- d. *the full name/s of staff involved including the registration number of any door staff, and to whom the incident was reported, including the names and numbers of any police officers who attended the scene of the incident and details of any witness/es;*
- e. *Any notes relative to the incident.*

SCANNED

I advised Miss Priestley the importance of recording all incidents giving an example of a complaint being made or an enquiry from an agency or member of the public 3 months later; it is much easier to explain or refute when comprehensive details are there in black and white.

We then resumed to the basement with Julie Priestley to check the CCTV system. When I asked Julie to demonstrate how long the system had recorded for, she stated it was less than 3 weeks. I advised that West Yorkshire Police guidelines state that 31 days footage should be retained. This is a breach of condition 103; namely

*A suitable CCTV system operated in accordance with guidelines from the West Yorkshire Police shall be provided.*

Due to the number and seriousness of the breaches of conditions, at 11:45 pm on Friday 9 April 2010 I issued a Section 19 Closure Notice under the Criminal Justice and Police Act 2001. The Notice states;

' There is the unauthorised sale of alcohol taking place for consumption on/ in the premises in breach of its licence within the last 24 hours ( further details, below ):

Door staff Register insufficient detail, SIA badge No not recorded/ Incident Book not being completed – 3 incidents last weekend not recorded/ CCTV not operated in accordance with WYP guidelines – less than 3 weeks footage on system'.


Julie Priestley agreed that as improvements to the Door Staff and Incident Registers would

Signature : 

take immediate effect and the CCTV would be storing the 31 days relatively soon, she agreed that the ' Steps which must be taken to end the alleged unauthorised use of the premises, or to prevent it from reoccurring : ' All above issues to be rectified within 2 weeks '. Julie Priestley signed that the Section 19 Closure Notice had been served on her at 11:55 pm on Friday 9 April 2010. ( I produce a copy of the Section 19 Closure Notice issued on the 9 April 2010 as my exhibit CB 2 ).

SCANNED

On Friday 14 May 2010 at 10:45 pm in company with my colleague Mr George Clark, Senior Liaison Liaison and Enforcement Officer, Entertainment Licensing Section and officers of West Yorkshire Police we visited the premises known as The Vine, situated on The Headrow, Leeds, LS1 6PU. The purpose of the visit was to conduct a follow up joint licensing inspection of the premises, to ensure that the premises were compliant with the terms and conditions of their Premises Licence especially in regard to the breaches identified on the outstanding Section 19 Closure Notice. Alan Wardle, the Designated Premises was on site as was Miss Julie Priestley. I rechecked the Door Staff Register and noted that since 15 April 2010, the door staff working at the premises were recording their full SIA badge number. When I rechecked the Incident Register I noted that since the same date, incidents were being recorded with comprehensive details. When we resumed to the basement to check the CCTV system, Miss Priestley explained that the CCTV engineer had attended at The Vine on 27 April 2010 and upgraded the system; however he had been unable to download/store the existing retained footage. Therefore Miss Priestley was only able to show footage from 27 April. I advised Miss Priestley the Section 19 Closure Notice would have to stay in place until all issues had been rectified. I gave her my business card and told her to ring me after the 28 May so that we could arrange a convenient time for me to come back to the premises and check that the CCTV system was retaining the full 31 days footage.

At 12 noon on Thursday 17 June 2010 I attended a meeting at Millgarth Police Station in respect of The Vine, The Headrow, Leeds, LS1 6PU. Also in attendance were PS Fullilove, PC Arkle, Mr Matthew Cooney, the area manager for the Premises licence Holder Abbey Business Contracts and Mr Alan Wardle, the Designated Premises Supervisor for The Vine. The meeting was initially called by West Yorkshire Police to discuss the number of incidents relating to the premises. I mentioned the outstanding Section 19 Closure Notice and the reasons for issuing it, i.e. Door Staff and Incident Registers and the CCTV system. In regards to the Door Staff; they were looking at another provider. In regards to the Incident Register, it was being completed and I could only reiterate the importance of comprehensive  
Signature : 



details being inputted. As to the CCTV, Mr Wardle did admit that they had experienced more problems with the system and it was now only retaining footage from 25 May 2010. I said I would re attend the premises at some time after the 26 June to check the CCTV. I gave Mr Wardle my business card and told him he could contact me at any time.

At 9:00 am on Tuesday 22 June 2010 I received a telephone call from Mr Wardle. He advised that he had been checking the CCTV system every day and today it had stopped recording on 23 days. He had contacted Dom Dom Alarms and they were coming out to The Vine at 12 noon. He told me he was paying £55 per visit.

SCANNED

At 2:25 pm on Wednesday 23 June 2010, I returned a call from Mr Wardle earlier that day. He informed me that the CCTV engineer had been out but could not fix the system in situ so had taken it away and replaced it with a temporary system. I asked Mr Wardle to keep me informed as there was no point in me going to re check the CCTV until he could confirm 31 days footage was being retained. Mr Wardle agreed to do so.

At 3:15 pm on Thursday 1 July 2010 I received a telephone call from Mr Wardle. A brand new CCTV system had just been installed. I told him I would therefore intend to visit the premises at the beginning of August to confirm the new system was compliant. Mr Wardle advised me he would be on holiday then but Jan would be on site and knew how to operate the system.

On 5 July 2010 I received an invitation from PC Arkle to attend a further Action Plan Meeting in respect of The Vine. I attended at Millgarth Police Station at 2:45 pm on Wednesday 7 July 2010 for the meeting. Also in attendance was PS Fullilove, PS Mynard, Mr Matthew Cooney, the area manager for the Premises Licence Holder Abbey Business Contracts and Mr Pete Spence of Select Group Security. The meeting had been called to discuss the operation of the premises since the last meeting on 17 June 2010 and in particular in relation to police attending an incident there on Thursday 1 July. A lengthy discussion took place about this incident in particular and the ability of the current Designated Premises Supervisor Mr Wardle to manage and control The Vine. Towards the end of the meeting I voiced my concern that the Section 19 Closure Notice that had been issued on the 9 April 2010 was still outstanding. For the benefit of Mr Spence who was now supplying door staff to the premises; I emphasised the importance of both the Door Staff and the Incident Register being completed fully. In regards to the CCTV , it was now 3 months and this really is not acceptable. The CCTV condition is one of the most important conditions on a

Signature 




Premises Licence, not only in respect of the prevention of crime and disorder but also safety; this does not only apply to members of the public but for the staff as well. I did advise that if the CCTV system was not compliant when I revisited at the beginning of August, then I would be speaking to my Principal Officer about the possibility of applying to Leeds Magistrates for a Closure Order for the premises under Section 20 of the Criminal Justice and Police Act 2001; that is how serious this is. Mr Cooney, the Premises Licence Holder's representative stated he would ensure the CCTV issue would be rectified.

At 10:25 am on Monday 12 July 2010 I received a telephone call from Mr Matthew Cooney. He stated he had attended at the Vine and checked the CCTV footage in regards to the wedding incident on Thursday 1 July mentioned at the Action Plan Meeting and Mr Wardle had been telling the truth and he was therefore not going to sack him.

SCANNED

At 9:50 am on Thursday 15 July 2010 I received a further telephone call from Mr Cooney advising that he had forwarded the CCTV of the wedding to PS Fullilove but he had heard nothing since. He also mentioned an incident with a male who had been in The Vine all day; the staff had kept asking him to leave but he wouldn't so they had made several 999 calls to the Police. When the door staff arrived on duty at 7 pm, this male was still there. The Police finally attended and the male was tasered. I advised him that I could not comment on this as it was not within my remit and that he would have to speak to PS Fullilove about it.

As a month had elapsed since Mr Wardle had advised me that a new CCTV system had been installed, on Monday 2 August 2010 I asked my two colleagues Mr George Clark and Mr Michael Waters, both Senior Liaison and Enforcement Officers, to attend at The Vine on my behalf to re check the CCTV. On their return they advised me that there were problems with the new system and it was only retaining footage from 10 July, which was obviously nowhere near the 31 day criteria.

Due to annual leave and other work commitments I was not able to return to The Vine until Monday 13 September 2010. At 11:50 am I attended at the premises and resumed to the basement with Jan, the manager, who was able to go through operating the CCTV system. The new system consisted of 16 cameras, covering both the inside and outside of the premises which records onto a hard drive system. Jan was able to show me footage from 7 August 2010 which complies with the 31 days as stated in the West Yorkshire Police guidelines. I then asked Jan if she could download the footage from a particular camera on that date. She was able to do this and handed me a DVD of the download. She stated she  
Signature : 

had 2 DVDs of downloaded footage from August bank holiday that the Police had requested and was now keeping a record of such requests. We then resumed upstairs to the bar and spoke to the DPS Mr Wardle. I inspected both the Door Staff and the Incident Registers and found them both to have been completed comprehensively since the 24 June 2010. We had a general discussion about the new door staff, Jan's increased confidence in them and again I stressed the importance of recording all incidents, no matter how insignificant at the time. I advised Mr Wardle that as the 3 matters had been rectified, I would now be withdrawing the Section 19 Closure Notice. I returned to the Entertainment Licensing Department and was able to view the CCTV footage I had asked Jan to download for me.

On Monday 13 September 2010 I wrote to Mr Wardle advising him that The Section 19 Closure Notice was now withdrawn as I was satisfied the premises were no longer being used for the unauthorised sale of alcohol and there was no reasonable likelihood that they would be so used in the future. ( I produce a copy of my letter dated 13 September 2010 as my exhibit CB 3 ).

SCANNED

At 9:15 am on Thursday 16 September 2010 I received a telephone call from Mr Cooney, the area manager for Abbey Business Contracts. Although he had initially called regarding the outstanding Section 19 Closure Notice for The Myrtle, Leeds 6; we did discuss The Vine and I advised him that I had written to Mr Wardle withdrawing the Section 19 in respect of his premises. During this telephone conversation and several previous ones, Mr Cooney voiced his opinion that he was being targeted by West Yorkshire Police. Mr Cooney again referred to 2 incidents that were recorded against The Vine that he wanted removing. When I advised him I could not comment and that he should raise this with PS Fullilove; he said he had done already and heard nothing since. I advised it may be worth putting his request in writing but he felt this would make the situation worse. In previous conversations when Mr Cooney has said he is the victim of a vendetta by the Police I have explained that I was the one who issued the Section 19 Closure Notices on The Vine and The Myrtle, not the Police and that on each date, I issued Section 19s at other premises. Even when I have tried to explain that other operators are called into Action Plan Meetings when agencies are experiencing problems and/or dealing with complaints about their premises; Mr Cooney still believes he is being singled out and treated unfairly because of his involvement in an application in respect of West Leeds Railway Men's Club some time ago. *SB*

Signature. 



**RESTRICTED**

Ref No:



**SCANNED**

**Witness Statement**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

Crime Ref. No:

URN:

**Statement of** Vernon Francis

Date of birth: Over 18

Occupation: Chief Inspector

This statement (consisting of: 2 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything which I know to be false or do not believe to be true.

Dated: 4<sup>th</sup> October 2010

Signature:

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am the Chief Inspector in charge of policing in Leeds City Centre and my current posting is to City and Holbeck Division a post I have held since October 2009.

I currently have 28 years Police service which have been spent in a wide variety of areas including Firearms, VIP, Search, Neighbourhood Policing to name a few. Much of my service has been spent in Leeds City Centre and as such I have amassed a great deal of knowledge in this area.

My current role as Leeds City Centre Commander enables me to dictate the policing style for the city as a whole and allows me to influence a number of key areas.

My view has always been that the Licensees in Leeds should take more responsibility and be held accountable for issues in the Night Time Economy. As such I devised a Night Marshal Scheme which commenced on 25th June in Leeds City Centre.

This scheme is unlike any other in the country in that it is financed and funded solely by the Licensees of the city which given the current climate means it is a secure and sustainable enterprise.

The results so far have proved excellent with a 75% reduction in Assault with Injury in the zones patrolled by the Police and Marshals.

I have also introduced a Licensing Matrix which affords scores to different crime types committed on premises.

The Matrix has also proved successful in that it is a Transparent and Proportionate system which allows premises to see where they sit on it and provides for timely intervention to address issues.

When premises reach 30 points they are automatically invited to meet with my Licensing Team to discuss issues and provide advice where needed to prevent an escalation.

Signature:

Signature Witnessed by:

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**RESTRICTED**



**SCANNED**

Continuation Statement of Vernon Francis

At 60 points premises enter Licensing Review territory but this may not always be the case dependant on engagement and responsible behaviour.

I ensure that I keep up to date with licensed premises issues by holding a fortnightly minuted meeting with key members of my Licensing Department and other police partners and resources.

At this stage I am able to have an informed opinion given all the information and intelligence put before me and can authorise formal action against premises.

In the summer of 2010 I was informed that the Vine Public House on the Headrow Leeds had entered the 60 point threshold. Based on accounts of incidents at the Vine and interaction at meetings between Licensing staff and Responsible persons from the venue and their subsequent failure to improve performance I authorised the commencement of Premises Licence Review proceedings against them.

I am happy to attend at any subsequent, if required to explain my decision making processes.

Signature:

Signature Witnessed by:

SCANNED

Part 1 - Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

Vine  
13 The Headrow  
Leeds  
LS1 6PU

Telephone number 0113 2430341

Licensable activities authorised by the licence

- Sale by retail of alcohol
- Performance of live Music
- Performance of recorded music
- Performance of dance
- Entertainment similar to live music, recorded music or dance
- Provision of facilities for making music
- Provision of facilities for anything similar to making music or dancing

THE VINE, THE HEADROW, LS1 6PU

DOCUMENT REFERRED TO IN  
MY STATEMENT AS -  
EXHIBIT NO CB 1

SIGNED.....

