



ANNEX C

FORM FOR APPLYING FOR A SUMMARY LICENCE REVIEW

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

Application for the review of a premises licence under Section 53A of the Licensing Act 2003 (premises associated with serious crime or disorder)

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 the 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.**

I **T/Inspector Tom Simons**

[on behalf of] the chief officer of police

for the **Epping Forest**

police area apply for the review

of a premises licence under Section 53A of the Licensing Act 2003.

1. Premises Details:

Postal address of premises, or if none or note known, ordnance survey map reference or description:

Grid Ref 0543204801975562

195-199 Cottis Lane

Post town: Epping

Post code (if known): CM16 4BL

2. Name of premises licence holder (if known):

Mr Scott CUMMINS 16/12/1971

Number of premises licence (if known): LN/210000820

3. Certificate under Section 53A(1)(b) of the Licensing Act 2003 *[Please read guidance note 1]:*

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with serious crime or disorder or both, and the certificate accompanies this application.

(Please tick the box to confirm)



4. **Details of association of the above premises with serious crime, serious disorder or both:**

[Please read guidance note 2]

Club 195 has been directly associated with serious crime and disorder over the past twelve months. These incidents culminated in violent disorder on Saturday 26th September 2009 where eight people were stabbed and the Public Order reserve for Essex Police was deployed to deal with the violence. Initial reports state up to one hundred people were fighting and the injuries from the incident include broken bones, serious head injuries, stab wounds and one individual with a cut throat. At one stage the local Ambulance control struggled to cope with the amount of injured persons.

Club 195 has been directly associated with at least forty seven incidents over the last twelve months a number of which meet the criteria of serious crime and disorder. These include six incidents of Grievous Bodily Harm, ten incidents of Actual Bodily Harm, seven other Disturbances, seven thefts and six common assaults.

The most severe instances are summarised below but should be viewed only as a part of what is a serious and ongoing problem.

D120B/14545/09 - GBH

16th August 2009

Severe cut to forehead ten stitches cracked/broken teeth

On the 16th of August 2009 whilst outside of Club 195 at approximately 0244 hours [REDACTED] was punched to the floor by two suspects causing a severe cut to the fore head requiring ten stitches cracked and chipped teeth and a black eye.

D120B/09082/09 - GBH D120B/09081/09 and D120B/08659/09 - ABH

25th May 2009 0215 hours

Broken Jaw permanent pins and a severely swollen face

Both [REDACTED] and his brother [REDACTED] were assaulted whilst inside Club 195 on the 25th of May 2009 at approximately 0215 hours. [REDACTED] was assaulted by an unknown suspect on the dance floor of the club, his jaw was broken and he now has permanent titanium pins in place. [REDACTED] was also punched and suffered a severely swollen face to the point where he could not be x-rayed for a number of days.

[REDACTED] has been involved in this incident and has been punched in the face causing swelling to his right eye socket.

D120B/06614/09 - GBH

4th April 2009 0100 hours

Ear lobe bitten off


Mr [REDACTED] had a verbal argument with an unknown suspect whilst at Club 195 on the 4th of April 2009. Following this whilst directly outside Club 195 at 0100 hours the suspect assaulted [REDACTED] biting his ear lobe which was ripped off, eleven stitches was required to repair the damage.

D120B/05105/09 - GBH
7th March 2009 0230 hours
Fracture eye and jaw

At 0230 hours on the 7th of March 2009 [REDACTED] has been pushed to the ground by an unknown suspect and has been kicked several times in the head. The aggrieved has suffered both a fractured eye socket and a fracture jaw.

D120B/16440/08 - GBH
20th September 2008 0045 hours
Contusion and bleeding on the brain

On the 20th of September 2008 a weapon was used to strike [REDACTED] on the right side of his head resulting in a contusion on the brain and slight bleeding of the brain along with a gash to the ear and head. This occurred inside the premises of Club 195 between 0045 hours and 0130 hours.

Signature of applicant: 
Date: 29th September 2009
Capacity: T/Inspector EFD NPT

Contact details for matters concerning this application:

Address: Loughton Police Station, 158 High Road, Loughton, Essex
Telephone number(s): 07896611658
e-mail: Thomas.Simons@essex.pnn.police.uk

Notes for guidance:

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.

Serious crime is defined by reference to Section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:

- Conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or

- Conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain, or is conducted by a large number of persons in pursuit of a common purpose.

Serious disorder is not defined in legislation, and so bears its ordinary English meaning.

2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder, or both



ANNEX B

**Essex Police
Headquarters,
POBox2,
Springfield,
Chelmsford,
Essex,
CM2 6DA,**

CERTIFICATE UNDER SECTION 53(1)(B) OF THE LICENSING ACT 2003

I hereby certify that in my opinion the premises described below are associated with serious crime / serious disorder / both serious crime and serious disorder¹:

Premises²: CLUB 195 – Licensed Premises – Night Club
195 – 199 Cottis Lane
Epping, Essex

Premises Licence Number (if known): LN/210000820
Name of premises supervisor (if known): Mr Scott Anthony Cummins
I am a Superintendent in the Essex police force

I am giving this certificate because I am of the opinion that other procedures under the Licensing Act are inappropriate in this case, because⁴:

Club 195 is associated with serious crime and disorder over the last twelve months, the series of incidents culminated in a violent disorder on Saturday 26th September 2009 where eight people were stabbed and the Public Order reserve for Essex Police was deployed to resolve the disorder. Initial reports state up to one hundred people were fighting and the injuries from the incident include broken bones, serious head injuries, stab wounds and one individual with a cut throat. At one stage the local Ambulance control struggled to cope with the amount of injured persons.

Club 195 has been directly associated with at least forty seven incidents over the last twelve months a number of which meet the criteria of serious crime and disorder. These include five incidents of Grievous Bodily Harm, ten incidents of Actual Bodily Harm, seven other Disturbances, seven thefts and six common assaults.

I am of the opinion that other procedures under the act are inappropriate as previous interventions by the Police have failed to stop the escalation of crime and disorder. The interventions include Drug prevention advice and screening, Meetings to prevent glass leaving the Club, Meetings and advice to assist with evidence collection such as CCTV retrieval and meetings to address non cooperative door staff from 195 Club assisting the Police with the investigation of crime reported at this premises.

I am of the opinion that if emergency measures are not taken such is the serious nature of crime and disorder, that someone may lose their life through an assault at this premises

(Signed)  Superintendent 2293 Williams (Date) 29/09/09

- ¹ Delete as applicable
- ² Include business name and address and any other relevant identifying details.
- ³ Insert rank of officer giving the certificate, which must be superintendent or above.
- ⁴ Give a brief description of why other procedures such as a standard review process are thought to be inappropriate, e.g. the degree of seriousness of the crime and / or disorder, the past history of compliance in relation to the premises concerned.