

REPORT OF THE EXECUTIVE DIRECTOR OF NEIGHBOURHOODS

LICENSING SUB COMMITTEE – 25 NOVEMBER 2021

DETERMINATION OF AN APPLICATION FOR A REVIEW OF PREMISES LICENCE UNDER SECTION 52 OF THE LICENSING ACT 2003

JUNGLE BAR, 20 VINE PLACE, SUNDERLAND, SR1 3NA

Premises Licence Holders: Mr John Kerr & Mr Paul Rowe

1.0 PURPOSE OF REPORT

- 1.1 To consider an application for the review of a premises licence relating to the above-mentioned premises.

2.0 DESCRIPTION OF DECISION

- 2.1 The Sub-Committee are requested to consider the application and to take such steps as they consider appropriate for the promotion of the licensing objectives.

3.0 INTRODUCTION/BACKGROUND

- 3.1 An application under Section 51 of the Licensing Act 2003 ('the Act') has been received from Northumbria Police for a review of the above-mentioned premises licence on the grounds that the operation of the premises undermines the Licensing Objectives for the Prevention of Crime and Disorder and the Protection of Children from Harm. The review application is attached as Appendix A. A copy of the current premises licence is attached at Appendix B. The premises licence holders have not made a request to amend the licence to change the name of the premises to the Jungle Bar, and therefore the licence still shows the previous name of the premises, that being Reubens Bar.

4.0 CURRENT POSITION

- 4.1 Once such an application has been received, the Council, in its role as the Licensing Authority, must advertise the fact that a review is to take place and invite representations. Such notices were displayed for the statutory period of 28 days commencing on 14 October 2021.
- 4.2 Before determining the application the Council must hold a hearing to consider it and any relevant representations received.
- 4.3 A representation has been received from Mr Scott Lawrence, Senior Licensing Officer on behalf of the Licensing Authority acting in its role as a responsible authority. A copy of this representation is attached at Appendix C. In addition, a representation has been received from Mr Alan Shaw, Principal Trading Standards Officer on behalf of the Council's Trading Standards and Environmental Health services, a copy of which is attached at Appendix D.

- 4.4 On 26 October 2021, one of the premises licence holders, Mr Kerr made an application to vary the premises licence to specify Mr Mark Morrison as the Designated Premises Supervisor (DPS). On 2 November 2021, an emailed message objecting to the application to vary the licence to specify the DPS was received from Northumbria Police. Arrangements have been made for a separate hearing of the Licensing Sub-Committee to be held to deal with the Police objection to the variation application. Such hearing is scheduled to be held on 25 November 2021, immediately following the hearing of the review application for these premises.
- 4.5 On 10 November 2021, the Senior Licensing officer received an email from Mr Paul Rowe confirming that he wanted to have his name removed from the premises licence. Therefore Mr John Kerr remains as the sole licence holder.

5.0 REASONS FOR THE DECISION

- 5.1 To comply with the requirements of Section 52 of the Licensing Act 2003.

6.0 ALTERNATIVE OPTIONS

- 6.1 None submitted.

7.0 RELEVANT CONSIDERATIONS/CONSULTATIONS

- 7.1 The provisions of sections 11.16 to 11.23 of the Secretary of State's Guidance (powers of a licensing authority on the determination of a review) apply to this matter and are set out below.

11.16

The 2003 Act provides a range of powers for the licensing authority which it may exercise on determining a review where it considers them appropriate for the promotion of the licensing objectives.

11.17

The licensing authority may decide that the review does not require it to take any further steps appropriate to promote the licensing objectives. In addition, there is nothing to prevent a licensing authority issuing an informal warning to the licence holder and/or to recommend improvement within a particular period of time. It is expected that licensing authorities will regard such informal warnings as an important mechanism for ensuring that the licensing objectives are effectively promoted and that warnings should be issued in writing to the licence holder.

11.18

However, where responsible authorities such as the police or environmental health officers have already issued warnings requiring improvement – either orally or in writing – that have failed as part of their own stepped approach to address concerns, licensing authorities should not merely repeat that approach and should take this into account when considering what further action is appropriate. Similarly, licensing authorities may take into account any civil immigration penalties which a licence holder has been required to pay for employing an illegal worker.

11.19

Where the licensing authority considers that action under its statutory powers is appropriate, it may take any of the following steps:

- to modify the conditions of the premises licence (which includes adding new conditions or any alteration or omission of an existing condition), for example, by reducing the hours of opening or by requiring door supervisors at particular times;
- to exclude a licensable activity from the scope of the licence, for example, to exclude the performance of live music or playing of recorded music (where it is not within the incidental live and recorded music exemption);
- to remove the designated premises supervisor, for example because they consider that the problems are the result of poor management;
- to suspend the licence for a period not exceeding three months;
- to revoke the licence.

11.20

In deciding which of these powers to invoke, it is expected that licensing authorities should so far as possible seek to establish the cause or causes of the concerns which the representations identify. The remedial action taken should generally be directed at these causes and should always be no more than an appropriate and proportionate response to address the causes of concern that instigated the review.

