

[Insert name and address of relevant licensing authority and its reference number (optional)]

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 Chief Inspector Simon Newell

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description TNT 31-33 Nantwich Road Crewe Cheshire	
Post town - Crewe	Post code (if known) - CW2 6AF

Name of premises licence holder or club holding club premises certificate (if known) Monta Daniva 
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Number of premises licence or club premises certificate (if known) PREM997
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Part 2 - Applicant details

I am

Please tick ✓ yes

- 1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates

(please complete (A) below)

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

Please tick ✓ yes

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)**

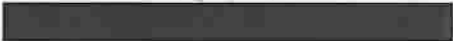
(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address: Cheshire Police Crewe Police Station Civic Centre Crewe CW1 2DQ
Telephone number (if any) 101
E-mail address (optional) 

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

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

Please tick one or more boxes ✓

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-
-
-

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

The grounds for the Review are that the premises have been the focal point for alcohol-fuelled violence in recent months.

There has been a significant number of violent crimes and disorder as well as reports of drug dealing within the premises.

The current premises licensing conditions are for a licensed premise to sell alcohol until 02:00 and regulated entertainment until 02:30 hours Thursday to Saturday with closure of the premises at 03:00 hours. During a recent action plan meeting the Licensee Monta Daniva admitted that staff were selling alcohol beyond these hours due to the business struggling.

The nature and style of the operation of the premises is undermining the licensing objectives particularly:

- Prevention of Crime and Disorder
- Public safety

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

Since the start of 2019, there have been a large number of incidents reported at TNT. There have been 20 reported incidents with most relating to violence and several describing large scale fighting. One incident on the 3rd March 2019 resulted in three people being stabbed.

Number of incidents: 20

From reviewing 20 incidents since January of this year there were in total -

Violence –14 recorded crimes

Drugs – 1 reported incident of drug dealing inside the club

ASB – 2 reported incidents of disturbance/antisocial behaviour

Threats – 1 reported incident where threats were made by door staff

Criminal Damage – 1 reported incident

Possession of Offensive Weapon - Male arrested for possessing Stanley knife

The majority of the incidents occur on Saturdays and Sundays and almost entirely between 00:00 and 04:00 hours.

Because of the large number of incidents at TNT, a meeting was arranged between the licensee Monta Davina, representatives from Cheshire Police, Amanda Andrews (Cheshire East Licensing Enforcement) and the licensing officer Lesley Halliday. The meeting was held at Crewe Police Station on Friday 26th April 2019.

During this meeting the problems associated with TNT were discussed and the licensee had chance to respond. During her responses, she disclosed that staff had been serving alcohol beyond the hours detailed in TNT's licensing conditions. She was advised regarding this breach of her license conditions.

An Action Plan was put in place for TNT which the licensee agreed to and signed.

The three points on the Action Plan were as follows;

- 1) Additional training for staff
- 2) Strict enforcement of the closure of the premises as per licence conditions
- 3) Introduction of measures to reduce incidents of disorder such as having a searching policy for all customers.

I have attached the Action Plan to this review.

As a result of this meeting Amanda Andrews sent the licensee a 'letter of compliance' reinforcing the need for her to maintain the licence conditions and not to operate outside of those conditions. I have attached a copy to this review.

After this meeting, Lesley Halliday sent the licensee suggested policies and training programmes.

On Saturday 29th June 2019 a joint visit was conducted to TNT by the Special

Constabulary, Cheshire East council and Lesley Halliday. This visit was conducted at 01:54 hours. Monta Daniva (DPS) was present when the visit was conducted.

In the report completed by Lesley Halliday she noted the following seven breaches of TNT's licensing conditions which have been abstracted directly from that report;

Annex 2 Conditions Consistent with the Operating schedule

Condition 2 – Door entrances shall be hazard marked where applicable.

There was vomit all over the floor in the female toilets and there were no hazard signs displayed.

Condition 3 – Notices displayed at exits requesting customers to leave the premises and the area quietly giving consideration for the neighbours.

No signs observed when leaving the premises.

Annex 3 – Conditions attached after a hearing by the licensing committee

Condition 1 – 2 SIA door supervisors to be present on each entrance giving access to the premises from 21:00 to closing time on Friday & Saturday nights. A written record shall be kept by the designated premises supervisor of every person employed as a door supervisor at the premises in a register kept for this purpose.

There was only 1 SIA registered door supervisor on the door, when challenged regarding this Ms Daniva advised that the 2nd door supervisor had let her down this evening, however she didn't indicate that she had made any attempt to find a replacement door supervisor for that evening to enable her to comply with her licence conditions.

Condition 2 – The door supervisors full name, date of birth, home address, his/her SIA badge number along with date/time start/finishes duty to be recorded in the register. Each entry to be signed by the door supervisor. The register shall be available for inspection on demand by an employee of the Local Authority, SIA or a Police constable.

There was no sign in register available for viewing as Ms Daniva advised that the book had, had a drink spilled on it and she had taken it home to transfer the details to a new book.

Condition 8 – There will be no entry/re-entry of customers on to the premises after 01:00 each night.

Whilst we were there a number of groups of people were admitted to the premises and when challenged Ms Daniva's response was that everyone does it along Nantwich Road to which I responded that it is possible that other venues may not have that condition on their licence. Ms Daniva's response to this was that if she couldn't admit anyone beyond 1am then she might as well close up now as she's not making any money. Ms Daniva had to be asked to advise the door supervisor not to admit any further customers and she came out as we left and closed the front doors.

Condition 10 – No customers with drinks may remain in the external drinking area or take drinks out to the external area after midnight every day.

The outside area had a large number of people sat outside the majority of them had drinks.

Condition 12 – All external windows/doors shall be closed whilst regulated entertainment is taking place, except for normal access/egress. Doors shall not be propped or held open.

The front doors were propped open when we arrived and we had to ask Ms Daniva to close them, which she did as we were leaving, when she advised the door supervisor not to admit any further customers.

Ms Daniva's attitude with officers was very poor, she was rude and argumentative and would not listen to the advice that she was being given; she showed a complete disregard for any of the conditions on her premises licence or the licencing objectives, her main concern appeared to be how much money she was or was not making.

Officers asked to view the refusals register and this was not available.

Conclusion of Review – Chief Inspector Newell

At this time, we are seeking to revoke the license of TNT given that the licensee has total disregard for the license conditions currently on the premises licence, we feel that nothing would be achieved by adding further conditions given that Ms Daniva is unable to adhere to the conditions currently on the licence. The attitude of the licensee seems to have contributed to the increase in the number of incidents that occur in the location. In my opinion, if the license is revoked then the number of violent incidents that occur on Nantwich Road will decrease.

If the Committee decide against revocation of the license for TNT then we would hope that the following licence changes are considered;

- Reduction in opening hours from 0300 to 0100
- Supply of alcohol hours to be reduced from 0230 to 0030

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, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature

[REDACTED]

Date 22nd July 2019

Capacity **Police Chief Inspector – Crewe Local Policing Unit.**

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

Post town

Post Code

Telephone number (if any)

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

Notes for Guidance

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

