

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 2388 Julie Stewart on behalf of the Chief Constable of Lancashire.

(Insert name of applicant)

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description The Hunters, Hennel Lane, Lostock Hall,	
Post town Preston	Post code (if known) PR5 5UL

Name of premises licence holder or club holding club premises certificate (if known) Fayre Table (Preston Ltd)
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Number of premises licence or club premises certificate (if known) PREMA0112
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Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
- a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)

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

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

Please tick

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

Surname

First names

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address
Lancashire Constabulary
South Division Licensing Department
Divisional Headquarters
Lancaster Road North
Preston
Lancs
PR1 2SA

Telephone number (if any)
01772 209785

E-mail address (optional)
2388@lancashire.police.uk

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

Please tick one or more boxes

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

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

The application for review is submitted by Lancashire Constabulary on the grounds that the licensing objectives relating to crime and disorder, public safety, prevention of nuisance and the protection of children from harm have not been promoted or enforced robustly at this premises. There are also concerns about the poor management of the premises, Covid-19 regulation breaches and the implications that this has had on Police resources.

The reason for this application for review and brief circumstances are outlined as follows:

On Sunday 11th July 2021, England were playing Italy in the Euros 2020 football championships. Police received a call from a member of the public raising concerns about overcrowding, rowdiness and Covid-19 breaches at the premise.

At 18:30, PC Stewart from the Licensing Dept attended and was shocked at what she discovered as outlined below:

Crime and Disorder

- Due to a lack of qualified SIA door staff employed at the venue, Steven Greenhalf the company director, was acting as a doorman at the entrance to the car park. He acknowledged that he was unqualified and failed to give a reason other than that he was turning people away from the pub due to it being full.
- Customers were urinating in public places. The car park was being used as a toilet due to the overcrowding and there being insufficient facilities.
- As Police Officers walked through the external areas it was clear from the

smell that customers were using cannabis at the premise.

- As Police Officers tried to gather evidence at the premise ignited flares were thrown at them.
- In addition, Police Officers encountered drunk and disorderly behaviour from customers who were verbally abusive to Officers attending. Some customers had been queuing from 09:00 to get into the premise.
- At about 21:00, a fight started between two groups of females on the raised terrace area outside.

Public Safety

- Due to no door staff being employed at the venue, no event risk assessment being conducted, or tickets being sold, the numbers entering the premise had not been considered and there were several hundred additional customers than anticipated causing overcrowding in both internal and external areas. It is estimated that there were in excess of 600 people in the venue that would on a normal day have seating for about 120.
- Very few customers were wearing masks and no staff at the time of my visit requested customers to wear them indoors.
- There was no table service at the premise resulting in customers queuing with no social distancing or markings on the floor for bar service which under regulations is currently not allowed.
- In an external area which the premise called 'the Fanzone' all customers were standing and once again there was no space between the several hundred people that were crammed in.
- At the entrance to the venue where the owner was stood, there was no track and trace and no sanitisation available until you entered the building.
- Glass bottles of Corona were available in abundance for customers despite all South Ribble licensees being advised against the sale of glass as it could be used as a potential weapon.
- Due to no search procedures being carried out on entry, flares were being ignited and thrown in the standing crowd where there were no sand buckets or extinguishers identified.
- There was no area set aside for families so young children were present in the overcrowded area.
- There was no event risk assessment and the Covid-19 risk assessment was being breached on all risk factors.
- There were 2 single exits in addition to the entry point and a set of double gates that were secured and opened inwards and in the event of a crush there were no members of staff at this point to assist with dispersal.
- There was no dispersal policy in place at the premise.

Prevention of Nuisance

- There was a large screen in the standing area with about 30 other screens around the venue and a DJ playing. The premise is situated in close proximity to the residential properties and there was no record of external noise monitoring at the premise during the event.
- Due to canopies being used to cover the area, 19 car parking spaces had been used resulting in cars being abandoned on residential streets surrounding the pub, many on double yellow lined areas and across residential driveways.
- There were no signs at the exit reminding customers to leave quietly.
- As previously outlined due to insufficient toilet facilities the planting areas on the boundaries were being used by customers in sight of residential properties.

Protection of children from harm

- There was no evidence of any age-related checks being conducted either at the point of entry or the point of sale for alcohol.
- The area was unsafe / dangerous for children to be due to the volume of alcohol being consumed, the overcrowding, the use of glass and flares being ignited.
- Several staff working at the premise appeared to be under the age of 18.
- The demographic of customers appeared to be between 16-25 years.