11.21

For example, licensing authorities should be alive to the possibility that the removal and replacement of the designated premises supervisor may be sufficient to remedy a problem where the cause of the identified problem directly relates to poor management decisions made by that individual.

11.22

Equally, it may emerge that poor management is a direct reflection of poor company practice or policy and the mere removal of the designated premises supervisor may be an inadequate response to the problems presented. Indeed, where subsequent review hearings are generated by representations, it should be rare merely to remove a succession of designated premises supervisors as this would be a clear indication of deeper problems which impact upon the licensing objectives.

11.23

Licensing authorities should also note that modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months. Temporary changes or suspension of the licence for up to three months could impact on the business holding the licence financially and would only be expected to be pursued as a necessary means of promoting the licensing objectives. So, for instance, a licence could be suspended for a weekend as a means of deterring the holder from allowing the problems that gave rise to the review to happen again. However, it will always be important that any detrimental financial impact that may result from a licensing authority's decision is appropriate and proportionate to the promotion of the licensing objectives and for

the prevention of illegal working in licensed premises. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence.

- 7.2 Paragraph 11.24 (Reviews arising in connection with crime) of the Secretary of State's guidance states as follows:

A number of reviews may arise in connection with crime that is not directly connected with licensable activities. For example, reviews may arise because of drugs problems at the premises, money laundering by criminal gangs, the sale of contraband or stolen goods, the sale of firearms, or sexual exploitation of children. Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts. The licensing authority's role when determining such a review is not therefore to establish the guilt or innocence of any individual but to ensure the promotion of the crime prevention objective.

8.0 GLOSSARY

- 8.1 No acronyms or abbreviations have been used in this report.

9.0 LIST OF APPENDICES

- 9.1 Appendix A – Review Application Form
- 9.2 Appendix B- Copy of premises licence
- 9.3 Appendix C - Representation on behalf of the Licensing Authority
- 9.4 Appendix D – Representation on behalf of the Council's Trading Standards and Environmental Health Services.

10.0 BACKGROUND PAPERS

- 10.1 None.

Appendix A

Southern Area Command
Millbank Police Station
Station Road
South Shields
Tyne and Wear
NE33 1RR

Tel: 101

12.10.2021

Senior Licensing Officer
Licensing Department
Jack Crawford House
Commercial Road
Sunderland
SR2 8QR

Dear Sir/Madam

RE: Jungle Bar, 20 Vine Place, Sunderland, SR1 3NA

Please find enclosed a copy of the Representation made by Northumbria Police in connection with the Premises Licence review of Jungle Bar, 20 Vine Place, Sunderland, SR1 3NA.

Yours faithfully,



Chief Inspector Stuart Liddell
Southern Area Command

Southern Area Command
Millbank Police Station
Station Road
South Shields
Tyne and Wear
NE33 1RR

Tel: 101

13.10.2021

Senior Licensing Officer
Licensing Department
Jack Crawford House
Commercial Road
Sunderland
SR2 8QR

Dear Sir/Madam

RE: Jungle Bar, 20 Vine Place, Sunderland, SR1 3NA

Further to the application to review the premises licence, Northumbria Police are now aware Mark Morrison has surrendered his position as DPS and the premises are not trading at the current time.

Yours faithfully,



Kim Berston
Licensing Co-ordinator
Southern Area Command

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

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 Chief Inspector Stuart Liddell

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description

Jungle Bar
20 Vine Place

Post town Sunderland

Post code (if known) SR1 3NA

Name of premises licence holder or club holding club premises certificate (if known)

Mr John Kerr and Mr Paul Rowe

Number of premises licence or club premises certificate (if known)

00CMPREM00798

Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

☐

2) a responsible authority (please complete (C) below)

✓

3) a member of the club to which this application relates (please complete (A) below)

☐

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr

☐

Mrs

☐

Miss

☐

Ms

☐

Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick ✓ yes

☐

**Current postal
address if
different from
premises
address**

Post town

Post Code

Daytime contact telephone number

**E-mail address
(optional)**

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Chief Inspector Stuart Liddell Southern Area Command South Shields Police Station Station Road South Shields NE33 2RR
Telephone number (if any)
E-mail address (optional)

This application to review relates to the following licensing objective(s)

- | | |
|---|-------------------------------------|
| | Please tick one or more boxes ✓ |
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | <input type="checkbox"/> |
| 3) the prevention of public nuisance | <input type="checkbox"/> |
| 4) the protection of children from harm | <input checked="" type="checkbox"/> |

Please state the ground(s) for review (please read guidance note 2)

The Chief Constable believes the premises undermine the Licensing Objectives, in particular the Prevention of Crime & Disorder and the Protection of Children from Harm due to the way in which the premises are being managed and operated.

Please provide as much information as possible to support the application (please read guidance note 3)

The premises are located on Vine Place within Sunderland City Centre

The premises operate as a public house licensed for:

Retail Sale of Alcohol:

Every Day from 10:00 to 03:00

Non Standard Days and Timings:

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when British Summer time begins.