Licence Issued under the authority of:

N  
25

Jackson.

*Archibald*

T N Jackson  
Assistant Chief Executive  
(Corporate Governance)

Licence produced on 21/01/2010



Leeds  
CITY COUNCIL

**Times the licence authorises the carrying out of licensable activities***Sale by retail of alcohol*

Friday &amp; Saturday

11:00 - 01:00

Sunday to Thursday

11:00 - 00:00

*Performance of live Music*

Friday &amp; Saturday

11:00 - 01:00

Sunday to Thursday

11:00 - 00:00

*Performance of recorded music*

Friday &amp; Saturday

11:00 - 01:00

Sunday to Thursday

11:00 - 00:00

*Performance of dance*

Sunday

12:00 - 22:30

Monday to Saturday

08:00 - 23:00

*Entertainment similar to live music, recorded music or dance*

Sunday

12:00 - 22:30

Monday to Saturday

08:00 - 23:00

*Provision of facilities for making music*

Sunday

12:00 - 22:30

Monday to Saturday

08:00 - 23:00

*Provision of facilities for anything similar to making music or dancing*

Sunday

12:00 - 22:30

Monday to Saturday

08:00 - 23:00

**The opening hours of the premises**

Friday &amp; Saturday

08:00 - 01:30

Sunday to Thursday

08:00 - 00:30

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

Alcohol is sold for consumption both on and off the premises



**Part 2**

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

Abbey Business Contracts  
4 Highcliffe Court  
Greenfold Lane  
Wetherby  
LS22 6RG

Daytime Contact Telephone Number: 01937 580092

Mobile Telephone Number: 07786627053

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

Registered Business Number 05001028

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

Alan Wardle  
29 Edwin Street  
Houghton -Le- Spring  
DH5 8AR

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

Personal Licence Number: OUCHPER00755

Licensing Authority: City Of Sunderland

## **Annex 1 – Mandatory conditions**

1. Only individuals licensed by the Security Industry Authority may be used at the premises to guard against:-
  - a. unauthorised access or occupation (e.g. through door supervision), or
  - b. outbreaks of disorder, or
  - c. damage
2. No supply of alcohol may be made under this licence
  - a. At a time when there is no designated premises supervisor in respect of the premises licence, or
  - b. At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
3. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

### **Embedded restrictions attached to the licence by virtue of grandfather rights.**

4. Alcohol shall not be sold or supplied except during the hours stated on this licence and:
  - a. On Good Friday, 12 noon to 10.30 pm
  - b. On Christmas Day, 12 noon to 3 pm and 7 pm to 10.30 pm
  - c. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or if there are no permitted hours on the following day, midnight on 31st December).

The above restrictions do not prohibit:

5. The taking of the alcohol from the premises, (unless the alcohol is supplied or taken in an open vessel), during the first thirty minutes after above hours;
6. The consumption of the alcohol on the premises by persons taking meals there during the first thirty minutes after the above hours, if the alcohol was supplied for consumption ancillary to those meals.
7. Consumption of the alcohol on the premises by, or, the taking, sale or supply of alcohol to any person residing in the licensed premises;
8. The ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
9. The sale of alcohol to a trader or club for the purposes of the trade or club;
10. The sale of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's Naval, Military or air forces;
11. The taking of alcohol from the premises by a person residing there; or
12. The supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
13. The supply of alcohol for consumption on the premises to persons employed there for the

purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

14. Where the number of children attending the entertainment exceeds 100, the licensee shall ensure that the provisions of Section 12 of the Children and Young Persons Act 1933 are complied with.

### **Standard Terms and Conditions in respect of converted Public Entertainment Licence**

#### **GENERAL**

15. Throughout all parts of these conditions the phrase 'Licensing Authority' means the Leeds City Council.
16. a. Unless the hours for which the Licence is valid are expressly stated on the Licence there shall be no performance of any nature before 8.00 am or after 11.00pm on any day of the week including Saturdays, or after 10.30pm Sundays, without the prior consent of the Licensing Authority.
- b. There shall be no dancing or performance including dancing on any day appointed by Public Authority as a day of public mourning.
17. The Chief Constable of the West Yorkshire Police, any Police Officer, the Chief Fire Officer, any authorised officer in uniform of the West Yorkshire Fire Authority, any authorised Environmental Health Officer and their equipment and any other person authorised by the Licensing Authority shall have free access to all parts of the licensed premises at all reasonable times for the purpose of supervising the observance and enforcement of these conditions.
18. There shall be affixed and kept in a conspicuous place on the door or entrance of the premises an inscription in large capital letters the words as follows:

#### **"LICENSED PURSUANT TO ACT OF PARLIAMENT FOR MUSIC AND DANCING"**

**(NB: Omit 'Dancing' if Licence issued for public music only)**

#### **MANAGEMENT OF PREMISES**

19. The Licensee shall be responsible for carrying out the provisions of these Conditions of the Licence. The Licensee shall take due precautions for the safety of the public, employees and performers, shall retain control over all areas of the licensed premises and shall ensure that nothing shall take place on the premises which:
- a. is likely to cause disorder or breach of the peace;
- b. is likely to be grossly offensive to any person on the premises;
- c. involves drugs misuse; or
- d. involves any other unlawful activity.
20. The Licensee, or some other responsible person not less than eighteen years of age \*and nominated in writing for the purpose, shall be in charge of, and remain upon the licensed premises whenever they are used for licensed purposes. They shall not be engaged in any duties which prevent them from exercising general supervision and control.
21. Any written nomination of management shall be served on the Licensing Authority and a copy of the same shall also be retained on the premises and kept available for immediate inspection by any Official of the Licensing, Police or Fire Authority.
22. The Licensee shall provide notice of his or her intention to provide any form of entertainment which includes lap dancing, pole dancing, table dancing, striptease or any form of nudity or semi nudity on the part of the performers or the staff employed on the premises. Any



entertainment of this nature will be subject to additional standard special conditions of the licence'.

23. The person in charge shall be conversant with all licence conditions.
24. Any venue which accommodates external promoters shall maintain a register or a diary system to record all such events. Each entry should contain the specific date of the event, nature/title of the event and the name, address and contact telephone number of the promoter specific to that event. The register must be available for immediate inspection on request by any Official of the Licensing Authority or its authorised agents.

### **Public Safety**

#### **OCCUPANCY**

25. The maximum number of persons allowed in the stated areas whilst the Licence is in force is:  
120
26. The Licensee shall not permit persons in excess of the number specified on the licence to enter or occupy any portion of the licensed premises.
27. The Licensee shall ensure that staff are familiar with the maximum capacity of the premises.
28. The Licensee shall display notice containing details as to the maximum capacity figure in a prominent position upon entry to the premises. Where the capacity is divided into separate floors/areas within the premises notice of the appropriate capacity for each floor/area shall also be prominently displayed upon entry to the relevant floor/area.
29. The licensee shall at any time whilst the premises are in use be aware of the precise number of patrons on the premises. Where the licence covers different floors/areas, the licensee shall be aware of the number of patrons in each area at any given time and ensure that the numbers do not exceed those as stipulated on the licence. This information shall immediately be supplied on request to any Official of the Licensing, Police or Fire Authority.
30. Appropriately trained staff shall be provided to oversee general safety within the premises, and these shall be provided to a minimum number of one member of staff per 250 occupancy or part thereof, in accordance with the occupancy figure as stated on the Public Entertainment Licence.

Furthermore, in addition to the above the licensee shall ensure that an appropriately trained member of staff is designated to each emergency exit door to assist in the event of an emergency evacuation.

31. All members of staff shall be instructed in the safety precautions to be observed in the premises as far as those precautions relate to their duties and to the action to be taken by them in the event of fire or emergency.

#### **EXITS**

32. All exits, passages, landings and stairways shall be kept free from obstruction at all times when the premises are used for licensed purposes.
33. A clear unobstructed route leading from each fire exit to a place of safety outside the premises shall be provided and maintained available for use at all times.
34. Every door in the building for use by members of the public going from the auditorium to the outside of the building shall open outwards, unless the Licensing Authority shall have been satisfied that this is impracticable to the circumstances of the particular case, and shall be capable of being opened easily and immediately from the inside, without the use of a key, when required.

35. Where, with the prior consent of the Licensing Authority, doors or gates across exits open inwards, they shall be fastened fully opened so as not to form an obstruction.
36. If security is required for outward opening fire exit doors, then they should be secured with panic bolt or panic latch type fastenings only to the satisfaction of the Licensing and Fire Authority. A conspicuous '**PUSH BAR TO OPEN**' sign should be provided immediately above the push bars.
37. Any removable fastenings permitted by the Licensing or Fire Authority for securing exit doors when the public are not on the premises shall be removed before the public are admitted to the premises and shall not be replaced until the public have vacated the building.
38. Illuminated fire exit sign boxes lit by both primary and emergency lighting should be provided above all exits. Illuminated boxes incorporating graphic fire exit symbols, e.g. man moving through open door, should have white symbols on a green background. The size of the exit boxes should be appropriate for the maximum viewing distances involved.
39. Doors and openings other than exits to or from parts of the licensed premises to which the public are admitted shall be provided with notices indicating their uses or shall be marked "**Private**", and wherever practicable shall be kept secured. Where exit doors are fitted with automatic bolts they shall be clearly indicated with the words "**PUSH BAR TO OPEN**".
40. Where curtains are provided across an exit doorway they shall be divided at the centre and shall not trail the floor.
41. Except with the consent of the Licensing Authority, bars, wire guards or the like shall not be fitted to windows, nor shall the windows be otherwise obstructed in a manner likely to render them unavailable for the purposes of rescue in case of emergency.
42. The closing of collapsible gates or shutters across exit openings shall be prohibited whilst the public are in the premises.

#### **FIRE PRECAUTIONS**

43. The licensed premises shall be provided with fire appliances suitable to the fire risk in the premises and to the satisfaction of the Fire Authority.
44. Fire appliances shall be affixed to wall brackets to the satisfaction of the Fire Authority, and available for instant use at all times.
45. Fire extinguishers should be regularly examined, tested and maintained in accordance with the current British Standard to the satisfaction of the Fire Authority.
46. The licensee and employees should be made fully conversant with the location of fire appliances, method of operation and safe use, and with the action to be taken in case of fire.
47. A manually operated electrical fire alarm system shall be provided to the satisfaction of the Fire Authority. The alarm should be clearly audible in all parts of the building.
48. The Fire alarm system should be tested on a weekly basis in accordance with the current British Standard and to the satisfaction of the Fire Authority. The result of all tests with the exception of the daily inspection, should be recorded in a suitable log book provided for the purpose. The log book should be available for immediate inspection upon request of any official of the Licensing or Fire Authority.
49. The licensee and all employees should be made familiar with the method of giving warning of fire and with the escape route available from each part of the premises to which they resort or in which they may work.
50. All fire doors shall be maintained self-closing and shall not be secured in an open position.



51. A system for automatically cutting off the sound system which is linked to the sounding of the fire alarm shall be provided.
52. All scenery, drapes, curtains and decorations within the licensed premises shall be made of such material or shall be treated and maintained so as to be flame retardant in accordance with the current British Standard and to the satisfaction of the Fire Authority.
53. Plastic decorations are not acceptable.
54. Filling materials used in furnishings should be restricted to combustion modified foam or other materials having at least the same standard of fire performance. Upholstered furniture and floor coverings should comply with the current British Standard to the satisfaction of the Fire Authority.
55. Flues from kitchens and serveries and over grills and all ventilating shafts shall be maintained in a clean condition.
56. Smoking shall be strictly prohibited within the stage risk area and in dressing rooms. Notices bearing the words "NO SMOKING" in red letters on a white background shall be conspicuously displayed in these areas.
57. Where any open fireplaces, high temperature heating appliances or naked flames are used they shall be adequately protected by a suitable guard.
58. In the event of the heating being by a central heating system the heating apparatus shall be placed in a separate room from the auditorium. The door between this room and the auditorium should be self-closing and fire-resistant to a one hour standard.
59. Explosives, inflammable liquids or high inflammable articles shall not be brought into or used within any portion of the licensed premises.

#### **SPECIAL EFFECTS:**

##### **Pyrotechnics:**

60. No exhibition, demonstration or display of pyrotechnics or displays involving the use of fire shall be given in the licensed premises without the prior consent of the Licensing and Fire Authority. At least fourteen days written notice of application must be supplied in such circumstances.

##### **Laser Equipment:**

61. No exhibition, demonstration or display of laser equipment shall be given by any person in the licensed premises and no laser equipment shall be used by such person in the said premises unless the Director of the Leeds Environment Department has been given not less than 14 days previous written notice.

##### **Strobe Lighting:**

62. At entrances to venues where strobe lighting is in use warnings should be posted that stroboscopic lighting is in use and the possibility that susceptible people may be affected.
63. Flicker rates from stroboscopic lighting should be set at 4 or less flickers per second. This frequency shall apply to the combined flicker rates on any group of lights which can be directly gazed at.

#### **LIGHTING**

64. In all parts of the building to which the public are admitted and in all passages, corridors, ramps and stairways to which the public have access and which lead from the auditorium to the outside of the building, there shall provided adequate illumination by general lighting to the



satisfaction of the Licensing Authority.