Operating Schedule issues

- No written records of any noise assessments being conducted or logged.
- There was no drugs policy being enforced.
- Despite guidance being sent to all Pubwatch members prior to the commencement of the Euros – see attached, the DPS insisted that he had not read the information and had therefore not engaged fully and complied with Police requests.
- Doors and windows were fully open throughout the venue whilst the DJ played and loud volume screens showed the football.
- There were no signs at the exit reminding customers to leave quietly.
- The match finished at approx. 22:50 and it is believed that children were still present at the venue.

The Police wish to bring this review for the attention of the Committee to highlight the poor management experienced on the occasion.

In addition to the above issues, the Police have recorded the following incidents at the premise in the previous 12 months:

At 21:58 on Saturday 1st August 2020, a concerned parent contacted Police after collecting his family from the premise. he reported that he was disgusted at the lack of social distancing, lack of track and trace and lack of social distancing resulting in overcrowding.

At 23:30 on Saturday 22nd August 2020, Police received a report of an assault following a fight that occurred in the beer garden between customers. A male reported having been hit in the face several times.

At 21:30 on Friday 28th August 2020, a female reported a road traffic accident involving a male who left the scene. On Police attendance it is believed that the driver had left the pub having been drinking then driving, resulting in the accident.

At 18:30 on Saturday 17th October 2020, a member of the public contacted Police concerned that Covid-19 regulations were not being observed. Advice was given to the DPS by Police on arrival.

Later at 21:59 on Saturday 17th October 2020, a taxi driver contacted Police stating that he was ashamed at the way customers watching the football were not observing any Covid-19 safety measures.

At 12:21 on Monday 26th October 2020, a female reported criminal damage to her vehicle that was parked on the car park overnight.

On Monday 26th October 2020, it is believed that the premise had to close for a period due to a Covid-19 outbreak at the premise.

On the reopening of licensed premises the following incidents have been recorded:

At 22:30 on Thursday 6th May 2021, Police were contacted by a member of the public reporting Covid-19 breaches occurred at the premise when no social distancing was being adhered to at weekends with groups of 6 being allowed to sit together. The caller also reported parking issues on the road outside the pub and a noise nuisance from DJ's and live singers heard several streets away.

At 16:51 on Friday 7th May 2021, another report was received reporting further Covid-19 breaches whereby customers had been offered internal seating due to the cold weather despite restrictions to only seat outside. The caller was later spoken to and she confirmed that it was staff at the Hunters pub that offered this.

At 16:00 on Friday 14th May 2021, a male contacted police but the call was abandoned. The call was made from a customer at the pub.

At 21:26 on Monday 17th May 2021, Police and SRBC Officers attended the premise and conducted a walk through of the premise reporting no issues.

At 12:28 on Monday 7th June 2021, a report was received by Police from a member of public who stated that they had been a customer at the pub between 17:00 and 23:00 on Saturday 29th May 2021 where it had been overcrowded with little distancing between tables. They stated that 6 people that they were with had tested positive as well as 8 members of staff.

At 12:11 on 11th July 2021, Police received an online report from a member of public attending the premise that large numbers of young people were at the pub to watch the football but there was no social distancing, loud singing and chanting and no table service for customers at the pub.

At 17:45 on Sunday 11th July 2021, a female reported that she saw two males handing over packages to each other before jumping over the fence into the pub beer garden. The caller had emailed Police earlier in the day reporting that the same male was seen doing similar earlier in the day and that she believed it was drugs being exchanged.

At 17:48 on Sunday 11th July 2021, the incident which resulted in this application for review.

At about 21:00 on Sunday 11th July 2021, two groups of females were fighting on the raised patio area at the pub. This incident was not reported to Police however it was published on social media.

At 23:01 on Sunday 11th July 2021, a female customer contacted Police when she believed that a fight was breaking out at the pub.

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

Police incident reports to follow
Pubwatch letter
EGT footage from Police

Please tick yes

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

If yes please state the date of that application

Day Month Year

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

Please tick yes

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

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

Part 3 – Signatures (please read guidance note 3)

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

Signature

.....

Date 15th July 2021

.....

Capacity Licensing Officer, Lancashire Constabulary

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

Lancashire Constabulary
South Division Licensing Department
Divisional Headquarters
Lancaster Road North

Post town

Preston

Post Code

PR1 2SA

Telephone number (if any) 01772 209785

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) 2388@lancashire.police.uk

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.