Provision of Regulated Entertainment: (performances of dance, film, indoor sporting events, live music, recorded music and other entertainment falling within the act)

Every Day from 10:00 to 03:30

Non Standard Days and Timings:

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when British Summer time begins

Provision of Late Night Refreshment:

Every Day from 23:00 to 03:30

Non Standard Days and Timings:

On New Year's Eve from 23:00 to 05:00 on New Year's Day

To extend the terminal hour for an additional hour on the day when British Summer Time begins.

The following conditions have been added to the Premises Licence within Annex 2:

- 1) The premises licence holder will implement a Dispersals Policy. This shall include the provision of a nominated taxi service and wind down period during the last 30 minutes of opening, when music will be played at a lower volume.
- 2) There will be no new customers permitted to enter the premises after 02:30, except for VIP's or guests of the management (up to maximum of 10% of the occupancy).
- 3) The operator shall ensure that at all times when the premises are open for any licensable activity there are sufficient competent staff on duty for the purpose of fulfilling the terms and conditions of the licence and for preventing crime and disorder.
- 4) The operator and designated premises supervisor shall conduct a risk assessment for the general operation of the premises and in the case of individual bespoke events.

- 5) The premises licence holder shall implement a Social Responsibility Policy which shall be an analysis of potential risk and reasonable steps to be taken to minimise such. The policy shall address the following: -
- (i) The risk of customers of being victims of crime when in discrete areas of the premises such as the toilets;
 - (ii) The risk of customers of being the victims of crime when intoxicated;
 - (iii) The risk to customers of injuries sustained from broken glass and whether polycarbonate receptacles are appropriate on some occasions;
 - (iv) The risk to customers of harm and injury caused to themselves as a consequence of irresponsible drinking;
 - (v) The risk of nuisance being caused to residents and nearby businesses.
- 6) If the premises is sold to a company, individual or other body which has no association or connection to RND Leisure Ltd, then the premises licence shall revert to that which had effect immediately prior to the variation granted on 15 May 2015.
- 7) There shall be no change to the style of the premises without prior written given to the Licensing Authority which shall include details of the new proposed operating style. The Licensing Authority shall advise the premises licence holder within 21 days whether a formal application for variation to the licence or a new licence is required.
- 8) The maximum number of persons permitted in each of the following areas at any one time shall not exceed:-
- a) Ground Floor 300
 - b) First Floor 200
- But at no time shall the total number of persons on the premises as a whole exceed 500 persons.
- 9) A minimum of TWO door supervisors to be employed from 2200 hrs until the premises are closed to the public on the evenings of Tuesday, Friday, Saturday Sundays prior to a bank holiday, Christmas Eve and New Year's Eve. At all other times the amount of door supervisors employed will be on a risk assessment basis.
- 10) A CCTV system must be designed, installed and maintained in proper working order, to the satisfaction of the licensing authority and Northumbria Police. Such a system must:
- a) Ensure coverage of all entrances and exits to the licensed premises both internally and externally. Ensure coverage of such areas as may be required by the licensing authority and Northumbria Police.
 - b) Provide continuous recording (whilst the premises are open to the public for the provision of licensable activities) for each camera to the Home Office Scientific Development Branch (HOSDB) standard for identification (CCTV Operational Requirements Manual 2009 No. 28/09). Such recordings must be retained for 28 days and must be supplied to an Officer of the Council or a Police Officer on reasonable request.
- 11) A representative from the premises will attend Pubwatch.
- 12) A record of incidents shall be kept and maintained at the premises and shall be

available for inspection upon reasonable request by a Police Officer.

- 13) All members of staff at the premises, including door staff, shall seek credible photographic proof of age evidence from any person who appears to be under the age of 25 years and who is seeking to purchase alcohol. Such credible evidence must include a photograph of the customer, and will either be a passport, driving licence, Proof of Age card carrying the "PASS" logo or such other identification approved by Northumbria Police.
- 14) All members of staff shall receive training on their responsibilities, with particular focus on issues surrounding age restricted products. Training will be given to all new members of staff before they are permitted to sell alcohol, and staff shall be retrained at least every 6 months. Such training will be documented and retained at the premises for a minimum of 12 months and be available on the reasonable request of the Police, Licensing Authority or Trading Standards.
- 15) When informed by Northumbria Police of a 'high risk' football match at the Stadium of Light, reinforced glassware is to be used, with no bottle sales over the counter, plus door supervisors are to be employed to prevent crime and disorder and ensure public safety.

The Premises Licence Holders are John Kerr and Paul Rowe. An application was made in July 2021 for the transfer of the Premises Licence to Jade Mulley. Following objection by Northumbria Police to this transfer and a hearing held on 10 September 2021, the application was refused by Sunderland Licensing Sub-Committee.

The DPS is Mark Morrison having been varied in July 2021. The previous DPS was Anna Jacques.

Below is an overview of the concerns Northumbria Police have relating to The Jungle Bar and action taken so far to alleviate these concerns. For full details, please refer to the statement of Sgt Maria Ord.

