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Schedule 8

18 NOV 2015

Regulation 16

SCARBOROUGH BOROUGH COUNCIL

Licensing Services, Town Hall, St Nicholas Street, Scarborough, YO11 2HG

**Application for a 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 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 Deborah Cooper on behalf of the Chief Constable of North Yorkshire Police 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 club premises, or if none, ordnance survey map reference or description

Quids Inn
4 St Nicholas Street

Post town Scarborough

Post code (if Known) YO11 2HF

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

Quids Inn (Scarborough) Ltd

Number of premises licence or club premises certificate (if known)

Part 2 – Applicant details

I am

Please tick ✓ yes

- | | | |
|---|-----------------------------------------------------------------------|--------------------------|
| 1 | An interested party (please complete (A) or (B) below) | <input type="checkbox"/> |
| | a) A person living in the vicinity of the premises | <input type="checkbox"/> |
| | b) A body representing persons living in the vicinity of the premises | <input type="checkbox"/> |
| | c) A person involved in business in the vicinity of the premises | <input type="checkbox"/> |

- 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)

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

Surname First names

I am over 18 years old or over Please tick ✓ Yes

Current address

Post Town Postcode

Daytime contact telephone number

Email address (optional)

(B) DETAILS OF OTHER APPLICANT

Name
Address
Telephone number (if any)
E-mail (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name PC Deborah Cooper
Address North Yorkshire Police Scarborough Police Station

Northway
Scarborough
YO12 7AD

Telephone number (if any)
01723 509875

E-mail (optional)
Deborah.cooper@northyorkshire.pnn.police.uk

This application to review relates to the following licensing objectives(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 | |
| 4. | the protection of children from harm | X |

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

Quids Inn is a large and extremely busy vertical drinking establishment located on St Nicholas Street, one of Scarborough's key Night-Time Economy (NTE) locations.

In recent years, licensing officers from both North Yorkshire Police and Scarborough Borough Council have spent a considerable amount of time and effort working with the Premises Licence Holder (PLH), Designated Premises Supervisor (DPS) and management at the premises to address:-

1. level of reported violent incidents
2. compliance issues (conditions on premises licence), and
3. instil a business model which promotes rather than undermines the 4 licensing objectives.

Despite undertaking the Home Office recognised 'A Stepped Approach Towards Achieving Compliance' the premises continues to undermine the licensing objectives. One recent example being on Saturday 26 September 2015, an act of striptease (full nudity) on the first floor of the premises in front of full length plate glass windows; clearly visible to anyone walking down St Nicholas Street. Not only was this act a breach of the conditions on the premises licence, the nature of the activity would have contravened a number of standard conditions applicable to registered Sex Entertainment Venue (SEV) under the Borough's 'Sex Entertainment Licensing Policy & Conditions.'

Under the 'Stepped Approach Towards Achieving Compliance' the premises has already varied its licence on the 24th July 2014 to strengthen conditions within its operating schedule and to provide a framework which promotes the 4 licensing objectives. As this option has been explored and has failed, the police see no alternative but to instigate formal review proceedings to enable the licensing authority to deal with the matter at the earliest opportunity.

Quids Inn is a substantial vertical drinking establishment (581 capacity - Fire Risk Assessment) located on one of the town's key Night-Time Economy streets and at the heart of Scarborough's Cumulative Impact Zone.

St Nicholas Street & St Thomas Street are the busiest streets within Scarborough's Night-

Time Economy, with the highest concentration of late licences including:-

- Scarborough Flyer
- Blue Lounge
- Waterhouse
- Sun Inn
- Opera House Casino, and
- Mist

North Yorkshire Police acknowledge that due to the concentration of late night drinking establishments in the area it attracts a high number of calls for police service, particularly at weekends but also during the early hours of the morning.

Quids Inn generates a high proportion calls for police service .The police believe that the reason for this is that the premises:-

1. attracts students and the 18-24 year age range (younger end of the NTE market)
2. failure to implement a single cohesive strategy between management / bar staff / SIA door supervisors re. admissions & sale of alcohol.
3. is purely a drink led establishment

North Yorkshire Police's licensing team has worked with the Premises Licence Holder, DPS and Door Supervisor team to try and address these issues with varying degrees of success. North Yorkshire Police acknowledge that this segment of the market (student / 18-24 years) can be difficult to manage. However, if the premises choose to target this particular type of customer it has to be able to mitigate the risks that those customers generate.

The police do not believe that the design or layout of the premises is the cause of the problem as the landlord and Premises Licence Holder have already removed two problematical features that had previously contributed to the problem, namely:-

1. gated the dark alley to the side of the premises (prevented groups congregating)
2. removed the turnstile at the entrance (pinch point / made door supervisors role difficult)

Despite all these efforts, 'calls for police service' remain one of the highest for any licensed premises within the town centre. North Yorkshire Police believe that a lack of a cohesive strategy backed by robust policies, procedures and staff training lie at the heart of the problem. Being an independent operator as opposed to being part of a chain could also be a contributory factor. Support mechanisms usually associated with premises run by large pub operators are absent.

