

APPENDIX A

Official (when complete)

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 PC HUNT 11044

Apply for the review of a premises licence under section 51 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 Casino Rooms Blue Boar Lane Rochester Kent	
Post town Rochester	Post code (if known) ME1 1PD

Name of premises licence holder or club holding club premises certificate (if known) APS Casino Properties

Number of premises licence or club premises certificate (if known) Medway-05-PREM-0107

Part 2 – Applicant details

I am

Please tick yes

- 1) an interested part (please complete (A) or (B) below)

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- a) a person living in the vicinity of the premises
- b) a body representing persons living in the vicinity of the premises
- c) a person involved in business in the vicinity of the premises
- d) a body representing persons involved in business in the vicinity of the premises

2) a responsible authority (please complete (C) below)

3 a member of the club to which this application relates (please complete (A) below)

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

Please tick

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

Surname

First names

or over

Please tick yes I am 18 years old

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

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(B) DETAILS OF OTHER APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address PC Hunt 11044 Medway Police Station Purser Way Gillingham Kent ME71NE
Telephone number (if any) 01634 792388
E-mail address (optional) 11044@kent.police.uk

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

Please tick one or more boxes

1) the prevention of crime and disorder **x**

2) public safety **x**

3) the prevention of public nuisance **x**

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4) the protection of children from harm

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

Kent Police submit this application to review Casino Rooms nightclub in order to promote the licensing objectives of the prevention of crime and disorder, public safety, public nuisance and the protection of children from harm.

This review is following multiple recent incidents at the premises which have identified failures of the premises with regards to their promotion of the licensing objectives.

Police will evidence concerns in the following areas:

Underage persons gaining access to the premises, incidents of violence and disorder both inside and outside the premises, allegations of assault by staff members.

Kent Police seek the addition of conditions to alleviate concerns and promote the licensing objectives.

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Please provide as much information as possible to support the application

(please read guidance note 2)

This premises have been granted a licence by Medway Council and is authorised to conduct the following Licensable activity.

The sale of alcohol by retail, live music, recorded music, dancing, films, plays, indoor sporting events and boxing and wrestling Monday to Sunday 09:00 to 03:30. Late night refreshment Monday to Sunday 23:00 to 03:30.

This premises ordinarily operate as a night club and is located on Blue Boar Lane Rochester in the heart of the town centre just off the High Street, opposite a large pay and display public car park. This premises has no immediate neighbours on Blue Boar Lane, but the High Street and surrounding area contains a mix of retail units, residential properties and businesses that are commonly associated with town centre locations.

The premises licence holder is APS Casino Properties and the designated premises supervisor is Aaron Paul Stone.

This review follows a number of incidents that have occurred in recent weeks whereby Kent Police have identified areas of concern and believe that the premises have failed to fully promote the licensing objectives. A summary of such incidents is as follows:

Sunday 13th March 2022

Approximately 00:30 a 17-year-old female entered the premises where she remained until closing. Whilst in the premises, it is alleged she consumed Disaronno and Jagermeister. At approximately 02:00 she felt unwell and was sick in the toilets and remembers little from this point on. It is understood the female was still in the premises at closing and was assisted by door supervisors. It is alleged that the female may have been spiked be that by needle or drink spiking. Kent Police are investigating an offence of administering noxious substance, this investigation is ongoing.

Sunday 6th February 2022

Approximately 01:30 in the upstairs of the premises an altercation occurred during which a male received injuries consistent with a grievous bodily harm assault whereby it is alleged a large portion of his ear was bitten off. It is understood that door supervisors responded to the incident and the victim advised he did not wish to support a prosecution. Door supervisors ejected the offender from the premises, police understand the offender is now banned. The premises referenced this matter on their weekend report to police licensing. The victim has since reported the matter to police and is supporting a prosecution. The premises have provided police with CCTV. The premises are unable to provide any identification details for the offender. Police have obtained an image of the alleged suspect and whilst this remains an ongoing investigation, it is likely that the crime report will be filed pending an identification of the offender. The image of the offender to be used in the identification process has been taken from the premises Facebook page.

