



**APPLICATION FOR THE REVIEW OF A PREMISES LICENCE  
UNDER SECTION 53A of the LICENSING ACT 2003**  
(Premises associated with serious Crime or disorder)

Northampton  
Borough Council  
19 OCT 2011  
LICENSING

Insert name & address of relevant Licensing Authority:  
Northampton Borough Council, The Guildhall, St Giles Square, Northampton.

**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 Constable 113 David Bryan  
(on behalf of) the Chief Officer of Police for the Northampton Police area  
apply for the review of a premises licence under Section 53a of the Licensing Act 2003

Northampton  
Borough Council  
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LICENSING

**Part 1 – Premises Details:**

Postal address of the premises (or if none – Ordnance Survey map reference or description)  
Lava and Ignite,  
St Peters Square,  
Town: Northampton Post Code: NN1 1PS

**Part 2 – Premises License details:**

Name of Premises Licence holder (If known) Luminar Lava Ignite Limited  
Premises Licence Number (If known) PL0389

**Part 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 and that in his/her opinion the above premises are associated with serious crime or disorder or both, and the certificate accompanies this application  
Please tick/check the box to confirm

**Part 4 – Details of association of the above premises with serious crime, serious disorder or both: (Please read guidance note 2)**


In the early hours of Wednesday the 19<sup>th</sup> of October 2011 Northamptonshire Police and other emergency services were called to deal with a significant crowd outside LAVA and IGNITE, a nightclub in Northampton town centre. The crowd was monitored both outside and inside the premises by police and management of the premises.  
As customers started to leave the premises an incident took place within the premises whereby patrons were panicking due to overcrowding issues. Fighting was breaking out on the staircase of the premises which escalated the situation causing more problems. The Police at the scene had to assist the management and the security as it appeared they had lost control of the premises and the capacity. Northamptonshire Police control room also took a call from a distressed patron within the club stating that they were stuck in the lift within the premises with eight other patrons. As a result of this incident there has been one fatality a 22 year old female and two other patrons are still in hospital with what are described as critical injuries. In addition two people were arrested for public

order offences, these two people were part of the promotion team involved in the event being held. This was clearly a very resource intensive incident and was deemed a critical incident by Northamptonshire Police.

Northamptonshire Police Licensing Department were not made aware of this event which was advertised nationally with revellers being coached in from other parts of the country. The flyer/poster advertising the event states the organisers were "working with Northamptonshire Police to bring you a safe event". The organisers did not have any permission from Northamptonshire Police to print this or would have had such permission to use our name on any advertising material.

Northamptonshire Police would respectfully ask that Northampton Borough Council Licensing Committee to remove the DPS and suspend the Premises Licence for LAVA and IGNITE which will enable a full investigation to take place surrounding this tragic incident until the full Review Hearing.

**Part 4 Cont .....**

Signature of Applicant		Date: 19 <sup>th</sup> October 2011
Capacity:	LICENSING OFFICER	

<b>Contact details for matters concerning this application:</b>	
Name:	Constable 113 D. Bryan
Address:	C/O Campbell Square Police Station, Northampton, NN1 3EL
E-mail:	david.bryan@northants.police.uk
Telephone:	03000 111 222

**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 18 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.



**CERTIFICATE**  
Under section 53a(1)(b) of the Licensing Act 2003

**I Jan Meagher**

**am a Superintendent (or above) in Northamptonshire Police and hereby certify that in my opinion the premises described below are associated with:**

**serious crime/serious disorder/both serious crime and serious disorder\***

*\*Delete as appropriate*

**Premises Details:**

(Include Business name, Postal address of the premises or if none – Ordnance Survey map reference or description)

Lava & Ignite Nightclub,  
St Peters Square

Town: Northampton

Post Code: NN1 1PS

**I am giving this certificate because I am of the opinion that other procedures under the Licensing Act 2003 are inappropriate in this case because:**

(Give brief description of why other procedures such as standard review process are thought to be inappropriate eg the degree of seriousness of the crime and/or disorder, the past history of compliance in relation to the premises concerned etc)

Disorder is described as being “a lack of order or regular arrangement, Confusion, a breach of civic order or peace or a public disturbance, to throw into confusion or disarray”

It is the view of Northamptonshire Police that due to the circumstances described in the attached application for Review (Sec53A LA2003) that serious disorder has broken out at the specified premises.

It is not appropriate to utilise Police closure powers under sec 160 and 161 of the licensing Act 2003 as these would only give powers to close for up to 48 hours. To call for a conventional review would require the 28 day consultation period which would frustrate the purpose of the suspension of this license.

Signed:

Date:

