



Expedited Review Application - Schedule 8A

Application for the review of a premises licence under section 53A of The Licensing Act 2003 (premises associated with serious crime, serious disorder or both)

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, Police Constable 14627 Martin Thorley,

On behalf of the chief officer of police for Tameside Division, Greater Manchester Police, apply for the review of a premises licence under section 53A of the Licensing Act 2003.

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

The Owd Joss, 81 Market Street

Post town: **Hyde**

Post code (if known): **SK14 2QT**

Name of Premises Licence holder: **Hawthorn Leisure Limited**

Premises licence number (Local Authority reference) : **PL0329**

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his 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)

Details of association of the above premises with serious crime, serious disorder or both: [Please read guidance note 2]

Greater Manchester Police have evidence of serious crime at the premises.

At approximately 1630hrs on Monday 13th July 2020 an altercation occurred inside The Owd Joss, 81 Market Street, Hyde between a male and another customer. The male offender has been seen to punch the victim once to the face causing him to fall to the floor and lose consciousness. Whilst he lay unconscious on the floor the offender is seen to stamp on the head of the victim. Other customers stood by whilst this assault took place.

The offender is then seen to threaten customers and staff that "no-one needs talk about this and not to tell the police nothing" and that if calls are made to the Police he "will be back to tear the pub up and burn the pub down".

One 999 call was made to North West Ambulance Service informing them of the assault taking place. As a result of this call the Ambulance Service informed Police at 1644hrs that the Ambulance required assistance and that a 25 year old male was not conscious but was breathing. His injuries were unknown and the offender was believed to still be on scene.

Police officers made their way to the premises during which time the offender to the assault fled the premises, having made threats to witnesses and staff.

Upon police officers arriving at the scene the victim was identified as a person who is currently banned from participating Pub Watch premises in Tameside until 09/07/23. There is a condition of the Premises Licence of the Owd Joss that the DPS will be a member of the Local Pub Watch. The DPS and /or staff have not attended any meeting and have refused to engage with Pub Watch.

The attending Police Officer approached and spoke with the lone member of bar staff and immediately formed the opinion that the staff member was extremely intoxicated, argumentative and obstructive. The member of staff was later sent home from duty and informed if she turned up for work after drinking any alcohol again, she would be dismissed immediately.

Requests were made by attending Police Officers to view the Covid 19 track and trace records for the premises in an attempt to identify the offender. There were no records at all in relation to any attending customer from opening until the Police attending.

The victim of this assault is believed to still remain in hospital and is being treated for his injuries. The victim refused to cooperate with Police and would not assist with any enquiries.

Officers have viewed the footage of the CCTV at the premises which shows the assault taking place.

This investigation is currently in its infancy and police enquiries are continuing to trace a suspect for this serious incident. The offender is known to Police and has previously been linked to organised criminality. There is little doubt that the incident inside the premises is a serious assault resulting in potentially serious injuries.

There is a concern over the management of the premises and their capability to run a safe venue for members of the public to visit. The pub have failed to comply with guidelines in relation to Covid 19 and failed to safeguard the customers which lead to this assault taking place. The threats by the offender also make the premises vulnerable if it was to remain open.

There is an additional concern that this premises will become a focal point for repucutions and repisals giving rise to further incidents of serous crime and disorder and putting the safety of members of the public at risk.

In order to ensure the licensing objectives and the prevention of crime and disorder and public safety are being promoted, Greater Manchester Police request that the licensing authority consider the suspension of the premises licence until the full review is heard before the committee.

Signature of applicant:

Date:

Capacity / role: Licensing Police Officer, Tameside

Contact details for matters concerning this application: P.C. 14627 M. Thorley

Address: Ashton Police Station, Manchester Road, Ashton U Lyne.

Telephone number(s): 0161 856 9484

Email: g.licensing@gmp.police.uk