To illustrate the point, on 2 February 2014 the Alcohol Licensing Unit were made aware of a 17th birthday party that had been held at Quids Inn on the evening of the 1st February 2014. CCTV alerted the police to young females who were comatose in the alleyway beside the premises as they were concerned for their safety. Police attended and it transpired that these young females were drunk and had attended the 17th birthday party at Quids Inn. Because the party had got 'out of hand' staff decided to end it early and simply ejected approximately 50 children (Under 18's) out onto the street, some of whom were heavily intoxicated. These youths then went on to cause further nuisance and disorder in McDonalds, Huntriss Row. Sgt. Rachel Wood, Safer Neighbourhood Team NTE Manager for Scarborough at the time, was on duty the night of the incident and states :-

' The decision to hold a birthday party for that age group on the main ground floor of a town centre pub, until 23:00 hours on a Saturday night serving alcohol and still remaining open

to the public was highly irresponsible at best. The actions of Quids Inn in both holding this event and the subsequent ejection of the young people in this manner certainly does not in any way promote the licensing objective of Protection of children from harm, in my view it did quite the contrary on this occasion'

A copy of Sergeant Woods' statement in relation to this incident is attached. **(Doc Ref 1)**

On 27th February 2014 police arranged a meeting with the Premises Licence Holder and the DPS to discuss recent events. It was at this meeting that the Premises Licence Holder agreed to make whatever changes were necessary to the licence conditions to ensure the positive promotion of the licensing objectives. The conditions agreed included:-

1. revised and up to date conditions regarding the CCTV at the premises
2. persons under 18 were not permitted to be on the premises after 21:00 hrs
3. 11 child safeguarding measures relating to holding events for under 18's.

A variation application was made which was granted on 24 July 2014 and included all the conditions detailed above. The purpose of the variation was twofold:-

1. provide the management with a framework within which to operate, and
2. provide a means of redress (enforcement) should the premises continue to undermine the 4 licensing objectives.

A copy of this variation application is attached **(DOC REF 2)**

A change of DPS was then made on the 15th May 2015.

On the 29 September 2015 Scarborough Council CCTV operators informed the police that on Saturday 26 September 2015 Quids Inn had a 'stripper' working at the premises. This entertainment took place on the first floor of the premises and was clearly visible through the large windows which look out over St Nicholas Street. Throughout the performance the dancer is naked and partakes in acts which are of a sexually explicit nature. This has been recorded by Scarborough Council CCTV and forms part of this review. **(Doc Ref 3)**

Section 16.7 of Scarborough Borough Councils Licensing policy states that :-

The Licensing Authority will consider what conditions are offered in the operating schedule. The applicant in completing the operating schedule is required to describe the steps that they intend to take to promote this licensing objective and highlight any adult entertainment or services etc.. that may give rise to concern in respect to children. However where the applicant does not state the steps they intend to take to promote this objective but does state that 'no adult or similar entertainment shall take place on the premises' The Licensing Authority shall consider that this restriction to be a condition on the licence even though it may not state it on the licence itself

The variation application submitted by the PLH on 16 June 2014 clearly states, "None" within Box K (Highlight any adult entertainment / services or activities that may give rise to concern in respect of children). A copy of this variation is attached **(Doc Ref 2)**

North Yorkshire Police formally requested and received a copy the premises CCTV footage in respect of this incident. **(Doc Ref 3)** The quality of the footage provided was extremely poor. Condition 2(d), Annex 2 of the Premises Licence states:-

"The CCTV system must be capable of providing quality images of good evidential value.

Recordings must be kept for a minimum of 28 days."

North Yorkshire Police is not satisfied that the footage supplied met the 'good evidential value' standard as stipulated by the condition.

After discovering what had taken place the DPS, Mr David Wilkinson, wrote to PC Cooper (Licensing Officer) explaining that he was away on leave at the time of the incident, and that he had left his supervisor in charge. Mr Wilkinson states that he was aware that adult entertainment was a licensable activity and as such required the relevant condition to be on his licence before he could hold such performances and that Quids Inn didn't have that authorisation. Mr Wilkinson also supplied copies of letters that he had sent to the supervisor in charge of the premises at that time of the incident and to the head doorman reiterating this fact. Documents **(Doc Ref 4)** refer.

The supervisor on duty at the time of the incident, Stacey Cannon, has provided a statement to say that she had received a phone call earlier that day from a male asking if he could hold his stag party at the venue. During the conversation the male mentioned that there was a possibility that a stripper would attend and Stacey indicated that this would be ok. Ms Cannon states that she was unaware that strippers were not permitted at the premises and since working at the pub (approximately 12 months) she had received no 'in house' training and was unaware of some of the conditions on the licence. **(Doc Ref 5)**

On 28 October 2015, Richard Marsden, a specialist in CCTV from West Yorkshire Police's Imaging unit visited Quids Inn for the purpose of assessing whether the system was fit for purpose and complied with the conditions as stipulated on the premises licence. Mr Marsden detected a number of faults with the system including insufficient coverage of key public areas and the imagery provided by some of the cameras was substandard. A copy of Mr Marsden's report is attached. **(Doc ref 6)**

It is imperative that the CCTV system for a key Night-Time Economy premises such as this operates in accordance with the conditions on the licence to both promote the Prevention of Crime and Disorder licensing objective and so that the police has footage of evidential quality for the purposes of criminal prosecutions.

The police also question the suitability of having an 'interactive' punch bag arcade machine at the premises and ask what licensing objective, if any, a machine of this nature promotes? Punch bag machines of a similar nature used to be installed in two other licensed premises in the town. However since their removal there has been a notable decrease in calls for police service to these premises. As reports of anti-social behaviour and violence are a feature of this premises, North Yorkshire Police ask the licensing sub-committee to consider conditioning the licence so that this type of gaming machine is not permitted.

