



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

I Paul Fell

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

Serious crime

*Delete as appropriate

Premises Details:

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

The Academy,
16-20 Gold Street,

Town: Northampton

Post Code: NN1 1RS

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)

The standard Review Process is not considered appropriate as Northamptonshire Police are of the belief that a period of suspension of the Premises Licence is required pending the full Hearing in order for the significant failures detailed in this certificate to be addressed with the Premises Licence Holders.

On Saturday the 30th of June a DJ event involving Tim Westwood took place at the premises. This attracted a large amount of interest from young urban music fans. At approximately 02:00am a male was ejected by Door Staff from the venue for reasons yet to be ascertained at this time.

The male that has been ejected then confronted two other males who are using the venues outside smoking area, at the front of the premises. The Door Staff it appears do not intervene in this heated situation. The ejected male then throws a punch at one of the two males. At this stage the Door Staff seemingly allow the two males to remove the barrier used to identify the smoking area and then chase after the ejected male. At this stage a sustained assault takes place in College Street whereby the ejected male suffers a cut to the face.

The medical opinion of the Doctor that treated this injury is that this injury is likely to have been caused by a slash from a very sharp

knife. The injured male needed in excess of 25 stitches to the face to repair this injury.

The information that I have at this time will tend to suggest that initial incident was very poorly managed by the management and door staff of The Academy and it is suggested that the Door Staff in actual fact directed the two males in the direction of the victim. This appears to be from an initial assessment of Borough CCTV system and will need to be confirmed as a part of the ongoing investigation.

After the victim has been assaulted he then begins to throw glass bottles in the direction of the venues entrance landing randomly in that area.


The Door Staff were spoken to by Police Officers attending the incident and were informed that no knives would be found within the venue, at which point a female patron approached the Officers and handed them a knife which she had found within the venue. It is not clear at this stage if this is the weapon used in this attack as this is still subject to investigation. At this point there is no evidence that the door staff sought to inform the Police, or did they administer first aid to the victim, who would have been bleeding profusely.

The Sergeant who spoke with the management stated that when asked about viewing the CCTV from inside the premises the manager stated that he wanted to go home. When the Sergeant asked for the recordings the manager stated that it would have to wait, when informed that it couldn't wait the manager was purported to state that he would only do it if the Police would provide the disc.

It is also interesting that on the 30th of March 2013 at a similar "Tim Westwood" performance at the venue Police Officers reported dealing with minor public order issues when the venue closed that required careful management by the Police to prevent an escalation to a major public order situation.

The assault that took place on the 30th of June 2013, constitutes a serious crime as defined within the Licensing Act 2003 and for the above reasons a suspension of the Premises Licence for the Academy is sought.

Signed:


CU SUPV FCU
X0025

Date: 2nd July 2013



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

Insert name & address of relevant Licensing Authority:
Northampton Borough Council, The Guildhall, Northampton, NN1 1DE

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 completed copy for your records.

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

Part 1 – Premises Details:

Postal address of the premises (or if none – Ordnance Survey map reference or description)
The Academy,
16-20 Gold Street,
Town: Northampton Post Code: NN1 1RS

Part 2 – Premises License details:

Name of Premises Licence holder (If known) The Darien Foundation
Premises Licence Number (If known) PL0775

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)

On Saturday the 30th of June a DJ event took place at the premises “Tim Westwood”, this attracted a large amount of interest from young urban music fans. At approximately 02:00am a male was ejected by Door Staff from the venue for reasons yet to be ascertained at this time. The male is allowed to confront two other males who are using the venues outside smoking area. The Door Staff do not intervene in this heated situation. The ejected male then throws a punch at one of the two males. At this stage the Door Staff seemingly allow the two males to remove the barrier used to identify the smoking area and then chase after the ejected male. At this stage a sustained assault takes place in College Street whereby the ejected male is slashed to the face with a very sharp knife (this is the Doctors opinion who treated the male), the male needs in excess of 25 stitches. The initial incident was very poorly managed and it is suggested that the Door Staff in actual fact directed the two males in the direction of the victim. After the victim has been assaulted he then begins to throw glass bottles in the direction of the venues entrance landing randomly in that area.

The Door Staff were spoken to by Police Officers attending the incident and were informed that no knives would be found within the venue, at which point a female patron approached the Officers and handed them a knife which she had found within the venue. At no point did the Door Staff seek to inform the Police, or did they administer first aid to the victim, who would have been bleeding profusely. The Sergeant who spoke with the management stated that when asked about viewing the CCTV the manager stated that he wanted to go home, when the Sergeant asked for the recording's the manager stated that it would have to wait, when informed that it couldn't wait the manager was purported to state that he would only do it if the Police would provide the disc.

It is also interesting that on the 30th of March 2013 "Tim Westwood" performed at the venue and Police Officers reported dealing with minor public order issues when the venue closed that required careful management by the Police to prevent an escalation to a major public order situation.

The assault that took place on the 30th of June 2013, constitutes a serious crime as defined within the Licensing Act 2003 and for the above reasons a suspension of the Premises Licence for the Academy is sought.

Part 4 Cont

Signature of Applicant

Date:

Capacity: Northamptonshire Police Licensing Officer

02.07.2013

Contact details for matters concerning this application:

Name: PC 113 D.Bryan

Address: C/O Campbell Square Police Station, The Mounts, Northampton, NN1 3EL

E-mail: david.bryan@northants.pnn.police.uk

Telephone: 101 Ext 8634

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.