Since February 2017 there has been consistent engagement with the premises. Between February 2017 and September 2019, 16 separate meetings were held to address issues raised and to assist in the monitoring of the premises through an action plan. An initial action plan was put in place in March 2017, to assist and support with the effective management of the premises. The plan was updated on 5 separate occasions due to changes within the management structure.

At a meeting held on 26 March 2019 Anna Jacques, who had recently been appointed DPS, attended along with Stan Johnston, who was introduced as the manager of the premises. The action plan was discussed in depth along with the reasons as to why the action plan had been implemented. Meetings were held regularly with both Anna and Stan in attendance until the plan was closed in September 2019.

There was no requirement for any further meetings to be held prior to the premises closing in March 2020 due to lockdown.

In July 2020 the premises re-opened when restrictions were lifted.

A multi-agency meeting was held 29 July 2020 due to a number of issues raised in relation to the premises/Covid compliance. Present at the meeting were representatives from, Police, Trading Standards and Council Licensing, Anna Jacques and Stan Johnston attended on behalf of Jungle Bar.

Visits to the premises were carried out to monitor compliance. During 30 July 2020 and

16 September 2020, 5 visits were carried out to the premises. Due to ongoing issues the premises were issued with a Direction Notice from Trading Standards on 16 September 2020 which expired on 17 October 2020.

The premises subsequently shut in November 2020 due to the further lockdown and re-opened in April 2021

On re-opening in April 2021 the premises utilised private land to the rear of the premises with outdoor seating. Concerns were raised regarding the terraced area to the rear of the premises due to safety concerns. Building Control subsequently visited the premises and found the structure was not deemed safe, the structure was then taken down. The premises continued to trade utilising the outside area until 17 May 2021 when premises were permitted to utilise their inside space in line with their COVID compliant risk assessments, operating at a reduced capacity.

On 30 May 2021 an email was received from Inspector 7375 McClennan re concerns relating to the premises due to the number of incidents being reported and the demand on resources.

Between 05 June 2021 and 12 June 2021 5 visits were carried out to the premises

During the visit carried out on 11 June 2021 drug wipes were utilised and a positive result was found in the male toilets. PC 2325 Fenwick statement refers.

On 13 June 2021 at 01:46 an incident was created in relation to a disturbance at the premises. Staff requested assistance reporting a male smashed the wing mirror of a staff members car which was parked to the front of the premises. CCTV was obtained in relation to the incident and showed a member of door staff chasing the male and kicking him whilst he was on the floor – a disclosure was made to the SIA regarding this and the licence issued to the member of door staff has subsequently been suspended.

Due to the ongoing issues and concern around the premises incidents were collated and between 02 May 2021 and 13 June 2021 there were 27 reported incidents.

Due to the disproportionate level of incidents/nature of incidents it was agreed a joint visit with Council Licensing would be carried out to the premises to discuss this further and to carry out a check to ensure all conditions of the licence were being adhered to. The visit was carried out on 15 June 2021. Stan Johnston (manager) was in charge at the time – The then DPS Anna Jacques was contacted but she was out of the area and stated she would try and attend the meeting which she did towards the end of the visit.

Stan and Anna were advised the meeting discussion would be fed back to Chief Inspector Liddell and an update would be provided in due course. Stan was also advised weekly visits to the premises would continue and incidents would continue to be monitored

In relation to the licensing check a number of conditions of the licence were not being adhered to. A warning letter was subsequently sent to the premises by Council Licensing to advise the outstanding issues needed to be addressed and to provide an update within 7 days.

On 25 June 2021 at 14:05 the premises were visited and a letter issued to Anna Jacques and Stan Johnston who were both present at the time to advise after discussions with Chief Inspector Liddell and legal the premises would be given four weeks to reduce the level of crime and disorder and to improve and implement policies and procedures regarding the overall management of the premises. Failure to evidence improvements

would result in enforcement action against the premises which could include a review of the premises and the suspension or revocation of the licence. A copy of the letter was left at the premises for John Kerr and Paul Rowe – John Kerr was subsequently spoken to via telephone on 28 June 2021 where he was updated re the current position and advised of the letter at Jungle Bar. John advised he would meet with Paul Rowe to discuss how they move forward.

Incidents continued to be monitored for the following 4 weeks along with weekly visits to the premises:

During 13 June 2021 and 20 July 2021 5 visits were carried out to the premises:

During the visit carried out on 20 June 2021 drug wipes were utilised and a positive result was found in the male toilets. PC 2070 Catton's statement refers.

During the visit carried out on 18 July 2021 officers were met with a hostile crowd who appeared extremely anti police. This resulted in one arrest.

Between 17 June 2021 and 20 July 2021 there were a further 8 incidents reported, 5 of which were crimed. Two of the incidents Stan Johnston was named as the offender.