North Yorkshire Police simply does not have the resources available to sustain its current level of involvement with these premises and neither is it our remit to do so. This is a commercial entity and as such needs to be able to manage / mitigate risk without relying upon responsible authorities to assist. The management has always been approachable and keen to work with responsible authorities to rectify deficiencies brought to their attention. The instigation of formal review proceedings may instil the seriousness of the current failings, and the potential consequences should they not be addressed. North Yorkshire Police has chosen to invoke the powers derived by Section 51 Licensing Act 2003 to enable the licensing authority to deal with this matter as they deem appropriate.

If the licensing sub-committee determine that attaching additional conditions are an appropriate way forward for this premises the police offer the following suggestions:-

1. Adult entertainment (performances of nudity) shall not be permitted on the premises.
2. A personal licence holder shall be on duty at all times when the premises is open to the public and conducting licensable activities
3. Punch bag / Martial arts interactive amusement machines (or machines of a similar nature) are not permitted on the premises.
4. A documented staff training programme shall be provided to all members of staff at the premises in respect of the:-
 - a) operation of the CCTV system (including the downloading of evidence);
 - b) retail sale of alcohol;
 - c) age verification policy;
 - d) conditions attached to the Premises Licence;
 - e) permitted licensable activities;
 - f) the licensing objectives; and
 - g) opening times for the venue.

with such records being kept for a minimum of one year. [For the avoidance of doubt, the one year period relates to each respective entry in the log book and runs from the date of that particular entry];

The following Documents are attached to this report :

Doc Ref 1 :- Statement from Sgt Wood

Doc Ref 2 :- Variation from Quids Inn which was granted on 24th July 2014

Doc Ref 3 :- CCTV from Scarborough Council CCTV and Quids Inn

Doc Ref 4 :- Letters written by Dave Wilkinson (DPS)

Doc Ref 5 :- Statement from Stacey Cannon

Doc Ref 6 :- CCTV report from Richard Marsden

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			

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 **X**
- I understand that if I do not comply with the above requirements my application will be rejected **X**

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 ... *[Handwritten Signature]* ...
 Date ... *17-11-2015* ...
 Capacity ... *applicant* ...

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

Post town	Post code
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Telephone number (if any)

If you would prefer us to correspond with you by e-mail your e-mail address (optional)

Notes for guidance

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

NOT PROTECTIVELY MARKED

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.

NOT PROTECTIVELY MARKED

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WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

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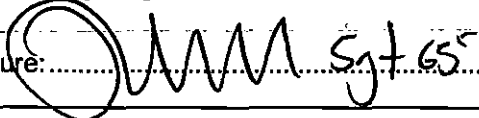
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Statement of: Rachel May Wood

Age if under 18: Over 18 *(if over 18 insert 'over 18')*

Occupation: Police Sergeant 635

This statement (consisting of 4 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Signature:  (witness) Date: Wed 5th of Feb 14

I am Police Sergeant 635 Rachel Wood of the North Yorkshire Police currently stationed at Scarborough. My current role is within the Safer Neighbourhood Team and within that, I have specific responsibility for the Night Time Economy. Part of my duties include working to reduce alcohol related disorder within the town centre and aiming to reduce instances of underage drinking.

Some time around February 2011, it came to our attention that a number of licensed premises were regularly holding a number of events at their premises involving young people under the age of 18 years, commonly known as "16+" nights. These events involve large numbers of young people attending licensed premises whereby the majority of young people attending these events would be under the age of 18 and as opposed to some who would be over 18 years.

I can say based on my 19 years Policing experience, it is not a good idea to serve alcohol at events where a large number of young people, just below the legal drinking age, are present. This is because it is extremely difficult for Bar Staff to ensure that the alcohol they are selling to the people aged 18 years and over, isn't being passed to those under 16 years. Due to most venues not being particularly well lit, even with the best efforts from the staff behind the bar in checking ID's, it is still very likely that those under 18 years will inevitably be bought drinks by their older friends. Also, the fact that their peers are all drinking alcohol is extremely likely to encourage younger customers to drink, even if that means them drinking alcohol before they enter the venue to achieve the same level of intoxication as their peers. In my experience, a "safer" way for young people to enjoy a 16+ event is for no alcohol to be served to anyone as this would significantly reduce the risk of under age customers consuming alcohol before/during or after the event. These principles apply to all similar events such as birthday parties.

These various "16+" events which occurred in 2011, caused so many issues in terms of underage people purchasing and drinking alcohol, attaining high levels of intoxication and causing disorder once they had left these events that it resulted in two licensed premises being subsequently subjected to Reviews of their licensed premises as a direct result of these issues. These cases were well publicised and the issues resulting from these events are well known within the licensing trade in Scarborough.

One of the measures North Yorkshire Police and our partner agencies put into place to try and minimise any future issues in relation to 16+ events was to hold a multi-agency meeting attended by representatives from Scarborough Borough Council Licensing Dept, Children and Young Persons Social Services and the Safeguarding Officer from the Safer Communities Dept. During this meeting,

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which took place on 31st of October 2011, we devised a list of Safeguarding measures that licensed premises could put into place at such events to minimise any issues resulting from such events,, such as having a dry bar or having parents present etc. All the agencies present agreed that they were reasonable and proportionate steps that licensed premises could take in order to reduce the risks to children and young people attending their premises. It was agreed by all at the meeting that the basis of this "list" would be used as a generic list of Safeguarding Measures that could be used for similar events in the whole of North Yorkshire. Following on from this meeting, the Licensing Officer for Scarborough at the time of this wrote to every licensed premises, including Quids Inn, and informed them of this list and how it should be used for any events involving young persons at their premises, including 18th birthday parties. The letter also advised them that if they were considering holding events such as 18th birthday parties, they would need to inform the Police Licensing Officer so that appropriate Safeguarding measures relevant to their event, could be implemented for their event.