65. In addition to the general lighting, adequate illumination to enable the public to see their way out of the building, without the assistance of the general lighting, shall be provided in the auditorium and all other parts of the building to which the public are admitted and in all passages, corridors, ramps and stairways, which lead from the auditorium to the outside of the building. This lighting shall be referred to as the safety lighting.
66. The safety lighting shall be provided from a source other than that of the general lighting.
67. All notices and exit indications shall be illuminated by both general and safety lighting.
68. The safety lighting shall be kept on at all times when the public are on the premises except in those parts of the building which are lit equally well by daylight.
69. Any battery supplying safety lighting shall be fully charged before the public are admitted to the premises and shall be of such capacity and so maintained as to be capable of supplying at normal voltage, the full load of the safety lighting during the whole time that the public are on the premises.
70. If there is a failure of the general lighting and the lighting is not restored within one hour, the public in the licensed premises shall be instructed to leave the building.
71. If there is a failure of the safety lighting, all parts of the building required to be illuminated by the safety lighting shall be immediately illuminated by the general lighting and the public in the licensed premises shall be instructed to leave the building forthwith.
72. Electrical apparatus and equipment within the building shall not be used for such purpose, or in such a manner, or when it is such a condition, as to cause danger of electric shock, fire or explosion.
73. Where gas is used for the lighting all gas burners within reach of the public shall be protected by glass or wire gloves and all gas taps shall be guarded in such a manner as to prevent unauthorised interference.

#### **ELECTRICAL INSTALLATION**

74. Electrical installation (including the fire alarm and emergency lighting systems) shall be in the charge of a competent electrician whose name is published on the Roll of National Inspection Council for Electrical Installation Contracting, or a member of Electrical Contractors' Association.
75. One of the following protective measures shall be used for all socket-outlets which may be used for the connection for lighting, video or sound amplification equipment and display models:
  - a. Each socket-outlet circuit shall be protected by a residual current device having a rated residual operating current not exceeding 30mA.
  - Or
  - b. Each individual socket-outlet shall be protected by an integral residual current device having a rated residual operating current not exceeding 30mA.

The current operation of all residual current devices shall be checked regularly by pressing the test button. If the device does not switch off the supply, an electrical contractor should be consulted. At the same time action should be taken to prohibit the use of socket outlets associated with a faulty residual current device.

#### **ELECTRICAL SAFETY CERTIFICATE**

76. The Licensee shall ensure that the electrical installation to the whole of the premises carries a recent safety certificate issued by a competent electrician whose name is published on the Roll of National Inspection Council for Electrical Installation Contracting, or a member of the Electrical Contractors' Association.

The inspection shall include **ALL** electrical appliances and fire alarm and emergency lighting systems.

The licensee shall ensure that the electrical installation is checked on an **annual** basis and on renewal of the Public Entertainment Licence shall furnish the Licensing Authority with a copy of an Electrical Safety Certificate valid for the period of the licence.

### **SANITATION/CLEANSING**

77. Suitable and sufficient sanitary accommodation must be provided and maintained to the satisfaction of the Chief Environmental Health Officer.
78. The premises shall at all times be maintained in a clean, sanitary and safe condition and shall be open during the continuance of this licence to an inspection by the Licensing Authority or their authorised agents.

### **SEATING**

79. Any seating in the licensed premises shall be so arranged as to allow free access to all exits there from.
80. For a closely seated audience chairs shall be either securely fixed to the floor or alternatively shall be battened securely together in units of not less than four seats. Adequate gangways, not less than 42" (1100mm) wide, unless otherwise approved by the Licensing Authority, shall be provided. The gangways shall lead directly to each exit door and shall be kept free from obstruction. No seat shall be more than twelve feet (4.0m) from any gangway.
81. Seating in invalid chairs other than engine driven chairs will be permitted subject to any condition imposed by the Licensing and Fire Authority.

### **ACCESS, EGRESS AND FACILITIES FOR THE DISABLED**

82. Means of access, egress and emergency egress shall be provided and maintained in accordance with any recommendations of the Licensing and Fire Authority.

### **ALTERATIONS**

83. Alterations or additions, whether permanent or temporary, to the structure, the lighting, electrical heating, ventilating, mechanical, or installations, or to the seating, gangways or other arrangements in building in which the licensed premises are situated shall not be made except with the consent of the Licensing Authority and in accordance with any conditions of such consent.

### **FIRST AID FACILITIES**

84. The Licensee shall maintain a first aid box on the premises in accordance with the Health and Safety (First Aid) Regulations 1981 and make sure that:
  - it is accessible at all times
  - items are replaced as they are used

Any person who appears unwell, including those affected by drugs or alcohol, must be seen by a trained first aider, who shall:

- give first aid
- if necessary, seek medical assistance.

### **INCIDENT REPORT REGISTER**

85. The licensee shall maintain an Incident Report Register within which staff must record any

incident which has occurred on the premises.

The Incident Report Register must be retained on the premises for a period of one year, taken from the date of the last entry, and include the following:

- a. consecutively numbered pages;
- b. the date and time of incident;
- c. the nature of incident;
- d. the full name/s of staff involved including the registration number of any door staff, and to whom the incident was reported, including the names and numbers of any police officers who attended the scene of the incident and details of any witness/es;
- e. Any notes relative to the incident.

Incident Report Registers shall be produced for immediate inspection on request by any Official of the Licensing or Police Authority.

### **VENTILATION**

86. The premises must be effectively ventilated when the public are present. Any mechanical ventilation system must be properly maintained.

### **DRINKING WATER**

87. Drinking water provision must be clearly available, free of charge, at all times whilst the Entertainment Licence is operative.

This facility must be kept in a clean condition.

### **HYPNOTISM**

88. No exhibition, demonstration or performance of hypnotism shall be given on any person in the premises except with the express consent of the Licensing Authority and subject to such conditions as the Licensing Authority may attach to such consent.

Any notification of intention to stage a hypnotist should be made in writing providing at least fourteen days notice.

### **Prevention of Public Nuisance**

### **NOISE NUISANCE**

89. The Licensee shall ensure that no nuisance is caused by noise or vibration emanating from the licensed premises resulting from the use of this Licence. The Licensee shall provide urgent attention to any reports of noise nuisance, and act upon direction of the Licensing Authority.

### **FLYPOSTING**

90. Licensees are reminded that unauthorised fly posting is an offence under the Town & Country Planning Act 1990, as amended, Section 224.

### **Protection of Children from harm**

91. In the case of an audience consisting of persons under 16 years of age, the minimum number of staff shall increase to a ratio of one per 100 occupancy.
92. At any licensed function no child shall be permitted to occupy any seat in the front row of the balcony, gallery or tier unless accompanied by, or in the charge of a person who appears to



have attained the age of 16 years.

### **Prevention of Crime and Disorder**

#### **REGISTERED DOOR STAFF**

93. The Licensee shall ensure that any persons employed on the premises to work in the capacity as a door supervisor, hold current registration with the SIA and comply with all relevant rules and regulations laid down by that body.

#### **Door Staff Daily Record Register**

94. The Licensee shall maintain a Daily Record Register which is to be completed on a daily basis by the door staff when they commence and finish duty.
95. The Daily Record Register must be retained on the premises for a period of one year, taken from the date of the last entry, and include the following:
- a. consecutively number pages;
  - b. the registration number and full name of each registered person on duty;
  - c. the date and time that he/she commenced that period of duty with a signed acknowledgement by that person;
  - d. the time at which he/she finished duty with a signed acknowledgement by that person.

Daily Record Registers shall be produced for immediate inspection on request by any official of the SIA, Police or Licensing Authority.

#### **SEARCH POLICIES**

96. Licence holders must have a written search policy for those entering the premises.
97. All members of staff must be acquainted with this policy.
98. Sufficient number of staff of both sexes shall be on duty to undertake any searches of the public.
99. Clear and visible notices should be displayed to those entering the premises detailing the establishments search policy. These signs should state that the police will be informed if anyone is found in possession of controlled substances or weapons.
100. Secure receptacles, to the standard as required by the West Yorkshire Police, must be provided in a restricted part of the building for staff to deposit drugs and weapons.
101. Any seizure of controlled substances and weapons must be recorded in the Incident Report Register and reported to the police at the earliest possible time.

#### **GLASS RECEPTACLES**

102. The licensee shall ensure that drinks glasses and any other glass receptacles are prevented from being taken off the premises accepting off-sales and their legitimate sale.

#### **CLOSE CIRCUIT TELEVISION (CCTV)**

103. A suitable CCTV system operated in accordance with guidelines from the West Yorkshire Police shall be provided.
104. Any exemption to this condition must be agreed by the West Yorkshire Police and Licensing Authority.

## LEEDS NIGHTWATCH SAFER CITY INITIATIVE

105. All venues located within the Millgarth Division of the West Yorkshire Police which have the benefit of a Special Hours Certificate shall be a member of the Leeds Nightwatch Safer City Initiative. Each venue will operate with the benefit of a radio supplied through the L.N.S.C.I and will adhere to the operating rules and guidelines laid down within the scheme.

### Annex 2 – Conditions consistent with the Operating Schedule

#### Additional details in respect of Licensable Activities authorised by this licence

106. **Sale by retail of alcohol**

Seasonal Variations:

None

Non Standard Timings:

None

107. **Performance of live Music**

Location where activity will take place:

This activity will take place indoors.

Activity Details:

None defined

Seasonal Variations:

None

Non Standard Timings:

None

108. **Performance of recorded music**

Location where activity will take place:

This activity will take place indoors.

Activity Details:

None defined

Seasonal Variations:

None

Non Standard Timings:

None

109. **Performance of dance**

Location where activity will take place:

This activity will take place indoors.

Activity Details:

None defined

Seasonal Variations:

None

Non Standard Timings:

None

**110. Entertainment similar to live music, recorded music or dance**

Type of entertainment taking place:

None defined

Location where activity will take place:

This activity will take place indoors.

Activity Details:

None defined

Seasonal Variations:

None

Non Standard Timings:

None

**111. Provision of facilities for making music**

Facilities provided:

None defined

Location where activity will take place:

This activity will take place indoors.

Activity Details:

None defined

Seasonal Variations:

None

Non Standard Timings:

None

**112. Provision of facilities for anything similar to making music or dancing**



Type of entertainment taking place:

None defined

Location where activity will take place:

This activity will take place indoors.

Activity Details:

None defined

Seasonal Variations:

None

Non Standard Timings:

None

113. **Concerns in respect of children**

none

**Conditions consistent with the operating schedule relating to the licensing objectives**

**General – All four licensing objectives**

None

**The prevention of crime and disorder**

None

114. Door staff hours extended to cover new opening hours, Thursday to Sunday.

**Public safety**

115. Written records of all accidents and safety incidents involving members of the public will be kept. These will be made available at the request of an authorised officer.

116. A suitably trained and competent person must ensure regular safety checks of the premises including decorative and functional fixtures, floor surfaces and equipment (including electrical appliances) to which the public may come into contact are undertaken. Records of these safety checks must be kept and made available for inspection by an authorised officer.

117. During opening hours, the cellar door must be kept locked or adequately supervised to prevent unauthorised access by the public.

118. Electrical installations will be inspected on a periodic basis (at least every 3 years or at a frequency specified in writing) by a suitably qualified and competent person. If used, any temporary electrical wiring and distributions will also be inspected. Inspection records/certificates will be kept. These will be made available at the request of an authorised officer.

119. One of the following protective measures shall be used for all socket-outlets which may be used for the connection for lighting, video or sound amplification equipment and display models:

a) Each socket-outlet circuit shall be protected by a residual current device having a rated residual operating current not exceeding 30mA.

Or

b) each individual socket-outlet shall be protected by an integral residual current device having a rated residual operating current not exceeding 30mA.

120. The current operation of all residual current devices shall be checked regularly by pressing the test button. If the device does not switch off the supply, an electrical contractor should be consulted. At the same time action should be taken to prohibit the use of socket outlets associated with a faulty residual current device.
121. A written spillage policy will be kept to ensure spillages are dealt with in a timely and safe manner.
122. Members of the public will be prevented from accessing hot food and drink preparation areas to prevent risk of scalds or burns to them.
123. A suitably trained First Aider or appointed person will be provided at all times when the premises are open.
124. Adequate and appropriate First Aid equipment and materials will be available on the premises.
125. Where strobes, lasers, smoke machines or any other special effects equipment may be used, a written health and safety policy covering all aspects of their use will be provided, and staff will be appropriately trained.
126. No strobes, lasers, smoke machines or any other special effects, will be used at the premises unless there is a clearly displayed warning at the entrance to the premises that such equipment is in use.

#### **The prevention of public nuisance**

127. Noise from the premises shall be inaudible at the nearest noise sensitive premises (i) after 23.00 hours and (ii) at any time when entertainment, as defined by paragraph 2 of schedule 1 of the Licensing Act 2003, takes place on more than 30 occasions per year.

#### **The protection of children from harm**

128. No children at bar serverly, all children to be off the premises by 5.00 pm.

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

#### **General – all four licensing objectives**

None

#### **The prevention of crime and disorder**

None

#### **Public safety**

None

#### **The prevention of public nuisance**

None

#### **The protection of children from harm**

None

**Annex 4 - Plans**

The plans for these premises are as those submitted with the application. A copy of which is held by Leeds City Council Licensing Authority.