On 20 July 2021 a meeting was held with Chief Inspector Liddell and legal to discuss the incidents at the premises over the previous 4 weeks. It was agreed due to the ongoing issues/nature of incidents/lack of management at the premises a review of the premises licence would be submitted

On 23 July 2021 Anna Jacques was delivered a letter and advised due to seeing no improvements and incidents continuing to occur at the premises, a formal application to review the premises licence would be submitted. Anna was advised the application papers would be served in due course. Telephone contact was made with Paul Rowe and John Kerr to update them both accordingly by Sgt 1305 Ord, written confirmation was also sent to them directly.

On 30 July 2021 applications were made to transfer the premises licence to Jade Mulley and vary the DPS to Mark Morrison. As a result of this, the review application was put on hold to concentrate of these applications.

A meeting was held between Jade, Mark, Sgt Ord and Licensing Co-Ordinator Kim Berston on 03 August 2021 to discuss Jade and Mark's intentions and plans for the premises. Jade had been involved in the premises for approximately 18 months in the capacity as a manager. Due to concerns about her experience and history with the premises, Northumbria Police objected to the transfer of the licence to Jade Mulley. The letter of objection is provided.

At a hearing on 10 September 2021 before Sunderland Licensing Sub-Committee the application to transfer was refused. The decision notice is also provided. It was noted in the hearing that the incidents at The Jungle Bar has reduced but still remained serious in their nature including. It was clear during the course of the hearing that Jade had limited experience in running a bar and the premises required experienced and robust management.

Northumbria Police did not object to the variation to the DPS. Mark Morrison has limited experience in another bar in the City Centre which had not attracted Police attention. It was therefore felt that Mark should be given the opportunity to help turn things around at The Jungle Bar. However it is noted that during licensed visits Mark Morrison has not been present.

Northumbria Police continue to have concern regarding Jungle Bar in relation to the level and nature of incidents/lack of management control at the premises.

In requesting the review of the Premises Licence for The Jungle Bar, Northumbria Police respectfully request that consideration be given to the revocation of the Premises Licence.

The following documents are attached in support of this application

Statement from Chief Inspector Stuart Liddell who has responsibility for Licensing and Harm Reduction within Sunderland Area Command

Statement from Sgt 1305 Ord who has responsibility for the area that the premises are located in Southern Area Command.

Statement from PC 2070 Catton, City Centre Neighbourhood Team

Statement from PC 2325 Fenwick, City Centre Neighbourhood Team

Statement from PC 8719 Calvert, City Centre Neighbourhood Team

Statement from PC 2147 Fisher, Police Response Team

Statement from PC 8046 Hutchinson, City Centre Neighbourhood Team

Letter of Objection to Transfer of Premises Licence to Jade Mulley

Decision Notice

Northumbria Police reserve the right to produce additional evidence to the Premises Licence Review prior to the hearing date and if deciding to do so, Northumbria Police will supply such information to Sunderland City Council, the other Responsible Authorities, the Premises Licence Holder and DPS.

tick ✓ yes

Have you made an application for review relating to the premises before

Please

☐

If yes please state the date of that application

Day Month Year

--	--	--	--	--	--	--	--

If you have made representations before relating to the premises please state what they were and when you made them

tick ✓ yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

Please

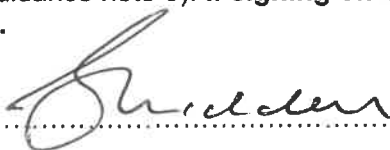
☐☐

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature



Date

12/10/21

Capacity

Detective Chief Inspector

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

URN

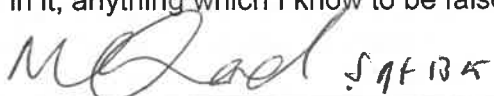
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Statement of: Maria Ord.....

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Sergeant 1305

This statement (consisting of page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe to be true.

Signature:


Date 8th October 2021Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am Neighbourhood Sergeant 1305 Maria Ord of Northumbria Police, Southern Area Command based in Sunderland City Centre. I have been a police officer for 17 years and a police Sergeant for 8 of those years.

I have shared responsibility for policing within the City Centre of Sunderland and I am involved with all aspects of licensing relating to City Centre premises. I am responsible for delivering the Northumbria Police and Crime Commissioner's Plan which includes, amongst other things, the reduction of crime and disorder in the City. Another vital part of my role is to identify vulnerability and protect vulnerable people in the City Centre.

As part of my responsibility, I assess, in conjunction with Chief Inspector Stuart Liddell, the impact of new Licensing applications as well as individuals or businesses that already hold a licence and consider the impact, or the likely impact, a new or existing licence may have on the City centre. When doing this I consider residents, businesses and the variety of people visiting the city.

I make this statement in support of the Chief Constable of Northumbria Police decision to review the premises license of The Jungle Bar, 20 Vine Place, Sunderland.

The Jungle Bar has a license to sell alcohol issued by Sunderland City Council under the Licensing Act 2003. The premises is licensed to sell alcohol between 1000 am and 0300 am every day.