Another measure which was put into place was that during a subsequent pubwatch meeting, the licensees present agreed that as a group that they would not allow persons under the age of 18 in Scarborough Licensed premises after 2100 hours in an evening. All the members agreed (of which Quids Inn are one and regularly attend the pubwatch meetings) that the Night Time Economy changes after 2100 hours at night and that it is not appropriate for under 18's to be out in pubs after this time. Following that meeting, we wrote to all members, including Quids Inn, confirming 2100 hours as an agreed end time for under 18s to be present in the pubs and also delivered a number of posters to the members displaying this information.

Around 2123 hours on Saturday the 1st of February 2014, I was on duty in uniform at Scarborough Police Station when as a result of a radio message, I became aware of concerns regarding a birthday party being held at Quids Inn, St Nicholas Street, Scarborough. My understanding was that two young girls had collapsed in the alleyway next to Quids Inn and that the staff from Quids Inn were having to phone their parents to come and collect them. The reason being that they were "comatose" from drinking alcohol at a "private party" at this venue.

Around 2212 hours the same evening, I became aware of the female manager of Macdonalds in Hunstriss Row, Scarborough requesting Police Assistance as a large group of young people who had been ejected from the Quids Inn "private party" were causing disorder in the restaurant. A number of police officers were then dispatched to deal with this disorder.

It subsequently came to my attention that the "private party" being held at Quids Inn was in fact a 17th birthday party, that the venue had been open to the general public during the event, alcohol was being sold at the event, it was scheduled to take place between 1900 and 2300 hours and that there were no parents present at the event.

Around 2315 hours that same evening, I attended Quids Inn, St Nicholas Street, Scarborough whereupon I spoke to the duty manager for the evening, Sarah Carney. At that time I was in company with my colleague Sandra Rees from the Safer Communities Dept from Scarborough Borough Council and Councillors Smith and Donohue-Moncrieff who were there to observe events within the night time economy. I raised the concerns I had about the event with Ms Carney. She denied that the event was a 17th birthday party, claiming that it was in fact an 18th birthday party (subsequent police checks have confirmed that the young person who's birthday party it was, was in fact only 17 years old on the 1st of February 2014). She also claimed not to have known anything about it as it was "already in the book" and that the DPS for the premises was away on holiday. Ms Carney also claimed that the event was a "private party" but confirmed that the premises was still



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open to the public during the event, that alcohol was being sold and that the party was taking place on the main ground floor of the premises. She also explained that at the same time they were

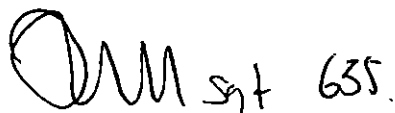
holding another "private party" in the upstairs bar, which was a 40th birthday party. I explained to her that on the basis alcohol was being sold and that it was open to the public, it was not a "private party". When I questioned her about the incident in the alleyway next to their premises earlier in the evening, she confirmed that the two young females were from the party in their venue and that they had called their parents to collect them due to them being extremely drunk. She further informed me that due to the degree of their intoxication and because she wanted to prevent any further incidents involving the young people, she had taken the decision to end the party early (at around 2130 hours) and eject all of the other young people from the premises. I informed Ms Carney that I would be reporting the facts and my concerns to the Licensing Officer. I subsequently checked with the Licensing Officer PC 1770 Cooper and I can confirm that at no time did Quids Inn inform her about this party or discuss any Safeguarding measures with her.

Some time in the next 30 minutes, still in company with my colleagues from the Council, I attended Huntriss Row, Scarborough. Upon arrival I observed a group of around 10 young people, in my view/experience all under the age of 18 years, under the influence of alcohol. I approached this group and asked them where they had been that evening. They informed me that they had been to a 17th birthday party at Quids Inn but had all been "thrown out" due to some of the young people getting far too drunk. They confirmed that the party had been scheduled to end at 2300 hours and that they were still in the town centre as their parents were under the impression they would be in that venue until that after that time and therefore they had no where else to go. They told me that there were approximately between 40 and 50 underage people at this event. They also stated that they had not seen any parents present at the 17th birthday party. They also mentioned to me that a lot of those ejected from the party had gone on to cause disorder within the Macdonalds restaurant.

Myself and my council colleagues then attended Macdonalds restaurant, Huntriss Row whereupon I spoke to the duty manager, a female called Zavinta, about what had occurred inside the restaurant. She told us that a large group of youths who had been ejected from a 17th birthday party at Quids Inn had come into the restaurant and were completely "horrendous". She said that a group of them had gone into the toilets and had been sick everywhere, another couple had picked up the wet cone sign and kept putting it on their heads and that she could not "cope" with them. She asked them to leave on numerous occasions but they completely refused. She stated that she was absolutely "terrified" by the incident and was forced to request police assistance as well as assistance from the door supervisor at Vivas. She stated that even after they had left, they kept trying to come back in and she felt really scared.