Sunday 30th January 2022

Approximately 03:07 police received reports of a fight involving multiple persons in the street outside premises on Blue Boar Lane. Persons were said to be fighting in the road, blocking the path of cars. The incident has been captured on Medway Council CCTV. Police received multiple calls regarding this incident,

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one of which stated a male was on the ground being jumped on and also claimed the fight involved the use of knuckle dusters as weapons. Approximately 03:22 CCTV shows multiple door supervisors are now located to the front of the premises. Police officers arrived on scene approximately 03:25 by which time the disturbance had ceased with no persons or victims coming forward and identifying themselves to officers.

Monday 3rd January 2022

Approximately 02:55 an alleged assault occurred in the upstairs dance floor area between two females and other persons became involved. Door supervisors intervened and multiple persons were ejected. The premises provided police with CCTV footage. The police investigation into this matter is complete. The identity of the offenders is unknown. CCTV stills have been produced and the police investigation has been filed pending an identification of the offenders.

Monday 3rd January 2022

Approximately 02:25 it is alleged a customer was assaulted by a door supervisor during his ejection from a toilet cubicle. CCTV provided by the premises appears to show a lawful ejection. Whilst the premises do have CCTV in toilet areas, for obvious reasons the area inside the actual toilet cubicle is a blind spot and is not recorded.

Saturday 1st January 2022

Approximately 02:58 it is alleged that two door supervisors assaulted a male to the front of the premises. The incident was captured in full by Medway Council CCTV. CCTV shows a door supervisor punch a male to the head resulting in the male falling to the ground. The disturbance continues and CCTV shows a second door supervisor punch the same male to the head again causing him to fall to the ground. It is understood that the victim of this alleged assault had just been ejected from the club having been involved in an incident prior to his ejection.

Saturday 1st January 2022

Approximately 01:30 it is alleged that a male (non-customer) jumped over the wall from the street into the rear garden and smoking area of the premises. This male gained access into the premises and opened a door allowing other non-customers inside. Rightly this behaviour was challenged by door supervisors who managed to eject those that had incorrectly accessed the premises. Door supervisors were victims of racial abuse and assaults during the ejection process. The identity of the offenders is unknown. CCTV provided by the premises of this incident is at distance and the incident has not been captured in full. The premises referenced this matter on their weekend report to police licensing.

Sunday 12th December 2021

Approximately 03:00 police officers on High Street reported a large disturbance and fight involving 20-30 persons in the Blue Boar Lane car park which is located directly opposite the premises. Police intervened in the disturbance and recovered a large kitchen knife suspected to have been dropped by one of the persons involved in the disturbance. Police investigated offences of violent disorder and possession of an offensive weapon.

Sunday 21st November 2021

Approximately 03:08 CCTV reported at least 3 separate incidents occurring in Blue Boar Lane carpark with door supervisors from the premises dealing but requiring police assistance. Approximately 03:14 CCTV stated

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that door supervisors had been swamped by a massive group with the situation becoming massively heated. Police officers attended scene. Approximately 03:42 police officers reported fighting and requested assistance from colleagues.

Sunday 17th October 2021

Information collated from officers conducting safe and well visits on children previously reported as missing persons has shown a number of persons under 18 have claimed to have attended the premises during that period of being reporting missing. One male aged 16 years suggested he attends the premises regularly and has only been asked for ID on one occasion. A couple of young persons also suggested that they had been into Tenshi (gentleman's club located within this premises).

Saturday 9th October 2021

Approximately 03:09 CCTV reported a heated disturbance in the Blue Boar Lane carpark opposite the premises. Approximately 03:15 up to 8 door supervisors from the premises had deployed on foot into the carpark. Approximately 03:24 door supervisors responded to a fight within the carpark and the fighting was broken up and persons dispersed. Police officers were now in attendance. A knife was located on the floor in the general area of where the fighting had occurred. A rucksack had also been discarded, inside of which was located yet another knife.