The Current DPS is Mark Morrison, a transfer application being made on 30 July 2021. The DPS prior to this, and whom I have had previous involvement with, was Anna Marie Jacques. The Premises Licence Holders are John Kerr and Paul Rowe. On 30 July 2021 an application was made to transfer the licence to Jade Mulley. Northumbria Police opposed this application and at a hearing on 10 September 2021, Sunderland Council Licensing Sub-Committee refused the transfer application. Further details relating to this are below. The Manager at the premises is Jade Mulley. The previous manager, and whom I have had previous involvement with, was Stanley Johnston.

The premises Licence number is 00CMPREM00798 and I exhibit a copy of the full premises licence as exhibit MO/1.

Background

I have worked consistently with Jungle Bar over the past 5 years in an attempt to help the premises improve issues. I have been involved in 16 separate meetings to address issues and concerns at the Jungle Bar and attempt to support and assist them in moving forward. This was between February 2017 and September 2019.

My first involvement with Jungle Bar (or as it was known at the time as Easy Street) was in February 2017 when I recognised there was a disproportionate level of incidents at the premises and high levels of disorder associated with the premises. Along with the Sunderland licensing officer Kim Berston, I met with the then DPS/PLH Paul Rowe (who still remain as Premises licence holder along with John Kerr) to discuss concern over the number of incidents which had occurred at the premises. We also discussed and highlighted the ongoing issues regarding door staff and problems we had observed with the CCTV system. As a result of these concerns the premises were subsequently placed on an action plan in March 2017.

In March 2018 Vinny Carmicheal was appointed as the new manager at the premises and he attended police meetings going forward. He was aware of the issues and aware of the action plan agreed with the police in order to try and improve the issues at the premises. In May 2018 Paul Rowe fully stepped away from the business and had no active involvement though remained named as the PLH. Vinny Carmichael was left to run the premises which had continued to decline and cause major issues. Due to the ongoing concerns for the police, Paul Rowe stated he would take a more active role and assist in the running of the premises once more.

In August 2018 a further meeting was conducted with the police, licensing officer, Paul Rowe and John Kerr (PLH) to discuss the previous meetings and summarise the concerns we had over the management and disorder that continued at the Jungle Bar. We had seen a further decline since February 2017 and advised that the action plan could not continue indefinitely. Paul and John proposed a plan to employ an experienced manager to run the premises with immediate effect.

In September 2018 a new DPS David Ridley was appointed. I met with him and the licensing officer to discuss the issues at the premises and the expectations of the police moving forward. At this point I had sought legal advice regarding a potential licence review at Jungle Bar and although we felt we had met the threshold to seek a review, it was advised that we should give David an opportunity to improve the premises moving forward. During his time as DPS there was noticeable improvement and the incidents started to decline, with better working practices implemented. However, this was sustained for a period of 3 months as David left the premises in December 2018 after moving out of the area.

Following the departure of David Ridley, in March 2019 I held a further meeting with the new DPS Anna Jacques and Stan Johnston, who was described as the new owner /manager of the Jungle Bar. Once more, the history of the premises was fully outlined and the details of the action planned discussed with them both. It was explained that we needed to have consistency at the premises and a sustained period of improvement. Both were fully advised of the expectations of the police.

In May 2019 a further meeting was held with Anna and Stan to check on progress. There were some proactive improvements including the fact I had delivered vulnerability training to Stan and his other staff members and incidents were still at a manageable level. During this meeting I did discuss one concern I had observed and it was regarding staff safety. There had been an incident whereby Stan had followed offenders outside the premises and appeared to be involving himself in incidents rather than allowing the door staff to handle the issues that arose and/or call the Police.

As a result of continued improvement, primarily due to the efforts of the DPS Anna Jacques, in September 2019 the action plan was closed. However, I did highlight again at this meeting that Stan continued to involve himself in a number of incidents at the premises and his conduct was giving me cause for concern. He stated that he had had a number of personal issues and hoped this situation was now resolved so we would see improvement. Stan was reminded he had door staff at hand to manage incidents at the premises and police should be contacted and should handle incidents of a high risk nature.

Further evidence in relation to Stan Johnston's behaviour was witnessed on the 18th March 2020 when he was captured on CCTV assaulting a male in the street after following him from the premises down Holmeside. (Northumbria FWIN 39 refers). The victim would not provide a statement in relation to the assault (which was an unprovoked attack).

However, Stan Johnston was interviewed as a Voluntary Attender in relation to this matter and given a caution for a Public Order Offence after fully admitting his involvement.

I continued to monitor the premises from this point and at that stage there was no further requirement for police intervention. Then between March 2020 and July 2020 the premises was closed due to the COVID-19 National Lockdown so no incidents recorded during that period.

Jungle Bar reopened on 4th July 2020 and soon after a number of issues were raised associated with the lack of Covid Compliance at the venue. As a result, a multi-agency meeting was held 29th July 2020 with me, Kim Berston, Laura Brooks (Public Health) and Dawn Howley (Council Licensing) in attendance. The premises were asked to submit a risk assessment to Public Health and a number of measures were agreed between the Council and Jungle Bar to be implemented with immediate effect. A number of subsequent visits were conducted at the premises in order to check subsequent Covid Compliance.