# Premises Licence Summary

Premises Licence Number: **PREM/01441/V01**

Schedule 12 Part B Licensing Act 2003

Licence Issued on: **14th January 2010**

## SCANNED

**Premises Address:** Vine, 13 The Headrow, Leeds, LS1 6PU

**Licensable activities authorised by this licence:** Sale by retail of alcohol, Performance of live Music, Performance of recorded music, Performance of dance, Entertainment similar to live music, recorded music or dance, Provision of facilities for making music, Provision of facilities for anything similar to making music or dancing,

### Times for licensable activities

#### Sale by retail of alcohol

Friday & Saturday 11:00 - 01:00  
Sunday to Thursday 11:00 - 00:00

#### Performance of live Music

Friday & Saturday 11:00 - 01:00  
Sunday to Thursday 11:00 - 00:00

#### Performance of recorded music

Friday & Saturday 11:00 - 01:00  
Sunday to Thursday 11:00 - 00:00

#### Performance of dance

Sunday 12:00 - 22:30  
Monday to Saturday 08:00 - 23:00

#### Entertainment similar to live music, recorded music or dance

Sunday 12:00 - 22:30  
Monday to Saturday 08:00 - 23:00

### Times for licensable activities

#### Provision of facilities for making music

Sunday 12:00 - 22:30  
Monday to Saturday 08:00 - 23:00

#### Provision of facilities for anything similar to making music or dancing

Sunday 12:00 - 22:30  
Monday to Saturday 08:00 - 23:00

### Opening hours of premises

Friday & Saturday 08:00 - 01:30  
Sunday to Thursday 08:00 - 00:30

**Alcohol sales are permitted for consumption both on and off the premises**

**Premises Licence Holder(s):** Abbey Business Contracts, 4 Highcliffe Court, Greenfold Lane, Wetherby, LS22 6RG

**Registered number of holder(s):** 05001028

**Designated Premises supervisor:** Alan Wardle

**Access to the premises by children is restricted. Detailed in full on Part A of this licence.**

Licence Issued under the authority of:

*N Jackson.*  
25  
*T. Nicholls*

T N Jackson  
Assistant Chief Executive  
(Corporate Governance)

Licence produced on 21/01/2010



**Leeds**  
CITY COUNCIL

SIGNED.....

### CLOSURE NOTICE

Section 19, Criminal Justice and Police Act 2001

Read accompanying notes on reverse

This Closure Notice is served by the Local Authority Licensing Officer named below if he/she is satisfied that the premises are being, or within the last 24 hours have been, used for the unauthorised sale of alcohol for consumption on or in the vicinity of the premises. Each of the paragraphs below must be completed by the Local Authority Officer.

Date of Closure Notice: 9.4.....2010 Time Notice served: 2345 AM/PM

Licensing Authority: Leeds City Council

Name and position of the Local Authority Licensing Officer serving the Closure Notice:.....

CARMELO BRENNAND, SENIOR WASON + ENFORCEMENT OFFICER

Signature of Licensing Authority Officer, above:.....

Name and address of subject premises: THE VINE, THE MEADOW,

LEEDS Post Code: LS1 6PU

#### Alleged unauthorised use of the premises --

There \* ~~has been~~ / \* is the unauthorised sale of alcohol taking place for consumption on / in the vicinity of the premises in breach \* of its licence / \* of ~~no licence authorisation~~, within the last 24 hours (further details, below):

DOOR STAFF REGISTER INSUFFICIENT DETAIL, SIA BASED

NO NOT RECORDED / INCIDENT BOOK NOT BEING COMPLETE

TED - 3 INCIDENTS LAST W/END NOT RECORDED.

(\*Delete whichever does not apply) CCTV NOT OPERATED IN ACCORDANCE  
WIP GUIDELINES LESS THAN 3 WKS FOOTAGE ON SYSTEM.

Steps which must be taken to end the alleged unauthorised use of the premises, or to prevent it from reoccurring:

ALL ABOVE ISSUES TO BE RECTIFIED

WITHIN 2 WEEKS.

The person (if applicable) upon whom the Closure Notice has been served:

Name: JULIE PRIESTLEY Position: Manageress

Signature: [Signature] Date: 9-04-10 Time: 11:55 AM/PM



## **Notes:**

### **'Closure Notice' – Section 19, Criminal Justice and Police Act 2001**

- A Local Authority Licensing Officer has issued this Closure Notice under Section 19 of the Criminal Justice and Police Act 2001 (CJ&PA2001) (Sections 126 and 127 of Schedule 6 to the Licensing Act 2003). The Notice alleges that the premises are / have been operating illegally, contrary to the provisions in the Premises' Operating Schedule and therefore in breach of its licence / no licence authorisation.
- Such a breach affects the authorisation to sell alcohol in compliance with the Licensing Act 2003, being a licensable activity within the meaning of Section 14 of the Act.
- The Notice sets out the actions which must be taken by the person in control of, or responsible for, the unlawful activities conducted on the premises.

### **'Closure Order' - Section 20, Criminal Justice and Police Act 2001**

- Once a Closure Notice has been served under Section 19 of the CJ&PA2001, the Licensing Authority (or Police) may make a complaint to a Justice of the Peace at the local Magistrates' Court for a Closure Order.
- An application can be made to the Magistrates' Court if the local Licensing Authority are satisfied that the unauthorised sale of alcohol (as alleged in the Closure Notice) is continuing and if there is a reasonable likelihood that the premises will so be used in the future.
- Any such application for a Closure Order must not be made less than seven days and not more than six months after the service of this Closure Notice.
- Where a complaint has been made to the Magistrates' Court, the Justice of the Peace may issue a summons requiring the applicant and the person(s) upon whom the Closure Notice was served to attend a Court hearing. The summons will state the date, time and place where the hearing will take place.
- At the hearing, the Court will consider the complaint and decide whether a Closure Order should be made or not.
- The procedure on a complaint for a Closure Order shall (except as otherwise provided), be in accordance with the Magistrates' Court Act 1980.

### **Appeals - Section 24, Criminal Justice and Police Act 2001**

- Subsections (1) – (2) provide that an appeal against a Closure Order can be made to the Crown Court by any person upon whom a Closure Notice was served, or by any other person who has an interest in the premises but on whom the Closure Notice was not served. Subsection (1) also permits appeals to the Crown Court in relation to discharge orders. All appeals are required to be lodged within 21 days of the Closure Order or relevant decision being made. There are no restrictions on the grounds for which the appeal can be made.
- Subsection (3) empowers the Crown Court, on appeal, to make any order it considers appropriate.

### **Enforcement Powers and Offences – Section 25, Criminal Justice and Police Act 2001**

- It is an offence for a person, without reasonable excuse, to permit a premises to be open in contravention of a Closure Order made by the Magistrates' Court. Any person found guilty of such an offence will be liable to a fine not exceeding £20,000, or to imprisonment for a term not exceeding three months, or to both (Not exhaustive).

**THIS IS THE END OF THIS CLOSURE NOTICE**





**Private & Confidential**

Mr Alan Wardle  
The Vine  
The Headrow  
Leeds  
LS1 6PU

**Legal, Licensing & Registration**  
Entertainment Licensing Section  
Civic Hall  
Leeds LS1 1UR

Contact: Carmel Brennand  
Tel: 0113 247 4095  
Fax: 0113 224 3885  
Email: [carmel.brennand@leeds.gov.uk](mailto:carmel.brennand@leeds.gov.uk)

Your reference:  
Our reference: A80/LIC/CB  
PREM/01441/V01  
13 September 2010

Dear Mr Wardle

**CANCELLATION OF CLOSURE NOTICE AT THE VINE, THE HEADROW, LEEDS, LS1  
6PU**

**SECTION 19, CRIMINAL JUSTICE AND POLICE ACT 2001**

A Closure Notice was served upon your manageress Julie Priestley, in respect of the above premises, by an authorised officer of Leeds City Council on Friday 9 April 2010 under section 19(3) Criminal Justice & Police Act 2001.

The service of the Closure Notice was made due to the alleged unauthorised use of the premises as indicated on the Notice (copy attached).

The authorised officer who served the original Notice is now satisfied that the premises are:-

- (a) no longer being used for the unauthorised sale of alcohol; and
- (b) there is no reasonable likelihood that the premises will be so used in the future

In the circumstances, a "Notice of Cancellation" is being served upon you, in order to terminate the original Closure Notice.

Under section 19(8) Criminal Justice & Police Act 2001, this is a cancellation of the original Closure Notice and it shall have immediate effect once it is served upon you. This Cancellation Notice will also be served upon all the other persons upon whom that the original Closure Notice was served.



Leeds City Council will not, on this occasion, be applying to the Magistrates' Court for a Closure Order. This therefore concludes the matter as far as the council is concerned.

Yours sincerely,



Carmel Brennand  
Senior Liaison & Enforcement Officer  
Entertainment Licensing Section  
Leeds City Council



SCANNED

## WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B;  
Criminal Procedure Rules 2005, Rule 27.1)

NICHE Ref. No:

URN:

Statement of MYNARD

Date of birth: Over 18

Occupation: PS 5197

This statement (consisting of:            page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated: 23<sup>RD</sup> September 2010

Signature:

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am a uniformed Police Sergeant within the West Yorkshire Police Force, currently stationed at Millgarth Police Station, Leeds. My current role is that of Neighbourhood Policing Sergeant for the City Centre of Leeds.

This statement relates my involvement with The Vine Public House, The Headrow, Leeds. I have been in my current role as City Neighbourhood Policing Team Sergeant since August 2009. Upon my arrival to my post I was given responsibility and the work streams around taxi's, City Centre congestion and violent crime.

With the work streams I had been given responsibility for I decided to visit all the so called 'rough' pubs and clubs and offer support and advice to reduce their demand on the Police and improve their reputations. With this I spoke with bar staff, landlords and landladies and left my personal business card to ease contact. The reason I did this was due to the well documented fact that excess alcohol and

Signature:

Signature witnessed by:



NICHE Ref. No:		URN:	
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Continuation Statement of MYNARD

violence seemingly go hand in hand, so responsible sale and consumption of alcohol would reduce the level of violent crime in the City.

I especially made a point of visiting The Vine and its neighbour The Three Legs of Man on regular occasions. With The Vine I spoke regularly with the head barmaid; Jan, as the designated premises supervisor; Mr Wardle was usually not available when I attended, often referred to as upstairs resting.

At about 1930 hours Thursday 1<sup>st</sup> July 2010, I was watching the LeedsWatch cctv cameras on a monitor situated in my office. I could see a group of about 30 and obviously drunk people staggering in and out of The Vine Public House, all seemingly well dressed yet unsteady on their feet and stumbling about. I viewed this for about 30 minutes, to see if anybody from the premises was taking control of the situation; it was obvious they weren't.

I felt that something needed to be done, as this area of Leeds has a number of Bus Stops and members of the Public were looking uneasy from what I could see from the cameras. I attended the location in full uniform in company with PC 2631 HUGHES, and 2 PCSO's 677 OVERTON and 458 HALL. En route a message was passed via my personal radio that 2 females were fighting outside the premises.

As I arrived I was directed to the 2 females who had been in the fight inside the The Vine, I asked them to come outside and dealt with the incident, which turned out to be a wedding party and the females in disagreement were mother and sister of the bride. I then returned inside the premises and found about 80 people inside and as I walked around they all seemed heavily in drink and it was obvious they had been served within the premises by the only 2 members of staff working as they had drinks in front of them. I could tell they were drunk by speaking to many of them and they all had slurred speech smelt heavily of intoxicants and when walking through the Public House were unsteady on their feet. A large

Signature:

Signature Witnessed by:

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NICHE Ref. No:		URN:	
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Continuation Statement of MYNARD

proportion of the clientele were dressed in suits and dresses and grouped together which linked them to the wedding party that had been in the premises and also been involved in the fracas outside.

I located the dps; Wardle behind the Public bar and asked him to come outside and spoke to him at length regarding why we had attended and asked why serving drunk people, he did not answer. It took some time into conversation with Wardle for me to realise that he was drunk also, he admitted this, but stated he was not working and Jan was in charge. He stated he had been upstairs between 1700-1900 hours so was unaware of any problems or situation arising downstairs. I told him that a report would be sent to the Licensing Department about his condition and the current position of his bar. I had such a level of concern that the bar was too full and not being properly controlled that outbreaks of violence would occur I spoke with the Inspector for the evening; Mr Lawrie and obtained verbal authority for a section 161 closure if I felt it was necessary.

The door staff for the evening were coming on duty at this time so I decided to allow them to try and rectify the situation as I would have caused a large public order incident if I had decided to close the Public House at that time. It later transpired that some of those in Public House who had been served alcohol were barred from the premises, but had not been refused entry or service, again increasing the feeling of tension within the Public House.

I left the premises with the instruction to Wardle to leave the bar area and attempt to sober up, which I feel would be difficult for him to do; as after it took so long for me to recognise that he was drunk on this occasion he was likely to have been drunk on the other occasions I spoke with him. I recall visiting a week prior to this and Wardle was stood behind the bar drinking cider although he stated he was not working, as the figurehead of the establishment I feel he should set the standard, and if he is serving himself when drunk then his staff will do the same to the customers.

Signature:

Signature Witnessed by:

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Continuation Statement of MYNARD

On the same visit Wardle stated he had sacked his all his previous staff due to them being too familiar with the bad customers, from further visits it is apparent only 1 ginger haired female barmaid was no longer working there, so infact he had lied to me.