During the course of the rest of the evening, I did speak to a number of door supervisors from other premises who all informed me that following the decision to eject all the kids from this party, it was "horrendous" in town, with large numbers of the guests behaving disorderly, being extremely intoxicated and attempting to gain entry to their licensed premises which then caused them a problem when they refused.

The decision to hold a birthday party for that age group on the main ground floor of a town centre pub, until 2300 hours on a Saturday night, serving alcohol and still remaining open to the public was highly irresponsible at best. This was then compounded by a reckless decision to eject all of these intoxicated young people onto the streets at once, some hour and a half before the party was due to end without any consideration of Safeguarding issues/risks to the young people or thought as to how they would then get home safely. This decision directly resulted in them attending Macdonalds en

 M Sgt 635

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Doc Ref 2

25 JUN 2014

SCHEDULE 1

Regulation 3

SCARBOROUGH BOROUGH COUNCIL

Licensing Services, Town Hall, St Nicholas Street, Scarborough YO11 2HG

Application to vary a premises licence 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 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

We Quik's Inn Scarborough, W44 (insert name(s) of applicant) being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below.

Premises licence number

PL0211

Part 1 - Premises Details

Postal address of premises or, if none, ordnance survey map reference or description	
4 ST Nicholas Street	
Post town	Post code
SCARBOROUGH	YO11 2HF

Telephone number at premises (if any)

01723 355001

Non domestic rateable value of premises

£ 42600

Part 2 - Applicant Details

Daytime contact telephone number

01723 355001

Email address (optional)

[Redacted]

Mr

Mrs

Miss

Ms

Other title (for example, Rev)

Surname

[Redacted]

First names

[Redacted]

Current postal address
if different from
premises address

Post Town

Postcode

Part 3 - Variation

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do when do you want the variation to take effect from?

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)

Please tick Yes No

If your proposed variation would mean that 5000 or more people are expected attend the premises at any one time please state the number expected to attend

Please describe briefly the nature of the proposed variation (please read guidance note 2)

AFTER A MEETING WITH N.Y. POLICE IT WAS DECIDED THAT THE CONDITION ON OUR OLD LICENSE NEEDED UPDATING WE WOULD LIKE THE OLD CONDITIONS REMOVED AND REPLACED BY THE ATTACHED SHEETS OF NEW CONDITIONS THIS WOULD RESULT IN BRINGING THE LICENSE UP TO DATE.

Part 4 - Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if the application to vary is successful.

Please tick ✓ yes

Provision of regulated entertainment

- | | | |
|----|-------------------------------------------------------------------------------------------------------------|-------------------------------------|
| a) | play (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) | films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) | indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) | boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) | live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) | recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) | performance of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) | anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box I)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both - please tick (✓) (please read guidance note 2)	Indoors	
Dry	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed					
Thur			State any seasonal variations for performing play (please read guidance note 4)		
Fri					
Sat			Nonstandard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of a film take place indoors or outdoors or both - please tick (✓) (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	10am	4.30am	Please give further details here (please read guidance note 3)		
Tue	10am	4.30am			
Wed	10am	4.30am			
Thur	10am	4.30am	State any seasonal variations for the exhibition of films (please read guidance note 4)		
Fri	10am	4.30am			
Sat	10am	4.30am	Nonstandard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun	NOON	4.30am			

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 5)
Tue			
Wed			
Thur			
Fri			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list. (please read guidance note 6)
Sat			
Sun			

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Indoors		
Tue					
Wed			Both		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both - please tick (✓) (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	10am	4.30am	Please give further details here (please read guidance note 4)	Both	
Tue	10am	4.30am			
Wed	10am	4.30am	State any seasonal variations for the performance of live music (please read guidance note 5)		
Thur	10am	4.30am			
Fri	10am	4.30am	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list. (Please read guidance note 6)		
Sat	10am	4.30am			
Sun	12pm	4.30am			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both - please tick (✓) (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	10am	4.30am	Please give further details here (please read guidance note 4)	Both	
Tue	10am	4.30am			
Wed	10am	4.30am	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	10am	4.30am			
Fri	10am	4.30am	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list. (please read guidance note 6)		
Sat	10am	4.30am			
Sun	12pm	4.30am			

G

Performance of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both - please tick (✓) (please read guidance note 3)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)	
Mon				
Tue				
Wed				
Thur				
Fri				
Sat				
			State any seasonal variations for the performance of dance (please read guidance note 5)	
			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list. (please read guidance note 6)	

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing			
			Will the entertainment take place indoors or outdoors or both - please tick (✓) (please read guidance note 3)			
					Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>		
Day	Start	Finish	Please give further details here (please read guidance note 4)			
Mon						
Tue						
Wed						
Thur						
Fri						
Sat						
			State any seasonal variations for the entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)			
			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list. (please read guidance note 6)			

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (✓) (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	
Day	Start	Finish	Both		
Mon	1100pm	430am	Please give further details here (please read guidance note 4)		
Tue	1100pm	430am			
Wed	1100pm	430am	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur	1100pm	430am			
Fri	1100pm	430am	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list. (please read guidance note 6)		
Sat	1100pm	430am			
Sun	1100pm	430am			

Sale of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption on or off the premises or both – please tick (✓) (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	
Day	Start	Finish	Both		
Mon	10am	4am	State any seasonal variations for the sale of alcohol (please read guidance note 5)		
Tue	10am	4am			
Wed	10am	4am			
Thur	10am	4am	Non standard timings. Where you intend to use the premises for the sale of alcohol at different times to those listed in the column on the left, please list. (please read guidance note 6)		
Fri	10am	4am			
Sat	10am	4am			
Sun	10am	4am			

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9)

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	1000am	430am	Non standard timings. Where you intend to open the premises to be open to the public at different times from those listed in the column on the left, please list. (please read guidance note 6)
Tue	1000am	430am	
Wed	1000am	430am	
Thur	1000am	430am	
Fri	1000am	430am	
Sat	1000am	430am	
Sun	1000am	430am	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

ALL CURRENT CONDITIONS ON OUR
LICENCE WE BELIEVE CAN BE REMOVED
AND REPLACED WITH ATTACHED CONDITIONS
WHICH AFTER A MEETING WITH
N.Y. POLICE HAVE BEEN AGREE WILL
UPDATE THE LICENCE.