Once more on 10th August 2020, there was an incident at Jungle Bar reporting a fight ongoing. (FWIN 110 refers). The investigating officer PC 2122 Haswell advised that during his investigation it became apparent that Stan Johnston had taken a violent approach to dealing with this incident ahead of his own door staff . There was no complaint made however this gave us further evidence showing Stan's inappropriate conduct.

Again on 02nd September 2020 I received information from a RPT Response officer PC 1033 Don regarding Stanley Johnston. He reported that he had attended a few jobs recently at Jungle Bar where Stan has been very argumentative and aggressive with police, to the point where he had nearly been arrested on a number of occasions. He appeared to be drinking inside the bar and when incidents have occurred and police attend he shouts at officers, is obstructive and demanding. PC Don reported Stanley being anti-police throughout and extremely obstructive during his dealings with him.

However, due to a further Covid Lockdown the premises closed again between November 2020 and May 2021, when the guidance allowed outdoor areas only to reopen.

In May 2021 Jungle Bar reopened using an outside area at the rear of their premises in the rear lane. It was a very small private car park area where they built a temporary roof fixture. A safety concern regarding the outside area was immediately raised by police to the Council. The outside canopy was propped up with a single piece of wood and appeared unsafe so on 20th May 2021 Building Control visited the premises and found the structure wasn't safe and it was taken down, however the premises continued to trade outdoors.

From 2nd May 2021 when the premises reopened there was almost instantly a worrying rise in incidents, crime and disorder at Jungle Bar which appeared to be completely disproportionate to other venues in the City Centre. What follows is a summary of the incidents, intelligence and action taken at this premises.

02/05/21 – Northumbria Police FWIN 1259 - A female was removed from the premises for taking her own alcohol into bar and subsequently arrested for being drunk & disorderly.

09/05/21 – FWIN 87 - Report made to Northumbria Police reporting a fight ongoing. The report was of two males fighting outside the bar and a suggestion one of the males had a knife in his possession. Upon police arrival there were no complaints of assault made, however a subsequent crime for Section 5 Public Order Offence was recorded.

10/05/21 – FWIN 1213 - A patron in the premises reported a theft of his mobile phone which he had left on a seat inside. When returning his phone had been stolen and a subsequent theft crime recorded.

15/05/21 – FWIN 964 - Another fight reported to police which was occurring at the rear of the bar. There were ten people fighting at the rear of the bar. Upon police arrival the group had dispersed.

16/05/21 – FWIN 6 - Report received to Northumbria Police of Assault– the victim approached Police on their arrival and reported an assault by door staff at Jungle Bar. A crime of a Section 39 Assault was recorded and the investigation was not progressed due to the victim's wishes.

On 17th May 2021 Covid Restrictions were changed to allow premises to open inside with a number of limitations including table service. Jungle Bar reopened and the number of incidents continued to follow a similar pattern.

18/05/21 – FWIN 97 – A female arrested inside the premises for drunk and disorderly.

20/05/21 – FWIN 81 – Caller contacted Northumbria Police in order to complain about door staff who had ejected the male from the premises for not paying for a drink and had then tackled him to the floor. The alleged victim has then gone on to assault 2 people and subsequently a S39 and S47 assault recorded.

21/05/21 – FWIN 1275 – Report to Northumbria Police of a fight ongoing at Jungle Bar. The caller went on to report that a male at rear of bar was threatening and trying to assault staff. Subsequently S4 POA recorded.

22/5/21 – FWIN 121 - Report of a fight ongoing at the premises involving six males. The males involved were ejected before police arrived on scene.

23/5/21 – FWIN 68 – Report of a male being pushed down the stairs in the venue, however no one came forward when police arrived or reported any crime.

25/5/21– FWIN 1224 – Report of a fight ongoing inside the premises and the male involved threatening to stab the victim and door staff. Report stated the male was in possession of a knife however when questioned door staff had not seen any weapon. One victim reported an assault and threats so both crimes recorded.

26/5/21 – FWIN 26 – Report of a Sexual Assault against a staff member in the Jungle Bar. The male involved had touched the victim's breasts and between her legs over clothing. He was arrested and cautioned for a sexual assault.

27/05/21 – FWIN 1392 – Report of assault against member of door staff when the offender was refused entry to the premises. The same male then returned and assaulted door staff. The assault was minor and a S39 assault recorded but victim would not support a prosecution.

28/05/21 – FWIN 43 - Male assaulted – Offender assaults victim whilst in bar which is captured on CCTV. Both offender and victim make off and a S39 assault was recorded, the offender is later charged with the offence.

28/05/21 – FWIN 49 - Female assaulted by a known offender who assaulted her by punching her in the face – a S47 Assault was recorded and the male offender was arrested. He was also charged and found in possession of drugs (cannabis) at the time of his arrest.

28/05/21 – FWIN 93 – Report of ten males fighting at the premises. A male was arrested at scene and charged with a S47 assault.

29/05/21 – FWIN 1458 - Disturbance reported when a drunk male tried to gain entry Jungle Bar. He was taken away from the scene.