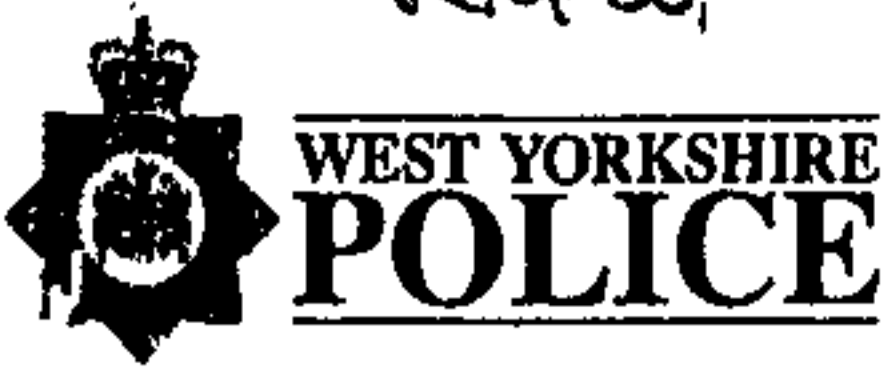
After the wedding party incident I revisited the premises around 2300 hours where I found Wardle drinking with the customers, this time away from the bar, and due to my fair actions the customers that were there at that time were well mannered with nobody seemingly overly drunk.

Since the incident I have still been visiting this premises and others like it, to continue offering support, and they still have the contact details that I left but no calls or contact have been made to me and there has been other numerous incidents at the premises since.

Signature:

Signature Witnessed by:





NOT PROTECTIVELY MARKED  
SCANNED

White - POLICE COPY Yellow - DPS

CLOSURE NOTICE

Section 19, Criminal Justice and Police Act 2001

Ref 11

Read accompanying notes on reverse

This Closure Notice is served by the Police Officer named below if he/she is satisfied that the premises have been used for the unauthorised sale of alcohol for consumption on, or in the vicinity, of these premises within the last 24 hours. Each of the paragraphs below must be completed by the Police Officer.

Date of Closure Notice: 11<sup>th</sup> September 2009 Time Notice served: 2.30 AM/PM

Police Force: WEST YORKSHIRE

Name and rank of Police Officer above: P/S 2380 MAXFIELD

Signature of Police Officer above: [Redacted]

Name and address of premises affected: The Vine, 13 The Heathrow

Postcode: LS1 6PU

Alleged unauthorised use of the premises

There has been the unauthorised sale of alcohol because:

Ground of licence is that:

- 1) Door safe not of approved type - no dual lock?
- 2) Door staff not employed in line with SIA regulations ✓
- 3) Nite net radio not being used ✓
- 4) Incident book not acceptable and previous incident not recorded. All pages were a photocopy of page 11
- 5) No written search policy displayed X

Steps which must be taken to end the alleged unauthorised use of the premises, or to prevent it from re-occurring:

- 1) Purchase a compliant door safe
- 2) Door staff to be employed through a security company or DPS to obtain SIA non full time licence
- 3) Nite net radio to be in use by door staff
- 4) Incident book to be obtained with fixed pages and consecutively numbered
- 5) Display a written search authority in prominent position on the door.

The person (if applicable) upon whom the Closure Notice has been served:

Name: MICHAEL EAST Position: DPS

Signature: [Handwritten Signature]

SCANNED

08/01/2010 Bronze visit at 1945 – Reason: DPS, [REDACTED] recently arrested after stealing cash from takings. Please check if he is still on the premises supervising as a DPS should be. Previous drugs problems.

No DPS present at time of visit. New Premises License holder, Mr Alan Wardle (personal license holder – number 00CMPER00755 expires 03/11/2015) will be becoming DPS. There is still no one on premises who can operate CCTV system, but as Wardle did not know this was part of the S19 which was issued last time and he has only just started, he was advised to learn the system for the next visit. He was also not aware of any drug safe on the premises and was given leaflet on company selling them and advised to buy one before next visit. New company which owns the Vine is Abby Business Contract (ABC) Ltd and the new manager is Andy Burn. Nitenet used and working.

Although these premises have an outstanding S19 and the conditions have still not been met, we have given Wardle the benefit of the doubt as he has just started and due to the situation with the previous DPS, but Wardle was given until the next visit to correct these issues.

06/02/2010 PREM 1441/V01. Re-visit in relation to Section 19 issued by WYP on 11.9.09.

DPS on site and able to produce newly issued Part A licence, Part B displayed near the bar. Drugs safe is in cellar, attached to the floor. However there is only one key lock, not a dual key. DPS produced a note signed by Cath Arkle stating she had the key. CCTV not working at all. DPS stated a new system on order and a copy of the order invoice has been given to Police. New doorstaff company employed - Protec. Doorstaff register and Incident book provided by them. All in order. Premises have 3 nitenet radios - Michael Batley dealing.

11/02/2010 Bronze visit at 2110. Reason: Check progress of CCTV order as not working at all on last visit. Promised to expedite asap. The Vine figures heavily in new stats re levels of increased violence throughout last year.

DPS, Alan Wardle (very drunk) was on site – he was having a night off. Gareth Humes in charge. New CCTV/hard-drive installed Monday 8 February 2010. Unable to open drug safe – key we had didn't open the safe. Nitenet in use – advised to have doorstaff with radio and not behind bar or downstairs. Approximately 30 people in – good spirits – no issues.

18/02/2010 Bronze visit at 2250 by PS6577 Cliffe. Reason: Continued reports of violence on or just outside premises. Check for extreme intoxication and comment please. Please try drug safe with specific keys in folder on yellow fob (Not Master Keys). Management should have other keys for separate lock. Not the 'usual' type of safe but falls within requirements.

DPS in bed ill – did not speak with police. Julie Priestley, manageress – no keys for safe. States previous DPS removed key – Jan 2010. No extreme intoxication.

20/03/2010 Silver visit at 0000 by PS4761 Brooksbank, 8, 647, 8252. Reason: increase in reports of violence outside premises. Check any door staff employed. Take names, numbers and details of which company supplies them. Please comment on type of customer and general impression of management.

Alan Wardle (DPS) and 40 customers on site at time of visit. Two door staff on duty from Protec: Mark Richard Simpson Goodwin 01011001 8537 4201 (001281457446) exp 02/10 – letter stating waiting new badge; Olatynde Ibronke 0101 1003 2598 3606 exp 06/11/2010: one positioned at front of house and one inside. Nitenet present, in use and test call carried out checked. Check 21 posters displayed. No under-age drinking issues. Premises License available for inspection and Part B displayed. No drug safe. Lost items of clothing being stored on site. No indication of illegal drug use on premises. No excess/broken glass/bottles lying about. All bar staff authorised to sell alcohol. CCTV in operation and



storage in order. Random search policy in place. No unsuitable drinks promotions. Acceptable incident book in use.

09/04/2010

Silver visit at 2320 by SO8562, SO8460. Reason: increase in violent incidents, over consumption of alcohol and possible drugs issues. Take details of doorstaff and which company they work for, take details of person in charge and check incident book. Recent Section 18 outside by person who'd been inside. Comments please on general drunkenness.

Julie Priestley, Bar Manager, and 80 customers on site at time of visit. Two door staff on duty from Protech Security: Ola Ibrionik (17/07/1972) 0101 1003 2598 3606 exp 06/11/2010; Saman Fakhri (11/11/1989) 0130 0115 7944 2915 exp 28/02/2012 both positioned at front door. Nitenet in use by head doorman - checked by officer/working/test call carried out. Check 18 posters displayed. No under-age drinking issues. Premises License available for inspection and Part B displayed. Drugs safe is not to the specifications of WYP (only one lock) - to check with PC Arkle. No lost property being stored on site. No indication of illegal drug use on premises. No excess/broken glass/bottles lying about. All bar staff authorised to sell alcohol. CCTV in operation and but only stored for 21 days. Random search policy in place/being implemented. No unsuitable drinks promotions. Acceptable incident book in use but incidents are not being recorded - three attended last week but not in book.

Section 19 issued by LCC for CCTV, door staff incident and signing-in book.

14/05/2010

Bronze visit at 2244. Reason: after Section 19 served. Message from The Vine that they have acquired a new drugs safe. Can officers collect set of police keys after checking that the 2 locks are different please. Keys to be sent to Licensing.

- New drug safe installed and key obtained. Old drug safe taken.
- When CCTV system upgraded all old footage lost
- Not all details of persons involved recorded in incident book
- Nitenet on premises. One Nitenet radio switched off and on-charge in office. One Nitenet radio on front door. Radio checked and is working.

16/07/2010

Bronze visit at 1950. Reason: visit to check amount of customers and their sobriety. Premises currently on action plan to reduce incidents. Help has been offered by NPT and Licensing but premises still experiencing high volume of incidents. Of most concern is the over consumption of alcohol and whether or not the DPS is in control of the premises. If headcams available and able to operate please consider use of these to record any extreme drunkenness. Would be quite impactful at any Licensing hearing.

- Large number of people over-intoxicated already (1950 hrs)
- Doorstaff smoking whilst on duty and officers present - DPS advised
- Nitenet still behind bar although doorstaff on duty. Apparently just haven't picked it up yet. Picked up and turned on whilst present.
- CCTV: 16 colour cameras - one not working. Only recorded from 01/07/2010 due to technical issue - now fixed
- Drug safe present and in order
- Incident book in order - just needs more detail re dates, completing persons
- Part A and B of licence in order and present
- Doorstaff signing-in book in order
- Check 21 posters in place

23/07/2010

Bronze visit at 2130 by SO8460 Milnes. Reason: two meetings conducted with management to try and address amount of incidents occurring inside and out. Currently highest points on traffic light system of scoring out of all the premises in Leeds. Visited last week and officers commented on drunkenness of customers. Please check again for levels of inebriation and comment please. Also comment on DPS - is he present, is he sober, is he in control?

- DPS present and spoken to but not starting until 2200 - feels victimised by police - seems slightly intoxicated
- Check 21 posters at entrance/bar
- Part B of Premises Licence on wall but advised to put it in a frame



- Drugs safe/CCTV in order from last visit
- Nitenet still behind bar and not switched on. Warned about this for the second time in a row. Test call carried out.
- Lots of customers out on street smoking, being rowdy, intimidating public in bus stop
- Clientele not over-intoxicated for once

11/08/2010

Failed Test Purchase at 1835 hours – Juvenile test purchaser Rachel was served at the premises by a Ms Janet Angela LATHEY DOB 14/08/1963 of [REDACTED]. Rachel was served 1 x 275ml bottle of blue WKD ABV 4.5% priced at £2.90 each (TWO POUNDS AND NINETY PENCE). I therefore cautioned LATHEY to which she replied, "I understand" and LATHEY admitted the offence of the Sale of Alcohol anywhere to persons under the age of 18 contrary to S146 (1) of Licensing Act 2003 and she was issued an £80 fixed penalty notice, reference D 0046479 1 13. Niche occurrence number 13100336562. When Rachel asked LATHEY for the alcohol, she was initially asked for proof of age to which Rachel obviously replied no. LATHEY then stated "It's OK I'll let you off this time"

9/09/2010

Bronze visit. Reason: previous concerns re drunkenness at premises and DPS possibly being intoxicated. Cursory check please and keep hand of friendship extended to management re helping them sort their issues - feel they are being persecuted by us.

Janet Lathey

Two doorstaff: G Duckett 0130 0110 0740 8059  
B Barnett 0130 0118 0118 4475

SCAN

RGFH

Meeting at Millgarth Police Station at 12 noon on Thursday 17<sup>th</sup> June 2010

Persons present: PC Cath Arkle(CA)

Alan Wardle(AW), DPS of The Vine Public House  
Carmel Brennand, LCC Licensing Enforcement  
Matthew Cooney, ABC, PLH  
PS Rob Fullilove

CA thanked all for attending. She said that the meeting was required to address the volume of incidents occurring inside and immediately outside The Vine. CA said that since the matrix scoring system had been adopted by Leeds City Centre Licensing in March 2010 The Vine had scored 42 points which took them in to the amber stage of the system. Once premises went into amber (30 points up to 59) Licensing invited the management in to try and help them reduce the number of incidents occurring at the premises.

CA said that Licensing wanted to work with the premises management and that she recognised they were difficult premises to run with the particular type of clientele they attracted. CA also acknowledged that with 2 premises so close to each other (The Three Legs immediately next door) it was sometimes difficult to find out which of them, if any, were responsible for any problems.

AW said he was very nervous as he had never had any problems with the police at any of the other premises he had run.

He stated that since arriving at the beginning of the year he was doing his best to sort out the problems at The Vine. He said that he had excluded 47 people (12 of these were recurring problems) since he had arrived and that this created problems when they kept trying to get back in. He said he felt this was the reason for the increase in incidents. AW said he knew there had been issues with the CCTV but that he was sorting this out. He said he had relocated some cameras to the beer garden as they'd had problems there, and that he had monitors both behind the bar and upstairs. He said cameras now covered blind spots he had noticed.

He said that any underage issues were addressed by staff asking for i/d.

AW said that he had also sacked a lot of staff since he'd arrived as he wasn't happy with them. He said that their families had taken exception to this and had caused a lot of trouble which may have contributed to the amount of incidents at the premises.

RF said he would ensure that the NPT (Neighbourhood Policing Team) paid passing attention to the pub. AW said he would welcome this as it would show any troublemakers that he had police support.

MC and AW said they had not been happy with the door team and would be changing to a company called 'Select' which was based in Bingley.

It was noted that the CCTV system had only retained footage back to 25<sup>th</sup> May and that when the system had been upgraded all previous footage had been lost. It was agreed

# SCANNED

that the premises would be visited by Leeds City Council after another 8 days to see if the system was holding 31 days of footage as required.

CB mentioned the incident book which, although acceptable in format, appeared not to have all incidents noted down in it and stressed the importance of doing so.

AW said he felt much better having spoken to the police and LCC and having been able to explain what was happening at the premises and why. He said he welcomed the police support.