Kent Police have very much engaged in a stepped approach with the premises prior to submitting this application for review. Meetings and discussion with the premises management and DPS have taken place during which police have raised areas of concern and incidents of note. The Police and the premises have actively engaged in conversations with a view to see how these matters could be addressed moving forward. Meetings with the premises have taken place on the on the following dates:

Thursday 14th October 2021, Thursday 9th December 2021, Tuesday 1st February 2022 and Tuesday 22nd February.

Kent Police have proposed that the premises give consideration to implementing additional steps that would alleviate concerns. The first proposal being that all door supervisors wear body worn CCTV cameras whilst on duty. This measure becomes particularly pertinent (but not limited to) the allegations of assault by door supervisors on customers on both 1st January and 3rd January 2022, and in relation to the incident on 1st January 2022 whereby door supervisors were victim of racially aggravated assault. The second proposed measure being that the premises make use of an electronic identification scanning system as a condition of entry. This measure becomes particularly pertinent (but not limited to) the allegation of administering noxious substance on 13th March, the grievous bodily harm assault that occurred on 6th February 2022, the assault that occurred on 3rd January 2022 and the suggestion of children attending the premises as indicated by the intelligence report dated 17th October.

Kent Police firmly believe that the implementation of such measures at this premises will undoubtedly assist in their promotion of the licensing objectives, and in particular the prevention of crime and disorder objective. They support multiple strands of the nationally recognised ten principles of crime reduction, including:

Target hardening, access control, surveillance, increasing the chances of being caught and deflecting offenders.

During the most recent meeting between Kent Police and the premises on 22nd February, the premises proposed the following with regards to door supervisors use of body worn camera:

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Four door supervisors to make use of a body worn camera and to be positioned in the following locations. Door supervisor one positioned at the main entrance door, door supervisor two positioned at the side entrance door, door supervisor three positioned on the ground floor and door supervisor four positioned on the upper floor. The premises also proposed to introduce audio recording at both entrances and the repositioning of cameras to ensure better coverage. The premises were against the use of an electronic identification scanning system.

Whilst it is encouraging that the premises have identified areas in which they could improve working and thus better promote the licensing objectives, Kent Police are of the opinion that they do not go far enough and do not fully alleviate our concerns and would fall short of fully promoting the licensing objectives. Having considered the options available, Kent Police ask that the licensing committee consider the following proposed conditions be added to the premises licence:

- All SIA door supervisors must wear Body worn video cameras which both record visual pictures and audio. Recordings from the body worn video cameras will be maintained for at least 31 days and made available for inspection when required by the Police or local authority. Body worn video cameras will be in record mode for the duration of the shift. Footage from body worn cameras will be made available to police upon request.

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- All customers must provide proof of identification (including name, photograph, and date of birth) to be scanned by an electronic identification scanning system as a condition of entry. (If the scanning system malfunctions the identification documents must be photographed until the system is repaired, this period being no longer than 72 hours).

- On a trading night, at least 2 SIA door supervisors shall be deployed to supervise to the front of the premises including Blue Boar Lane and Blue Boar Lane carpark thirty minutes prior to closing until one hour after the premises has closed (or until the majority of customers have dispersed, whichever is sooner). Additional door supervisors shall be deployed from the premises as and when various rooms within the premises close in order to assist with external dispersal at closing time. Door supervisors shall wear hi-visibility vests when deployed to assist with external dispersal at closing time.

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Please tick yes

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

If yes please state the date of that application

Day Month Year

1	1	0	4	2	0	1	6
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If you have made representations before relating to this premises please state what they were and when you made them.

Kent Police previously submitted an application for review of this premises on 11th April 2016. The hearing was held on Tuesday 7th June and then reconvened on Tuesday 19th July 2016. All public reports packs and supplementary agendas in relation to this previous premises licence review are available to view on Medway Council website. The previous application related to two licensing objectives namely public safety and the prevention of crime and disorder.

Of note is that Kent Police sought the addition of an electronic identification scanning system as a condition of entry which was not implemented by the licensing panel.

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

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

Part 3 – Signatures (please read guidance note 3)

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

Signature PC HUNT 11044

.....

Date 18/03/2022

.....

Capacity Police constable – licensing officer

.....

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

Post town

Post code

Telephone number (if any)

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

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.

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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.