

6B



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 - Superintendent Ian Green

(on behalf of) the chief officer of Police for the West Midlands Police area apply for the review of a premises licence under section 53A of the Licensing Act 2003

1. Premises details: **Jam Rock**
32 New John Street West

Postal address of premises, (or if none or not known, ordinance survey map reference or description):

Post Town: **Birmingham**

Post Code (if known): **B19 3NB**

2. Premises Licence details:

Name of premise licence holder (if known): **Mr Rohan McKenzie**

Number of premise licence (if known): **4911**

3. Certificate under section 53A (1)(B) of the Licensing Act 2003 (Please read guidance note 1)

I confirm that this is a certificate has been given by a senior member of the police force for the police area above that in his/her opinion the above premises are associated with serious crime or serious 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:

At approximately 0600 hours on the 23rd February 2020, a call was received from a hospital around a male victim that had self-presented at hospital with several stab wounds to his leg.

Indications from the victim to the hospital staff was that the incident had occurred inside the premises called Jam Rock and then continued outside.

There were calls from other parties that refused to provide details that they had seen the assault inside the premises.

It was alleged that the incident had happened at around 0500 hours.

The premises were asked to provide CCTV, door staff signing in sheets and an incident report.

The CCTV is of very poor quality and it is difficult to make out what has happened, but it is clear that the premises is fully open, with frequent activity in and out of the front door. An internal camera shows that the premises is very full, from the footage it is estimated that they premises are holding 200+ people.

The front camera does show people reacting at around 0500 hours but it is very difficult to make out what is happening.

There does not appear to be any control of the front door, the cctv shown does not show any searches taking place, although more CCTV is to be provided.

The door staff signing in sheets indicates that there are 2 door supervisors on duty, but it is impossible from the CCTV to identify them, if they are in hi-visibility coats or any form of uniform then it is not showing.

The premise licence holder has been spoken to and he has confirmed that there was a birthday party going on, that had been booked in a month before. He had no temporary event notice in place, and as such is not licensed for regulated entertainment and should have ceased at 0200 for the sale of alcohol and LNR.

He confirmed there were 2 members of door staff on, they were not from a company but people he knew as door staff and asked them to do the security.

The premise licence holder was asked for a fire risk assessment to show his capacity which he has been unable to produce but has confirmed that he did not use any clickers to show the capacity, or had any control on the tickets being sold or how many people were coming into the premises. From what can be seen on the CCTV the premises looked overcrowded.

The incident book, which has been seized indicates that something did happen inside the premises, the premise licence holder did go and find out what was happening, but then states that one male was taken outside.

A statement has been taken from the victim, who states he was attacked inside the premises receiving kicks and punches to his whole body, the victim also thought he had been hit with a bottle. In an area where he thought he had been punched it transpired that he had been stabbed.

West Midlands Police have serious concerns around the management of these premises, it is clear that a serious incident happened inside these premises and then continued outside. This has resulted in a serious crime of a section 18 wounding being crimed. This is compounded by the lack of control at the premise and the apparent lack of management for what was happening. This is shown in poor door control, control of numbers, adequate security.

The crime this has been recorded as constitutes a serious crime as defined. Due to what has happened West Midlands Police are seeking the immediate suspension of the premise licence.

(Please read guidance note 2)

Signature of applicant:



Date: 28/2/2020

Rank/Capacity: SUPERINTENDENT

Contact details for matters concerning this application: Pc 4075 Abdool ROHOMON

Address: Licensing Dept c/o Birmingham Central Police Station, Birmingham

Telephone Number(s): 0121 626 6099

E-mail - bw_licensing@west-midlands.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 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.