Ref 13

SCANNED

Awarding Points

Green (0-29 points)

Amber (30-59 points)

Red (60+ points)

Murder = 10	Rape = 8	Sexual Assault = 5	Section 18 = 8	Section 20 = 5	Section 47 = 4
Section 39 = 3	Robbery = 5	Violent Disorder = 5	Affray = 3	General Disorder or Section 4 & 5 POA = 2	Possession = 1
Possession with Intent to Supply = 2	Overdose = 1	Weapon/Firearm = 5	CS Gas = 5	Drunk & Disorderly/ Incapable/Drunkenness = 2	Failed Test Purchase = 5
Indecent Assault = 4					

**Notes**

All points double if victim or offender are under-age, or offender is a staff member

Burglaries - leave off spreadsheet

Hotels - leave off (Jury's Inns, Etap, Travel Inn (TGI))

Only include Criminal Damage if is attributable because of being in premises/dispute with premises

Fast Food outlets - score is zero if outside licensed hours 2300 - 0500

Rowdy/Refusing to leave = General Disorder

Zero score for drugs if found by doorstaff on entry

Weapon found (not necessarily used) score 5 regardless of score for any assault

# SCANNED

RAF/6

Meeting at Millgarth Police Station on Thursday 29<sup>th</sup> July 2010

Persons present: PC Cath Arkle(CA)

Alan Wardle(AW), DPS of The Vine Public House

CA said that AW had requested the meeting at short notice at the recent pubwatch. She said she was sorry that he felt he was being persecuted and that this was not the case. She said help had been offered and that she had asked the local NPT(Neighbourhood Policing Team) to call in when passing to offer support as had been discussed previously.

AW said he had been made to feel small by some officers and that they had threatened to close him down. CA explained that unless there was a really bad incident at the premises which necessitated a Closure Order it would be the Licensing Department and Chief Inspector Francis who would decide whether premises needed closing down. AW spoke of an incident on a Thursday evening when an officer had not listened to him trying to explain what had happened and closure being mentioned.

CA said she had advised AW to call the police when he needed help. He stated that just such a situation had occurred on Friday 2<sup>nd</sup> July and that numerous calls had been made. He stated that when he had enquired about this a police employee stated they had no record of one of the calls.

CA left the room to obtain the log AW referred to – log 0980 of 2<sup>nd</sup> July. CA returned with the log and went through this with AW. CA said a call was first received at 13:15 on the 2<sup>nd</sup> from Janet Lathey, his bar lady. The caller stated they needed assistance with a male refusing to leave the pub who was being threatening. The male was said to be called Jaimie. An officer was dispatched and reported at 13:24 that the male had left prior to his arrival and that all was now in order. It was also stated that she was on her own in the pub and could not take time to give a statement of complaint but would like to do this when free. The call management unit were to be notified of this. At 14:03 another call was made from the pub by Mark Merrington to say the troublesome male had returned. The same caller rang again seconds later to say Jaimie kept coming back in to the premises but was barred. He had alcohol on him which he had not bought on the premises. The caller said Jaimie would leave again but would be outside in the bus shelter. Leeds Watch CCTV reported no sign of the male at the front of the pub at 14:11. At 15:47 there was a further call to say Jaimie was in the beer garden, refusing to leave, and that he had a drink which may belong to another customer. At 16:00 another call was received to say he had now left and gone into the Three Legs pub.

CA said another log was created at 19:23 from a call saying that Jaimie was back and refusing to leave. There are then entries referring to the male becoming violent to officers attending and that CS gas was deployed.

CA said all the calls made had been logged, the majority on the first log and that whoever had stated we had no record of certain calls was wrong – it may be that they didn't recognise the multiple calls on the first log. CA said there had been a further log for 2<sup>nd</sup> July later in the evening for people fighting outside the premises and that an Inspector had highlighted the frequency of disorder at the premises.

# SCANNED

CA said there were obvious problems at the front of the premises with customers going out to smoke on the pavement. AW said he realised this and had tried to open up the back of the premises to relieve the pressure at the front. He said it had created more problems as a door man had to be deployed there which just left 1 at the front. He had therefore stopped this and put both door staff back at the front of the premises. He said he had not been happy with 2 of the door staff supplied and had had to have words with the security company.

AW said he was going on holiday that coming Saturday and would be back on Sun 15<sup>th</sup> August. CA said she was concerned he was going away for that period of time whilst there were problems with the premises. AW said Jan(Janet Leathy) and Andrew Turnbull would be left in charge and that they were experienced and knew what they were doing.

CA said they must use the Nitenet radio actively and that on a number of occasions it had been found switched off and behind the bar. AW said they could do with some more training re the use of the radio. CA said she would arrange for Mick Batley, the Night Time Economy Co-Ordinator, to attend the premises and help them with this.



RF/S

# SCANNED

Meeting re The Vine P/H, The Headrow – 1445hrs Wednesday 7/7/2010 at Millgarth Police Station

Present:-

Matthew Cooney (MC) - Area Manager, Abbey Business Contracts)  
Pete Spencer (PS) - Select Group Security)  
PS 5197 Mynard (MM) - City Neighbourhood Policing Team)  
Carmel Brennand (CB) - Leeds City Council Entertainment Licensing  
PS 4581 Fullilove (RF) - (Taking notes)

RF opened the meeting by thanking all for attending and explaining that the purpose of the meeting was to discuss events that had occurred at The Vine since the last chat on the afternoon of Thursday 17 June which had been attended by the Vine's DPS Alan Wardle. Wardle hadn't been invited on this occasion due to there being allegations and concerns about his performance. The Vine was on a sticky wicket at the moment and bordering on a Premises Licence Review being implemented by the police. This meeting was not to apportion blame but to find out what MC was going to do about the situation.

RF said there were serious police concerns about violent crime and drunkenness associated with the premises and Wardle's lack of control and sobriety when in charge or otherwise in the bar area and referred to an incident last Thursday evening (1<sup>st</sup> July) when a wedding party was in The Vine and fighting occurred. RF asked MC to give his version of what he'd been told by the management and staff and then MM would be asked to give the police account, having been present. RF alleged that Wardle had been drunk last week when the disorder took place and had been seen drinking in the bar area.

MC said Wardle had told him there had been no disorder and no wedding party present in the pub that night. He had instructed Wardle to turn off the CCTV for the time in question and was going to go and check it tomorrow morning. If he found Wardle had been lying to him he was going to be giving him a final written warning. RF said it was not just the DPS at fault. His management control was lacking but also the door team needed support and direction. The Vine was hanging on by a thread here and it was a saving grace for them that they had decided to freshen up the staff on the front door. The previous security company were good and well thought of but sometimes there was slippage at a venue or over-familiarity crept in and even a good team needed replacing. PS said there had been an issue with the previous door staff turning a blind eye to things. This was a new contract for his firm and they were more proactive and intended to stay that way. There were going to be more toilet checks to negate drugs allegations and more ID's on the front door. There was a mix of local door staff and out-of-towners which was their favoured option. The local door staff member on this occasion is a female called Bridget who is well thought of and knows a lot of the local troublemakers.

# SCANNED

MC said that if his proposed measures don't work then he has another potential manager in place to take over if necessary. Drinking on duty is unacceptable and didn't think Wardle did this. He sometimes sat with customers and bought them a drink but just to get information out of them. Both MC and PS stated that Wardle wasn't drunk last Thursday night.

RF then asked MM to give his version of what had happened last week, and his general dealings with the pub and staff. MM stated that he'd been in post for about a year and had been in all the venues comparable to The Vine – all the ones considered "rough" with difficult clientele. He had a good rapport with Jan behind the bar. He had spoken with Wardle weeks if not months before and given him a contact card and told him to ring discreetly if he ever saw drugs being dealt or stolen property being sold or exchanged in the premises so they could work together and the police could work with a low-key approach and prevent warrants having to be sworn out etc. etc. Wardle had not called him once.

MM cast doubts on Wardle's sobriety and his ability to tell the truth. Last week when he visited the premises Wardle was drinking cider behind the bar and although he stated he was "not working" he is still the figurehead of the establishment and everyone knows he is in charge. MM also queried a tale Wardle had told the police a couple of weeks before when he's said he had sacked "all the previous staff" because they were too familiar with the bad customers. It was apparent to MM that only one person – a female, ginger-haired barmaid – had been dismissed.

Last Thursday night, the day of the fight at the wedding party MM said he had spoken to Wardle at length when the crowd had cleared and only realised after 15 minutes of speaking to him that he was drunk. MM formed the appearance that due to his florid face, the way he spoke and acted and the admissions that Wardle made that he appeared permanently "topped up" and possibly an alcoholic – one of those people that are always drinking and maintain their body alcohol level at a certain point all their waking hours. MM said Wardle had told him he'd been upstairs between 1700 & 1900hrs when the wedding party was in and so he perhaps never even realised the incident had taken place. There was further disagreement about customers from the nearby Three Legs Of Man coming into the Vine when it closed earlier, Wardle denying that (a) it had happened, and (b) contributed to the trouble.

MM further explained the circumstances of the fight. He said there were about 80 customers in the bar and only 2 serving and no other staff inside. The DPS was upstairs. This was unacceptable. Lots of customers inside the bar area were very drunk and getting served more alcohol. Having one or two merry people inside was a situation that could possibly be accepted but this state of affairs was ridiculous and a very serious public order situation could have erupted had the police handled it badly. If the pub staff had stuck to their obligations and not sold to such drunken people the situation wouldn't have arisen in the first place. The fight itself was between the mother and sister of the bride. There were banned customers inside the premises who staff knew to be banned and still admitted them, didn't eject them, and sold



# SCANNED

alcohol to them. At least one of these people was involved in the subsequent fighting. The doorman, Kassim didn't have a clue and was letting people in who were banned, although this may have been due to the fact he was poorly briefed and supervised and was not a local and didn't know who potential trouble causers were. When the fight was sorted out and persons dispersed MM spoke to Wardle who had come downstairs. He was drunk on his feet, swaying and incoherent. MM said he told him the best course of action would be to get back upstairs and get some coffee and sober up.

MM told MC that on the night he had permission from the duty Inspector to serve a section 161 Closure Notice on The Vine if he needed to. MM said it was a close call but he used his judgement not to do so on the night. MC said he would always close voluntarily if asked to do so rather than be served a 161 because he would prefer to put public safety before the profit of selling more beer. RF also reminded him that there was also an automatic Premises Licence Review attached to the service of a Section 161 Notice. MC seemed not to have appreciated this.

MM said nobody could allege the police hadn't been fair with the venue on the night in question. He was not just a lone sergeant blazing a trail – he'd engaged with the venue for months and was trying to make a difference in the best manner possible for the pubs and its staff.

Further discussion followed re problems outside at the front and in the beer garden re smokers, and taking drinks outside. MC said that the positioning of the bus shelter was a problem and those ejected or smoking always went to sit in there which was too near the front door and a potential flashpoint, and was any chance of re-siting it? RF said the police had managed to get a bus stop/shelter on Boar Lane moved a couple of years ago and he would look into this.

RF reaffirmed that the police knew The Vine was a difficult pub which required a strong manager and his opinion Wardle was not that person. He was a drunk, he wasn't strong enough and he told lies and embellished the truth to police and his own management. He was too weak. The police were on the point of reviewing the Premises Licence and changes were required re the running of the pub. If MC couldn't carry these changes through then the police would have to. It was solely the company's decision to change the DPS and the police could not insist but MC was being given a big hint. The only reason the police hadn't gone to review at this time already was the fact that the new door team hadn't been given enough time to prove they could handle the front door of such a problematic pub. The way forward was to have a new, stronger management in place with a door team that was going to be properly trained, briefed, supervised and above all supported.

CB then discussed a Section 19 Closure Notice served by Leeds City Council staff regarding incident book issues and a discussion followed re that. CB gave MC and PS clear direction on providing thorough incident reports and what they were to be about and what they should contain, for example reports



# SCANNED

of drug seizures. MC said he would do a check tomorrow and reconcile the CCTV with the incident book.

CB then talked about issues with the CCTV in The Vine and expressed disappointment that it had been months now since an effective CCTV system had been working in the pub. The original system had been defective. A temporary system had been put in but had not worked. Wardle had rung her last Thursday to say yet another new system had been fitted but now there were potential issues re the recording capability of the system. There had been issues with The Vine CCTV since 10 April and we were still not at a stage where a working system had been verified at the premises and if it was not rectified soon there was every chance LCC would progress to a Section 20 Closure Order. MC stated that they had spent thousands of pounds on the CCTV and cast doubt on the proficiency and capability of the alarm company they had used. They were pressurising the supplier but they'd obviously bought a system that didn't work. CB said she took on board all that but was getting a bit cynical about it all at this time.

To summarise RF asked what the company and MC in particular were going to do to remedy the situation at the pub. MC said he was going to review the CCTV in the morning for the wedding night incident last Thursday and if Wardle was caught having lied to him he would give him a final written warning and take it from there. RF asked that even in view of what had been said, were the company still considering retaining Wardle at the premises and weren't going to get rid of him? MC asked "Is that what you want?" RF replied that he'd given him a whopping great hint as to what to do twenty minutes earlier. MC said he would move Wardle elsewhere. RF said that if he did it would not be wise to allow him to remain in the Leeds area.

PS said that on a Friday and Saturday night they were going to up the door staff team to three members to help Bridget and Kassim, bringing another local person in. The local door staff would help impart local knowledge re offenders and potential troublemakers to any out of town staff. PS also exchanged contact details with RF with a view to sharing intelligence and good practice.