Please tick ✓ yes

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of the premises licence

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General - all four licensing objectives (b, c, d, e) (please read guidance note 10)

ZERO TOLERANCE ON DRUGS
CHALLENGE 21

b) The prevention of crime and disorder

CCTV ON THE PREMISES WITH TIME
AND DATE RECORDING FACILITY
MEMBER OF PUBWATCH SCHEME
DOOR SUPERVISORS ARE SIA TRAINED
NOTICES FOR PUBLIC TO LEAVE QUIETLY

c) Public safety

PROVISION OF DOOR SUPERVISORS
KEEP OCCUPANCY LEVELS TO 36 GROUND
FLOOR 200 FIRST FLOOR.
RISK ASSESSMENT IN PLACE
FIRST AID TRAINED STAFF ON DUTY AT ALL TIMES
FREE DRINKING WATER AVAILABLE
FIRE PRECAUTIONS IN PLACE TAXI AVAILABLE

d) The prevention of public nuisance

DOOR SUPERVISORS REQUEST PATRONS TO BE
QUIET ON LEAVING SEPARATE FUNCTION ROOM
WHICH IS AWAY FROM RESIDENTIAL AREA
NOTICES DISPLAYED FOR PUBLIC TO LEAVE
QUIETLY

e) The protection of children from harm

ADOPTION OF CHALLENGE 21 SCHEME
STAFF ARE TRAINED IN ALL ASPECTS OF
LICENCING LAWS
CHILDREN TO BE SUPERVISED AT ALL TIMES
BY A RESPONSIBLE ADULT

Please tick ✓ Yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- 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 5 – Signatures (please read guidance note 11)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent. (See guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature [REDACTED]

Date 16. 6. 14

Capacity ... DIRECTOR

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note 13). If signing on behalf of the applicant please state in what capacity.

Signature

Date

Capacity

Contact Name (where not previously given) and address for correspondence associated with this application (please read guidance note 14)	
KATE ARTON QUIDS INN 4 ST NICHOLAS STREET	
Post town	Post code
SCARBOROUGH	YO11 2HF
Telephone number (if any)	
[REDACTED]	/01723 355001
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	
[REDACTED]	

CCTV footage in relation to Quids Inn review

CCTV footage forms part of the evidence for this review, however as the footage is of a sexual nature and contains full nudity a copy will be held with North Yorkshire Police and Scarborough council Licensing department.

If you wish to view this footage please contact :

PC Debbie Cooper

Scarborough Police Alcohol Licensing Unit

01723 509875

PC Debbie Cooper 1770

02/10/15

Scarborough Police Station
Northway
Scarborough
YO12 7AD

I would firstly just like to thank you for taking the time to come out to see us at Quids Inn this morning. I am hoping that by working together, we can deal with the situation swiftly.

Following on from our conversation I would like to take this opportunity to put in writing that I was away on holiday when the incident occurred in Quids Inn involving the stripper in our upstairs bar area. I am aware that adult entertainment is a licensable activity and that Quids Inn does not have the relevant conditions on its licence to hold such performances.

While I was away, I left my supervisor Stacey Cannon, in charge of running Quids Inn on a night time. She has a personal licence and has worked in the bar trade for a decade and as such I believed her to be more than capable of overseeing things in my absence. I do not believe for a second that she has knowingly allowed a breach of our licence and think that perhaps it is an oversight on her part in allowing such a performance to happen. She had full access to the premises licence and should have checked to see if Quids Inn was allowed to hold adult entertainment shows and could also have sought advice from ~~XXXXXXXXXX~~, who both have vast experience in working in pub and club industry. She was possibly a little naïve in not doing so and maybe believed that she was doing the right thing at the time. In future, in the event of any absences that I take, I will be extra vigilant in ensuring that the conditions of the Licence are upheld.

I have attached a copy of the letters that I have sent out to both Stacey Cannon and ~~XXXXXXXXXX~~ the head doorman and I hope this will go some way into showing that I am serious, as the DPS of Quids Inn, in ensuring further incidents like this do not happen in the future. I will also be sitting down with the pair of them, along with ~~XXXXXXXXXX~~ to discuss what happened and certify that they understand the severity of what has happened to further ensure that it will not be happening again.

If there is anything else that you would like to clarify with me, please do not hesitate to contact me. I look forward to hearing from you regarding this matter in the near future.

Yours sincerely

David Wilkinson
Manager and DPS
Quids Inn
4 St Nicholas Street
Scarborough
YO11 2HF

~~XXXXXXXXXX~~ / 01723 355001

Stacey Cannon,

02/10/15

On Saturday 26th September, while I was away on holiday, a stripper was permitted into Quids Inn and performed a show in the upstairs area of the venue in front of the windows. Today I had a visit from PC Debbie Cooper, the licencing officer for North Yorkshire Police, who brought this matter to my attention after seeing this incident on the Council's CCTV from across the road. In case you are not aware, adult entertainment is a licensable activity and as such requires a licence for us to hold such performances inside Quids Inn.

