

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 William Moody 79383 - District Licensing Officer of Essex Police

(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 Kassaba Turkish Grill and Meze, 7-11 Marine Parade East	
Post town Clacton On Sea	Post code (if known) CO15 1PS

Name of premises licence holder or club holding club premises certificate (if known) Giesha LTD Company number: 11691388

Number of premises licence or club premises certificate (if known) 19/00071/PREMTR
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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

<p>Name and address</p> <p>William Moody on behalf of the Chief Officer of Police Essex Police Licensing Department Braintree Police Station Blyths Meadow Braintree CM7 3DJ</p>
<p>Telephone number (if any)</p> <p>01245 452035</p>
<p>E-mail address (optional)</p> <p>Licensing.applications@essex.police.uk</p>

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 grounds for review are that, since the relaxation of lockdown rules for licensed premises, the Crime and Disorder and Public Nuisance objectives have been engaged on a number of occasions at this premises, resulting in consistent calls to police and significant disruption to neighbouring businesses.

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

Since the 4th of July 2020, licensed premises have been allowed to reopen as lockdown rules have eased in the UK. Since reopening, the Kassaba restaurant has repeatedly come to the attention of Essex Police and Tendring District Council.

Since reopening, the police have been called to this premises seven times. a list of the incidents are as follows:

30th August - 01:51 - Police respond to reports of a fight between females that has spilled on to the street. Police arrive and find many people in the street, some of whom are extremely intoxicated. One female alleges she has been assaulted by a member of staff and has provided a statement to police regarding this.

22nd August - 01:10 - Police respond to reports of 7-8 males fighting. Police attend and are told that an altercation occurred after refusing to pay an entry fee to the premises.

2nd August 01:05AM – Police respond to concerns that a male is armed after being ejected from the premises and gesturing to his waistband.

1st August 23:45PM – Police respond to reports of a fight spilling out of the premises on to the street. Multiple victims are taken home for their safety.

25th July 00:37AM – Police respond to reports of a fight in the outside area of the premises. Before police arrive some of those involved flee in to the crazy golf course opposite.

22nd July 00:04 – Police respond to reports of multiple people fighting in a large group. Caller reports bottles being used as weapons and furniture being thrown. On police arrival staff inform officers that those involved in the fight have left and police remain until the area was clear of people.

19th July – 00:50 – Police respond to reports of a group of people fighting in front of the premises. Caller reports those involved flee when they are told that police have been called. Attending officers report serious social distancing issues.

Following each of these incidents, visits have been made by Essex Police and TDC Licensing officers to engage with the management and offer advice on how to reduce the number of incidents. At time of writing, there have been seven such meetings, with numerous voluntary conditions suggested and advice given. On the 6th of August, Essex Police Licensing issued a final warning and advised on the possibility of an application for a review of the premises licence if the situation did not show signs of improvement. There have been two further calls to police and numerous complaints since this warning.

This behaviour by customers not only puts strain on police resources, but also has a significant impact on local businesses, such as neighbouring hotels who are currently losing business due to the nuisance generated by this premises. These complaints are made to police and Tendring District Council Licensing Team, who have agreed to share these complaints as part of the review proceedings.

Further, Tendring District Councils Environmental Health Team support this application, as there have been, and continue to be, significant concerns around social distancing at the venue.

Essex Police will produce further documentary or other information in support of this application ahead of the hearing and would ask the authority to take this into account as it may do under Regulation 18 of the Licensing Act 2003 (Hearings) Regulations 2005.

In accordance with paragraph 11.9 of the Statutory Guidance Essex Police may amplify its representation at the subsequent hearing.

APPENDIX 2

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 03/09/2020

Capacity District 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.
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.