MC reiterated he was committed to solving the CCTV anomalies. CB and MM discussed arrangements for a police visit to check it was functioning correctly and the meeting was concluded at 1555hrs.

PREMISES	CATEGORY	YEAR	MONTH	DATE	DAY	TIME	LOG	CRIME NO.	OFFICER	ARRESTS	NIGHTNET	LOCATION	DESCRIPTION OF INCIDENT	ATTRIBUTABLE Y/N/UNKNOWN	Points Awarded
Vine (The)	D & D	2010	Jan	1	Fri	0055			2516	4	No	Outside	FIGHTING OUTSIDE THE VINE - 4 ARRESTED FOR D & D	Unknown	N/A
Vine (The)	Domestic	2010	Jan	15	Fri	0050			302		No	Outside	Caller reporting had keys/purse thrown at her + keys put to her throat and she was pushed against a bus stop by partner. Followed up - male was very drunk, now apologised and couple made up, she has no injuries.	No	N/A
Vine (The)	General Disorder	2010	Jan	24	Sun	2121			2631		No	Outside	Amb attended RTIC - not RTIC. Commotion in backyard. Male in amb refusing to give any details of incident.	Unknown	N/A
Vine (The)	Lawful Ejection	2010	Feb	5	Fri	2249			6369		No	Inside	Report of 8 people fighting. Doorman appears to have everything under control on camera.	Yes	N/A
Vine (The)	General Disorder	2010	Feb	6	Sat	2325			1499		No	Inside	Doorman male verbally ejected has fallen against female on way out. No assaults.	Yes	N/A
Vine (The)	General Disorder	2010	Feb	6	Sat	2350			3365		No	Outside	Doorman reporting about 10 people fighting, were inside but managed to get most of them outside. Now throwing glasses at door staff and windows. No damage, no assaults.	Unknown	N/A
Vine (The)	General Disorder	2010	Feb	16	Tue	1850			3072		No	Outside	Caller been assaulted about 10 minutes ago. Following day does not want to pursue earlier call.	Unknown	N/A
Vine (The)	General Disorder	2010	Feb	20	Sat	0130			828		No	Outside	Ongoing disturbance outside. No offences disclosed, verbal dispute only. All advised and moved on.	Unknown	N/A
Vine (The)	Theft	2010	Feb	20	Sat	0302		13100072777	722326		No	Inside	7 or 8 people fighting outside - pub now closed - no doorstaff on now. CCTV shows no one outside.	Unknown	N/A
Vine (The)	General Disorder	2010	Feb	22	Mon	1658			6038		No	Inside	COMPLAINANT PLACES BAG ON TABLE. SUSPECT APPROACHES REMOVE BAG AND MAKES OFF WITH SAME. DOORMAN OF CLUB GIVES CHASE AND RECOVERS THE BAG	N/A	N/A
Vine (The)	General Disorder	2010	Feb	26	Fri	1703			5638		No	Outside	MANUS SOME ITEMS. SUSPECT MAKES OFF	Yes	N/A
Vine (The)	Assault	2010	Mar	7	Sun	0122			1836		No	Outside	Caller reporting bag disturbance going on. The people have come out of the pub, looks like they are going to fight. Believes it's because of a robbery, there was mention of drugs. Few people on camera arguing. All quiet upon police arrival.	Yes	N/A
Vine (The)	Assault	2010	Mar	8	Mon	0045			6578		No	Inside	Amb reporting suicidal female outside stating she has cut her wrists with razorblade. No one outside, gone inside to look for her. She has not cut herself, no concerns, no reports. Log states female well in drink.	Unknown	0
Vine (The)	Assault	2010	Mar	8	Mon	1231		13100097217	1807		No	Outside	Female punched in face by guy then female got hold of her hair and smashed her head on floor and started punching her. IP then hitting own head on floor. All heavily in drink and officers unable to get true account of what had happened. IP refused to confirm any offence.	Yes	0
Vine (The)	Section 18	2010	Mar	11	Thu	2159		13100103430	106	1	No	Inside	Caller reporting himself and girlfriend assaulted by friend who they have refused a lift home to. Not assaulted until outside.	Unknown	0
Vine (The)	General Disorder	2010	Mar	14	Sun	0125			6254		No	Outside	VICTIM LEAVES THE VINE PUBLIC HOUSE TO OBTAIN TAXI TO GO HOME NEAR TO LOCUS. AS SHE DOES SO SHE IS GRABBED BY HER HAIR AND PULLED BACKWARDS	No	0
Vine (The)	General Disorder	2010	Mar	21	Sun	1623			990		No	Inside	HITTING FLOOR. THE NEXT THING THE VICTIM REMEMBERS IS WAKING UP AND SEEING AMBULANCE STAFF STANDING OVER HER. INJURIES ARE SORE TO RIBS AND HEAD AND LEFT BLACK EYE. NO PERSONS SEEN.	Yes	8
Vine (The)	General Disorder/ Criminal Damage	2010	Mar	24	Wed	2211		13100124244	6522		No	Inside	SUSPECT AND VICTIM ARE BROTHERS. VERBAL ARGUMENT ENSUES. FOLLOWED BY A FIGHT IN GARDEN/YARD BEHIND VINE. SUSPECT STRIKES VICTIM AROUND THE HEAD WITH A PLANK OF WOOD. VICTIM IS THEN PUNCHED KICKED AND STAMPED ON BY SUSPECT. CAUSING VICTIM UNCONSCIOUSNESS. INJURIES. SUSPECT BROKEN NOSE.	Yes	2
Vine (The)	Section 39/Drugs	2010	Mar	27	Sat	1216			3378		No	Inside	SUSPECT BROKEN CHEEK BONE. SOLD HIMSELF	Unknown	0
Vine (The)	Alleged Assault	2010	Apr	1	Thu	2111			5051		No	Outside	Disturbance outside by bus stop. CCTV watching - appears to be verbal argument only. No persons coming forward on arrival.	Yes	3
Vine (The)	General Disorder	2010	Apr	2	Fri	1817			5638		No	Outside	Have male in pub been refused service due to being drunk of under influence of drugs. Harassing customers and refusing to leave. Further call that he has left.	Unknown	0
Vine (The)	Section 20/Possession with Intent to supply	2010	Apr	2	Fri	2209		13100137251	6612	1	No	Inside/Outside	At midnight male, a well known drug dealer, tried to sell caller drugs. When refused he IP in face with beer bottle. Further attempts to contact caller have been unsuccessful.	Yes	5
Vine (The)	Alleged Assault	2010	Apr	4	Sun	2315			3743		No	Inside	Caller reporting female at bus stop saying she had been attacked and needed to get home. Area search no gain.	Unknown	0
Vine (The)	General Disorder	2010	Apr	5	Mon	1838			189		No	Outside	Male laid out in road saying been assaulted in pub then refusing to confirm any details.	Yes	0
Vine (The)	General Disorder	2010	Apr	14	Wed	1953			555		No	Inside	DP ARRESTED FOR A SECTION 18 GBH ASSAULT AND PWITS CLASS A DRUGS. LEADS WATCH CCTV HAVE CAUGHT THIS DP ASSAULTING A MALE OUTSIDE THE VINE PUBLIC HOUSE WHERE THE COMP SUFFERED A FRACTURED JAW. THEY DIVERTED OFFICERS TO THIS DP ON HARRISON STREET WHERE HE WAS ARRESTED FOR THE OFFENCE AND THEN SEARCHED AND FOUND IN POSSESSION OF A NUMBER OF PACKETS CONTAINING WHITE POWDER BELIEVED TO BE COCAINE AND MDMA TABLETS.	Yes	2
Vine (The)	Assault	2010	Apr	23	Fri	2243			991		No	Outside	DP ARRESTED FOR A SECTION 18 GBH ASSAULT AND PWITS CLASS A DRUGS. LEADS WATCH CCTV HAVE CAUGHT THIS DP ASSAULTING A MALE OUTSIDE THE VINE PUBLIC HOUSE WHERE THE COMP SUFFERED A FRACTURED JAW. THEY DIVERTED OFFICERS TO THIS DP ON HARRISON STREET WHERE HE WAS ARRESTED FOR THE OFFENCE AND THEN SEARCHED AND FOUND IN POSSESSION OF A NUMBER OF PACKETS CONTAINING WHITE POWDER BELIEVED TO BE COCAINE AND MDMA TABLETS.	Unknown	0
Vine (The)	Criminal Damage/ General Disorder	2010	Apr	27	Tue	2042		13100174079	5197		No	Inside	Drunk male reporting bouncers kicked him out and hit him in face/someone has run up to him and hit him. No victim confirmation of a crime.	Yes	2



PREMISES	CATEGORY	YEAR	MONTH	DATE	DAY	TIME	LOG	CRIME NO.	OFFICER	ARRESTS	NIGHTNET	LOCATION	DESCRIPTION OF INCIDENT	ATTRIBUTABLE Y/N/UNKNOWN	Points Awarded
Vine (The)	Section 39	2010	Apr	30	Fri	1938		13100178939	1249	1	No	Inside/ Outside	OFFICERS ATTEMPTED REPORT OF MALE AT LOCATION EJECTED FROM PUBLIC HOUSE EARLIER IN EVENING. CCTV SUGGESTS THE SUSPECT IS HEAVILY IN DRINK AND HAVING WORDS WITH MEMBERS OF THE PUBLIC AS HE PASSES THEM AND IS SEEN GESTICULATING. WHEN OFFICERS ARRIVE THE SUSPECT IS HAVING WORDS WITH DOOR STAFF AT THE VINE PUBLIC HOUSE AS HE IS DRUNK AND DISORDERLY WITH EYES GLAZED. SPEECH SLURRED AND INCOHERENT. SUSPECT IS PUT IN TO REAR OF MARKED POLICE VAN AND WHILST CLOSING THE GATE DOOR THE SUSPECT SPLITS AT OFFICER WHICH CONNECTS WITH OFFICERS FACE AND GLASSES AND FOREARM CAUSING NO INJURY.	Yes	3
Vine (The)	Alleged Assault	2010	May	1	Sat	2328			1335		No	Outside	Caller reporting her boyfriend has been assaulted by doorman - had him pushed up against a wall and hit him. Doorman from pub next door saw incident and advised her to call police. Lawful ejection by doorman.	Yes	0
Vine (The)	Alfray	2010	May	6	Thu	2142		13100187307	3779	2	No	Outside	OFFICERS ARE CALLED TO AN ONGOING DISTURBANCE OUTSIDE THE VINE PUBLIC HOUSE. UPON POLICE ARRIVAL 2 MALES SEEN TO BE FIGHTING THROWING PUNCHES TOWARDS EACH OTHER. LARGE GROUP WAS GATHERING OUTSIDE PUBLIC HOUSE AND APPEARED TO BE ALARMED, HARASSED AND DISTRESSED AND PUT IN FEAR OF UNLAWFUL VIOLENCE IN A PUBLIC PLACE. BOTH MALES ARRESTED FOR AFFRAY. CCTV captures two males (both arrested parties) fighting outside the public house with a group of people standing round. On police arrival the witness stated that male (who had screwdriver taken from him later) had been refused entry due to him being barred. He had not taken lightly to this and spat in the face and then punched the door man and a fight has ensued.	Yes	6
Vine (The)	General Disorder	2010	May	8	Sat	2143			1530		No	Unknown	Bouncer reporting fight involving about 20 people and asking for police back-up. Leads fans causing a disturbance. Left prior to police arrival.	Yes	2
Vine (The)	General Disorder	2010	May	14	Fri	2138			490		No	Inside	Caller reporting two men fighting - seems to have spilled out. Doorstaff have ejected two males - now gone their separate ways. No one making any complaints.	Yes	2
Vine (The)	Other	2010	May	15	Sat	2355			725047		No	Unknown	Staff requesting ambulance.	Unknown	0
Vine (The)	Other	2010	May	17	Mon	1928			2287		No	Outside	Armed called to male who was abusive and appeared as though he would be violent who has neck and shoulder pain. Elderly male was not aggressive and left in care of ambulance.	Unknown	0
Vine (The)	Lawful Ejection	2010	May	23	Sun	2359			723975		No	Outside	Caller stating that doorman at Vine is having trouble with a female who is causing trouble. Rang back saying doesn't need police now.	Yes	0
Vine (The)	General Disorder	2010	May	26	Wed	2214			3414		No	Inside	Bar staff reporting 2 people fighting in pub. One customer ejected at request of management but no one making any complaints.	Yes	2
Vine (The)	General Disorder	2010	May	30	Sun	2008			5988		No	Unknown	Doorman reporting fight. Same male as previous night returned and being a nuisance. Left prior to police arrival.	Yes	2
Vine (The)	General Disorder	2010	Jun	2	Wed	2136			3549		No	Inside	Female having a go at landlord/staff - shouting and swearing and threatening landlord with a glass. All parties seen and advised and no one wanting to make any complaints.	Yes	2
Vine (The)	Drug/Under-age	2010	Jun	4	Fri	2026			803		No	Inside	Caller reporting under-age girls being served and led with them is dealing drugs. No one matching description. 17 year old taken home.	Unknown	0
Vine (The)	Alleged Assault	2010	Jun	6	Sun	1556			2938		No	Inside	Caller reporting assault - attacker has gone next door. Duplicate call 20 minutes later. Minor altercation between friends. Not wanting to make a complaint.	Yes	0
Vine (The)	General Disorder	2010	Jun	6	Sun	1950			4144		No	Outside	CCTV shows a bit of pushing/shoving. Full area search no gain.	Unknown	0
Vine (The)	Section 47	2010	Jun	10	Thu	1920		13100238730 13100239731	5289	2	No	Inside	Suspects attend Public House where they have previously been barred from attending, the complainants are door staff who recognise the suspects and refuse them entry one suspect says 'I'm a drug dealer, I'm a gypsy I will kill you' then punches the comp in the mouth, the comp pushes the suspect away, the second suspect then hits the comp over the head with a glass beer bottle, the second comp intervenes and suspect 2 strikes him across the head with the same bottle, the first complainant manages to call the police. Both suspects leave the area on foot towards the Leeds Market where they get in a taxi and make off, suspects arrested short time later. Assault x 2 on staff holding their job.	Yes	0
Vine (The)	General Disorder	2010	Jun	11	Fri	1829			5638		No	Inside	Caller hiding in toilet reporting fight - sounds of arguing can be heard on the call. No weapons seen but lots of broken bottles and glass about. All in order on arrival - no one making a complaint.	Yes	2
Vine (The)	Alfray	2010	Jun	18	Fri	0011		13100250262	4490	2	No	Inside	SUSPECTS ARE ASKED TO LEAVE PUBLIC HOUSE BY DOOR STAFF AS VERBAL ARGUMENT ENSUED WITHIN THE PREMISES. SUSPECTS ARE THEN WITNESSED ON CCTV PUNCHING AND KICKING ONE ANOTHER IN THE STREET CAUSING OTHERS TO FEAR FOR THEIR SAFETY. SUSPECTS ARE DETAINED AND ARRESTED BY POLICE. The suspects were initially arrested for affray as there was no complaint. A complainant has then identified herself and agreed to provide a CJA. The comp has then become abusive with officers and was not co-operating. The comp then refused to provide any further details or describe what happened - then removed from the P/S due to her behaviour.	Yes	3
Vine (The)	Drunkenness	2010	Jun	18	Fri	2327			1202		No	Inside	Ambulance attending report of assault. Male has fallen over in drink - no assault.	Yes	2
Vine (The)	General Disorder	2010	Jun	19	Sat	1856			6774		No	Outside	Passer by reporting fight between 2 people watching but occasionally joining in. All quiet on police arrival - no one making any complaints.	Unknown	0
Vine (The)	Drunkenness	2010	Jun	19	Sat	2219			3548		No	Outside	Male laid out on CCTV. Male has been carrying on inside the Vine, been slightly bumped into by a car, carried on walking then collapsed on other side of road - no visible injuries. Friends say they think he has taken something as he has not been himself tonight. Taken to hospital.	Yes	2
Vine (The)	Alfray	2010	Jun	24	Thu	2223		13100260551	990	4	No	Outside	GROUP OF MALES BEGIN FIGHTING IN THE STREET. WHILST DRUNK, ONE OF MALES PRODUCES A KNIFE WHICH IS KNOCKED TO THE FLOOR. THIS MALE IS PUNCHED TO THE FLOOR AND REPEATEDLY STAMPED ON, CAUSING DISTRESS TO NEARBY PUBLIC. KNIFE HAD BEEN RECOVERED BY DOORMAN AT THE VINE.	No	0
Vine (The)	General Disorder	2010	Jul	2	Fri	1315			3098		No	Inside	Caller reporting male aggressive to caller and refusing to leave. Caller on own in pub therefore cannot stop and give statement. Very loud in pub and male can be heard shouting. Does not know if male is in drink. Male left prior to police arrival.	Yes	0