This means that when allowing such a performance to happen, Quids Inn was in breach of its licence. I can only assume, that as a personal licence holder that was left in charge of the venue in my absence, you had no idea that this was going to be an issue when you allowed this to happen.

I would like to take this opportunity to make it abundantly clear that any such activities in future are strictly prohibited and will take place under no circumstance. I will also state that from now, if you are unsure about anything on occasions when I am away and cannot be contacted, that you make every effort to check with ~~XXXXXXXXXX~~ what is the best course of action. This should ensure that in future, Quids Inn is operating within the conditions on its licence at all times.

Furthermore, please take the time to re-read Quids Inn's premises licence and refresh yourself with the conditions found within.

Yours sincerely

David Wilkinson
Manager and DPS
Quids Inn
4 St Nicholas Street
Scarborough
YO11 2HF

02/10/15

On Saturday 26th September, while I was away on holiday, a stripper was permitted into Quids Inn and performed a show in the upstairs area of the venue in front of the windows. Today I had a visit from PC Debbie Cooper, the licencing officer for North Yorkshire Police, who brought this matter to my attention after seeing this incident on the Council's CCTV from across the road. In case you are not aware, adult entertainment is a licensable activity and as such requires a licence for us to hold such performances inside Quids Inn.

This means that when allowing such a performance to happen, Quids Inn was in breach of its licence. I can only assume, that as the Head Doorman at Quids Inn, you had no idea that this was going to be an issue when you allowed this to happen.

I would like to take this opportunity to make it abundantly clear that any such activities in future are strictly prohibited and will take place under no circumstance. I will also state that from now, if you are unsure about anything on occasions when I am away and cannot be contacted, that you make every effort to check the conditions of the licence and seek advice from your superiors at Professional Security before allowing anything like this to happen in Quids Inn again.

Furthermore, please take the time to re-read Quids Inn's premises licence and refresh yourself with the conditions found within.

Yours sincerely

David Wilkinson
Manager and DPS
Quids Inn
4 St Nicholas Street
Scarborough
YO11 2HF

NORTH YORKSHIRE POLICE

RESTRICTED (when complete)

WITNESS STATEMENT

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s.9; Magistrates' Courts Act 1980, s.5B

URN

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Statement of Stacey Laine Cannon

Age if under 18 (if over 18 insert 'over 18') 18 Occupation: bar Manager / Supervisor

This statement (consisting of 3 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe it to be true.

Signature (Witness) [Redacted] Date: 22-10-15

I am the above named person and I live at the address given to the police.

I work at Quids Inn, Scarborough which is on St Nicholas Street, and I have been there since September 2014. I have a lot of experience with the licensing trade as my former bar has been a pub, and I used to work there. I have a personal licence and have held this since May 2015.

I am employed as a bar supervisor and was the DB (Dave Dickinson) is away, I manage the venue. I have worked the odd night as a manager and was in September Dave was away for a week and I was asked to manage the place for the week. On the 21st September 2015 until the 26th September

Signature: [Redacted] Signature witnessed by: _____

RESTRICTED (when complete)

RESTRICTED (when complete)

Continuation of Statement of: Stacey Louise Cannon

I was the manager in charge of Quicks Inn. I was aware that the owner, [redacted] was also away that week.

On Saturday 26th September 2015 I was in the office when I received a phone call about lunchtime from a male asking if he could have a stag party at the premises. I said he could in the upstairs bar area, and he said that they may have a stripper but they weren't sure at this time. I told him that it was o.k. I didn't really think about this as I am aware that they used to have pole dances at the premises and didn't think it would be a problem.

At about 22:30 hrs that night, the stag party turned up and said that they had a stripper booked for about 11pm. The group of about 20 males went up to the first floor where they were playing pool. A short while later I went upstairs to check that everything was o.k and the bar man was o.k. It was then that I saw the female in a state of undress, without her top on, but again I didn't realize that this wasn't allowed at the premises as I said before they have had pole dances there before.

Signature: [redacted] Signature witnessed by:

RESTRICTED (when complete)

RESTRICTED (when complete)

Continuation of Statement of: Stacey Larso Cannon

The first time I realized there was a problem was when the court made me aware that if standards have happened and it wasn't on the license. I honestly didn't know that. Stipulations weren't answered and since working at the premises I have received no 'in house' training and I have not seen all the conditions on the premises license. I am fully aware of the license conditions now.

I am making this statement to be used in a licensing hearing and I have been informed it is not to be used in any kind of prosecution.

Signature: [Signature] Signature witnessed by: _____

RESTRICTED (when complete)

Doc Ref 6.

NOT PROTECTIVELY MARKED

RESTRICTED



Joint thinking, joint working

CCTV Licensing Report

QUIDS INN

28/10/2015

Authored by: Richard Marsden

NOT PROTECTIVELY MARKED

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RESTRICTED

CCTV LICENSING REPORT

INDEX

PAGE

1	Index
2	Executive summary conclusion and recommendations
3 - 4	Report

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EXECUTIVE SUMMARY, CONCLUSION AND RECOMENDATIONS.

