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14:30 14.01.2013

Avon and Somerset Constabulary

ANNEX A

CERTIFICATE UNDER SECTION 53A(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 disorder~~.

Blue Rooms
Royal York Hotel
1 York Buildings
George Street
Bath
BA1 2EB

Premises licence number: 10/01224/PAPRE

Name of premises supervisor: Blair Damian Ruddick

I am Chief Superintendent Geoff Spicer in the Avon and Somerset Constabulary.

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

Immediate action is required in relation to the management and use of the premises, which a standard review cannot speedily address.

Technov Ltd is the Premises Licence Holder and Blair Damian Ruddick is the Designated Premises Supervisor of Blue Rooms.

A police operation has taken place over two months and has identified the premises as associated with serious crime, as defined by the Regulation of Investigatory Powers Act 2000, namely the supply of controlled substances, commonly referred to as Class A drugs.

A summary review is deemed appropriate at this stage due to the seriousness of the suspected offences and that it will allow the premises to be closed immediately or subject to whatever interim measures the Licensing Committee considers appropriate.

Criminal charges have been brought as part of this operation, however, the criminal investigation may take some considerable time to finalise and therefore the summary review is a necessary step in promoting the Licensing objectives as prescribed by the Licensing Act 2003.

Geoff Spicer
.....
(Signed)

ATM

ENVIRONMENTAL SERVICES	
<i>Jan 2013</i>	
(Date)	17 JAN 2013
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FORM FOR APPLYING FOR A SUMMARY LICENCE REVIEW

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

Bath and North East Somerset Council
3-4 Manvers St. Bath. BA1 1 JQ

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 Ch/Superintendent Geoff Spicer (on behalf of) the chief officer of police for the Avon And Somerset Constabulary 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 not known, ordnance survey map reference or description:

Blue Rooms, 1 York Buildings, George St, Bath BA1 2 EB

2. Premises licence details:

Name of premises licence holder (if known): Technov Ltd, George St, Bath.

Number of premises licence holder (if known):

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 is 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)

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

[Please read guidance note 2]

A covert policing operation was run at the Blue rooms Nightclub between November 2012 and December 2012.

The objective of the operation was to:

- Destroy and dismantle organised Crime Groups affecting BANES communities
- Secure evidence in relation to the supply of controlled drugs – by arrest, prosecution and conviction of offenders.
- To adopt a multi agency preventative approach to re-offending and reduction of anti-social behaviour attributed to drug use and licensing breaches.
- Through joint partnership working, provide drug treatment opportunities to drug users

During this operation, a considerable number of deals of Class A drugs were made to covert police officers. As a result of this operation five people have been arrested and 4 charged to court relating to the supply of Class A drugs. Those charged have been remanded in to custody pending trial. These premises appear to be habitually used for the purpose of Class A drug supply and use.

The criminal investigation may take some considerable time to finalise and therefore the summary review is a necessary step in promoting the Licensing objectives as prescribed by the Licensing Act 2003.

It appears there has been a gross failure to promote the licensing objectives in respect of the prevention of crime and disorder.

Since February 2012 there have been numerous incidents of disorder, including serious assaults, public disorder, drunkenness, antisocial behaviour associated with the premises. These incidents have had a major impact on both victims, visitors to the city and residents living nearby.

Police evidence suggests that there is a disproportionate amount of serious violence positively linked to the premises.

Serious concerns exist with regard the overall management structure of the premises, and the failure to promote the licensing objectives in respect of the prevention of crime and disorder.

Signature of applicant:

[Handwritten Signature]
C/Supt

14 Jan 2013

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Date: 14th Jan 2013

Capacity: District Commander

Contact details for matters concerning this application:

Address:

Inspector Steven Mildren,
Bath Police Station,
Manvers Street. Bath.

Telephone Number(s): 012258462475.

Email: Steven.Mildren@avonandsomerset.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 conduct 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.

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