PREMISES	CATEGORY	YEAR	MONTH	DATE	DAY	TIME	LOG	CRIME NO.	OFFICER	ARRESTS	NIGHTNET	LOCATION	DESCRIPTION OF INCIDENT	ATTRIBUTABLE Y/N/UNKNOWN	Points Awarded
Vine (The)	D & D	2010	Jul	2	Fri	1923		13100272803	3072	1	No	Outside	OFFICERS ATTEND AT PUBLIC HOUSE TO REPORT OF DOOR STAFF EJECTING A DRUNKEN MALE. UPON ARRIVAL SUSPECT CONTINUES TO BE VERBALLY ABUSIVE TO STAFF AND OFFICERS. SPEECH IS SLURRED EYES ARE GLAZED HIS IS DRINK AND SUBSEQUENTLY ARRESTED FOR BEING DRUNK AND DISORDERLY.	Yes	2
Vine (The)	General Disorder	2010	Jul	2	Fri	2105			501		No	Inside	Caller reporting been assaulted/kicked toilet door in and grabbed phone out of hand/caller grabbed it back and ran off - now back in pub! WHILST ON LINE THERE WAS A FEMALE IN THE BACKGROUND SHOUTING AND SCREAMING WHAT ARE YOU SAYING ABOUT ME!!	Yes	2
Vine (The)	Affray	2010	Jul	2	Fri	2247		13100273065	2496	2	No	Outside	CCTV CAMERAS SPOT 2 X MALES FIGHTING IN CITY CENTRE AND DIRECT OFFICERS TO LOCATION WHERE THEY IDENTIFY SUSPECTS. SUSPECTS ARE ARRESTED.	Unknown	0
Vine (The)	Section 39 x 2	2010	Jul	8	Thu	2202		13100285051	1941		No	Outside	HAVING A CIGARETTE OUTSIDE. SUSPECT APPROACHES AND STARTS SHOUTING AND SWEARING AT HER. SUSPECT TRIES TO SLAP VICTIM IN THE FACE BUT MISSES AND HITS HER NECK. SUSPECT THEN PUNCHES VICTIM IN FACE. NO INJURIES CAUSED. VICTIM GOES INSIDE AND TELLS HER BOYFRIEND WHO SAYS 'CALL THE POLICE'. BOYFRIEND GOES OUTSIDE WHILST VICTIM CALLS POLICE. SUSPECT THEN RUNS AND ATTACKS VICTIM'S BOYFRIEND BY PUNCHING HIM IN THE FACE. NO INJURIES CAUSED. SUSPECT IS DRAGGED AWAY BY FRIEND AND ESCORTED AWAY FROM THE SCENE. Both camps believe that the female has a grudge because about two weeks ago comp had a camera stolen from the pub and it is believed suspect stole it. Neither comp has ever said anything to suspect about this but other people have stated that suspect had committed the crime. This has been going on now for two weeks. Common assault x 2	Yes	3
Vine (The)	Assault	2010	Jul	17	Sat	0111			2692		No	Outside	Drunk caller reporting been punched and bitten by male and female outside Vine. Leaving area - log closed for further contact by caller.	Unknown	0
Vine (The)	General Disorder	2010	Jul	17	Sat	0115			2692		No	Outside	Caller reporting 30 people fighting - have weapons/knives. Nothing on camera - no disturbance heard in background.	Unknown	0
Vine (The)	Section 47	2010	Jul	17	Sat	1049		13100298072	3408		No	Inside	VICTIM'S SISTER WAS CONVICTED OF AN OFFENCE RELATING TO THE DEATH OF ONE OF THE SUSPECTS DAUGHTER. VICTIM AND FRIEND ENTER THE VINE PUBLIC HOUSE AND APPROACH THE BAR AREA. THEY ARE APPROACHED BY THE SUSPECTS WHO STATE 'GET THE FUCK OUT OF THIS PUB'. VICTIM IGNORES THIS AND BUYS A DRINK. SHORT TIME LATER VICTIM ATTENDS TOILETS WITH WITNESS AND IS FOLLOWED BY THE SUSPECTS. VICTIM AND WITNESS ENTER TOILET CUBICLE AND SUSPECTS BEGIN TO BANG ON THE DOOR STATING 'SHE KILLED MY FUCKING BABY'. VICTIM THEN LEAVES CUBICLE AND AS SHE DOES SO SHE IS PUNCHED BY UNKNOWN SUSPECT TWICE TO FACE. NAMED SUSPECTS THEN BEGIN TO PUNCH KICK AND SCRATCH VICTIM, BETWEEN 0001 - 0100. WHILST DEFENDING HERSELF WITH HER ARM THE VICTIM IS ALSO BITTEN ON THE INSIDE OF THE RIGHT ARM CAUSING REDDENING AND BREAKING THE SKIN. DOOR STAFF FROM THE PUBLIC HOUSE ENTER THE TOILETS AND ALL SUSPECTS MAKE OFF FROM SCENE. VICTIM LEAVES AND GETS INTO TAXI OUTSIDE WITH WITNESS.	Yes	4
Vine (The)	General Disorder	2010	Jul	18	Sun	1941			2631		No	Inside	Group of travellers been very aggressive - threatened to glass someone. No one coming forward to make any complaints.	Yes	0
Vine (The)	Lawful Ejection	2010	Aug	1	Sun	2005			4490		No	Inside	In drink caller reporting being assaulted. MCP stated male was lawfully ejected and has left.	Yes	0
Vine (The)	General Disorder	2010	Aug	6	Fri	1641			3767		No	Inside	In drink caller reporting being abusive to staff refusing to leave. Male has left. No offences.	Yes	0
Vine (The)	Failed TP	2010	Aug	11	Wed	1635		13100338562	8460		No	Inside	Failed test purchase - served by Ms Janet Angela Letby (140671983).	Yes	5
Vine (The)	Section 47	2010	Aug	12	Thu	2055		13100338514	624		No	Outside	Made had been assaulted by a female outside the vine - assault involved a female exiting and approaching a male and pushing him in the chest and then striking him to the face with a clenched right fist. Male has been inside to try and fill report then which was refused.	Yes	4
Vine (The)	Drugs	2010	Aug	20	Fri	2246			5197		No	Inside	Male stating male walking about the toilet asking everyone if they want to buy any coke. Op Capital officers to contact doorstaff re whether male is still in pub. Staff spoken to who have checked toilets and no persons taking/sealing drugs.	Yes	0
Vine (The)	Drunkness	2010	Aug	30	Mon	1408			4006		No	Inside	Reporting male taken asleep and has been asked to leave. Is throwing table and glasses everywhere. Table was in fact knocked over on this way out. No offences.	Yes	2
Vine (The)	D & D	2010	Aug	31	Tues	1816		13100365182	3533	1	No	Inside	SUSPECT ASKS TO BE SERVED AT A BAR. STAFF REFUSE SERVICE. SUSPECT BECOMES ABUSIVE THEN ASKED TO LEAVE AND REPULSES 'IM NOT FUCKING LEAVING'. OFFICERS ATTEND. SUSPECT CONTINUES TO BE ABUSIVE. SUSPECT IS IN DRINK ARRESTED FOR BEING DRUNK AND DISORDERLY.	Yes	2

PREMISES	CATEGORY	YEAR	MONTH	DATE	DAY	TIME	LOG	CRIME NO.	OFFICER	ARRESTS	NIGHTNET	LOCATION	DESCRIPTION OF INCIDENT	ATTRIBUTABLE Y/N/UNKNOWN	Points Awarded
Vine (The)	Drunkenness	2010	Sep	3	Fri	2219			3824		No	Unknown	Ambulance reporting male been assaulted/very drunk/knocked unconscious - is with manager of location at moment. If then refusing to go to hospital. Following day refusing to make any comment.	Yes	2
Vine (The)	Threats	2010	Sep	5	Sun	2156			3072		No	Unknown	Sixty-three year old male came into Horse & Trampet reporting at The Vine makes grabbed him by throat and threatened to kill him if he did not move quickly. Witnesses state the old male was approaching young females making inappropriate comments so group of males stepped in and sent him on his way.	Unknown	0
Vine (The)	General Disorder	2010	Sep	18	Sat	2019			3718		No	Inside	Wedding party - very noisy call/people are fighting/female saying something about assaulted. All quiet on arrival - no one, including licensee, confirmed any offences.	Yes	2
Vine (The)	Drunkenness	2010	Sep	18	Sat	2249			1367		No	Inside	All parties in drink at wedding party - argument became heated. All quiet on arrival - no offences.	Yes	2

## Review of Premises Licence

**Application for a review received.**

- Is the application completed correctly?
- Is the application relevant to the Licensing Objective?
- Is the interested party relying on frivolous, vexatious or a repetitious ground?
- Has the applicant notified responsible authorities and Licence holder?

Notify the applicant as soon as possible that the ground is frivolous, vexatious or a repetition.

**Licensing Authority must advertise the review**

Advertisement placed -

- At or near premises subject to review
- At offices of Licensing Authority
- On [leeds.gov.uk](http://leeds.gov.uk)

**The advert must include the following details**

- a) The address of the premises subject to review
- b) The dates between which interested parties & Responsible Authorities may make representations
- c) The grounds of the application for review
- d) The postal address, web site address, licensing register details etc
- e) That it is an offence to knowingly or recklessly to make a false statement in connection with the review.

The advert is placed for no less than 28 consecutive days starting with the day *after* the application was given to the applicant.



## **The Licensing Authority must hold a hearing**

The hearing must be held within 20 working days beginning with the day *after* the end of the period during which representations may be made



**The Licensing Authority must give notice of the hearing, no later than ten working days before the day of the hearing**

Notice of the review hearing must be given to  
a) The premises licence holder  
b) Those that made relevant representations

**Representations from interested parties must not be vexatious, frivolous or a repetition.**

- A ground for review already specified in an earlier review application of the same premises which has already been determined; or
- Representations considered when the premises licence was first granted; or
- Representations which would have been made when the application for the premises licence was first granted and which were excluded then due to a provisional statement being issued; and
- A reasonable interval has not elapsed since a previous review or the grant of the licence.

Notification that a representation is frivolous, vexatious or repetitious must be given in writing before the review is determined.