1. Instructions.

I have been instructed by PC 1770 Deborah Cooper to prepare a report with regards to CCTV installation within Quids Inn, 4, St Nicholas Street, Scarborough, North Yorkshire, YO11 2HF.

And its conformity to the requirements of North Yorkshire Police.

Task 1: Carry out inspection and interrogation of installed CCTV system.

Task 2: Carry out inspection of public areas with regards to coverage.

Task 3: Carry out inspection of installed cameras for suitability and cabling.

Conclusions

The installed CCTV system is not fit for purpose.

Recommendations

- New cameras to be fitted.
- New/extra digital CCTV system to be installed to accommodate the new cameras
- There should be on the premises during opening times an individual competent in the operation of the system.

Richard Marsden

17 November 2015

Date of inspection 28 October 2015

RESTRICTED

- Camera to be installed within the fire escape stairwell (1st floor to main door on the ground floor).
- Camera to be installed on the first floor, to the left hand side (LHS) of the main, front window, near to the pool table.
- Camera on the main stairs, to be located either at the top or bottom of the stairs to provide coverage of the stairs.
- Camera on the first floor to the LHS of the toilet corridor, to provide coverage of the bar/area to the front of the bar/main stairs.

All the above, new and existing, should be low lux cameras in vandal proof domes, with concealed and/or armoured cabling.

System

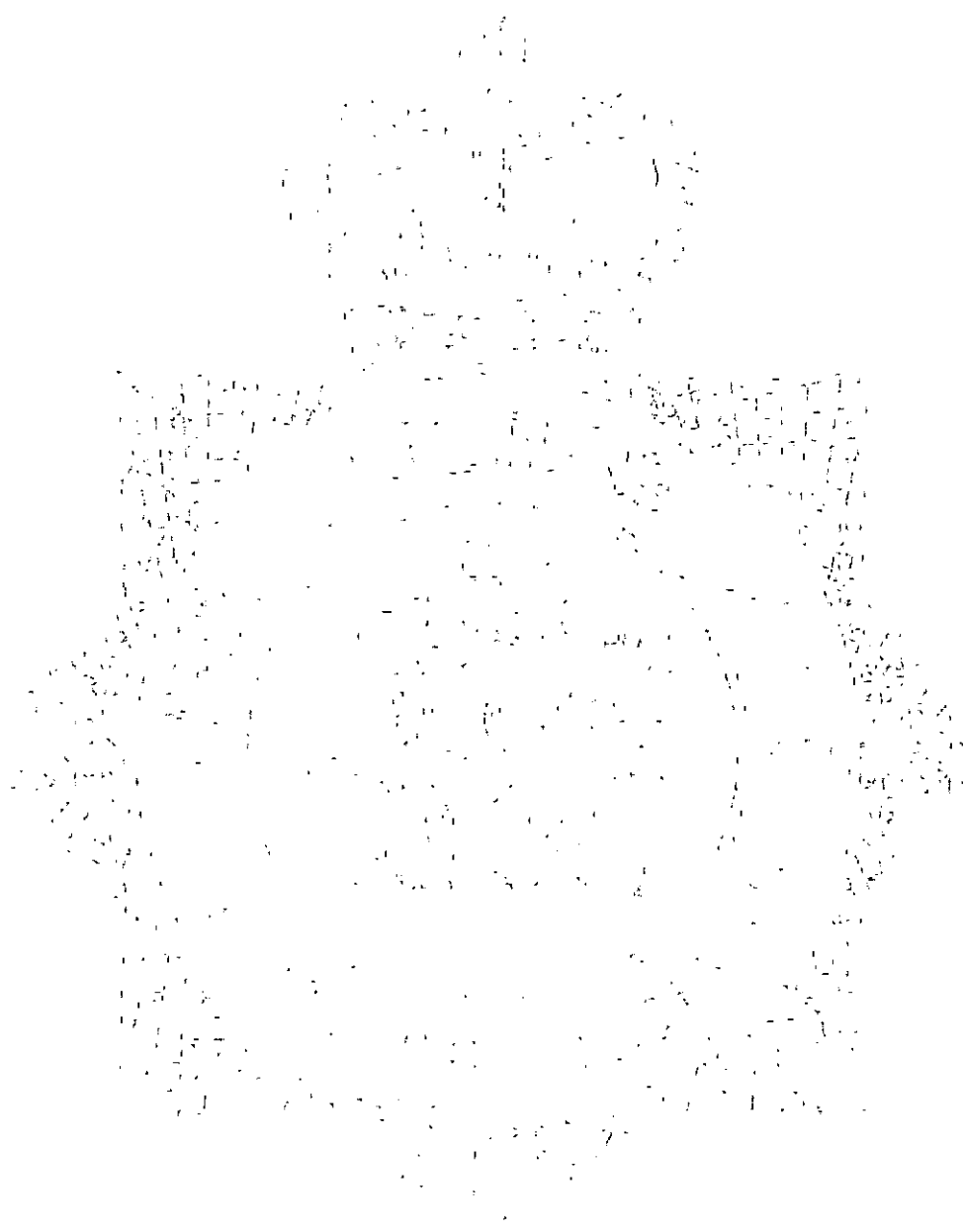
Samsung SVR-1645 16 Channel (camera) DVR CCTV system with in excess of 31 days storage capacity and CD/DVD/USB back up.

Recommendations

The currently installed system is acceptable in relation to the previously installed cameras, however a new/extra digital DVR CCTV system with the capacity to install all the required cameras, CD/DVD and/or USB backup, with a minimum of 31 days storage capacity.

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