29/05/21 – FWIN 139 – Information received from an alleged victim who had been assaulted in the premises the previous week. He passed information that the two male offenders responsible had entered the bar.

31/05/21 – FWIN 126 – Report of Criminal Damage to Stan Johnston's vehicle which was parked at the front of jungle bar. The Male responsible was detained after he had thrown a bottle at the vehicle. The Crime was recorded, however Stan Johnston refused to assist or prosecute in relation to this matter.

01/06/21 – FWIN 60 – Report received of a female being assaulted by her partner who threw a bottle at her. The victim refused to assist police and denied the assault, however this was captured on CCTV inside the premises. Recorded as a domestic related S39 Assault.

04/06/21 – FWIN 112 – Female reporting a theft of mobile after she had placed her phone on the bar, the incident was recorded as a theft from a person.

04/06/21 – FWIN 1341 – Report received of females fighting at the premises and one female had been assaulted. Civic centre CCTV observed the fight ongoing at the front of Jungle Bar but no one made any complaint upon police arrival. The incident was recorded as a Public Order Offence.

06/06/21 – FWIN 82 – Violent female was arrested from Jungle Bar after assaulting door staff at the premises. She was arrested for the assault and went on to assault 4 police officers who were attempting to restrain her by spitting at them, punching and kicking officers. She was charged with 4 Assault PC but the Door staff at Jungle Bar would not assist with a prosecution or provide a statement.

10/06/21 – FWIN 82 - Threats reported from a female who had been ejected from Jungle Bar and once outside she reported she had been threatened by bar manager, Stanley Johnston and staff. The incident was recorded as threats to kill and she refused to give a statement to police.

10/06/21 – FWIN 52 reporting male with knife at the front of Jungle Bar which was called in by Civic Centre CCTV who received information from a third party. The male was searched by officers and no knife was found. No crime was recorded as no confirmed sighting could be established.

11/06/21 – FWIN 1448 reported trouble with female at Jungle Bar who was attempting to assault the door staff. Officers arrested the female for being drunk and disorderly.

11/6/21 – Licensing visit conducted at the premises by City Centre Neighbourhood Team and evidence found of cocaine drug use in the male toilets. PC 2325 Fenwick has written a statement of his findings and his statement is exhibited to this statement as Exhibit MO/5.

13/6/21 – FWIN 114 - Call received from Jungle Bar Door staff to say they had a male detained who had damaged the owner's vehicle (Stan Johnston). CCTV was obtained in relation to the incident which showed a member of door staff from Jungle Bar chasing the male responsible, throwing him to the floor and then proceeding to kick him three times whilst he was on the floor. He has been interviewed in relation to this matter, cautioned and a disclosure has been made to the SIA regarding his disproportionate use of force. The member of door staff subsequently had his license suspended following their review of the incident. During the incident Stan Johnston was also seen to chase the male and apprehend him in the rear lane prior to Police arriving. The

offender was arrested and was 17 years of age. The incident was recorded as an S47 assault and Criminal Damage.

At this point I was extremely concerned regarding the number of incidents occurring at the premises. Reports were happening on a daily basis with vast amounts of disorder and crime being recorded. At this point, together with the licensing officer we collated the incidents since the premise had re-opened (Detailed above) until the 13th June 2021 and found during this short period time 27 incidents were attributed to Jungle Bar. Inspector McLennan emailed the local NPT to also raise her concern regarding the ongoing police demand at Jungle Bar and the high number of incidents for her officers to deal with.

I review every licensed premise in the City and this was a clear disproportionate level, as compared to every other premises. The level of violence and nature of incidents resulted in an immediate joint visit with Council Licensing to be conducted at the premises to discuss this further with Stan Johnston and Anna Jacques. The council were to ensure all conditions of the licence were being adhered to. The visit was carried out on 15th June 2021 at 13:10 hrs.

Stan Johnston (manager/owner) was in charge at the time of the visit and DPS Anna Jacques was invited but she was out of the area. She did join the meeting part way through the discussion. Also present was Annaliese Johnston (daughter of Stan) and Jade Mulley who both work at the premises and had been invited by Stan to attend. As referred to above and discussed later, Jade Mulley has recently had an application to transfer the PLH to her refused by the Sub-Committee on 10th September 2021. Annaliese Johnston was also present at the hearing. It is understood Jade and Annaliese have taken over the running of the Jungle Bar.

At the meeting on 15th June 2021 I discussed my major concerns in relation to the current level of incidents and the level of violence at this premises. Stan said they had issues since re-opening due to the type of clientele going into premises and they were also experiencing issues with door staff due to regular door staff leaving the premises. I made it clear that this was not replicated in other premises in the City Centre. I advised Stan was to report incidents to police in the correct manner and pointed out a large proportion of the jobs had occurred after midnight. I made clear within the meeting that immediate improvement was required and explained this level of crime and disorder could not continue. Stan felt that the door staff were responsible in the main and many of the incidents had not been dealt with correctly. I advised that if this was the case then he should look at alternative companies to employ as ultimately the safe running of the premises was his responsibility.

I also discussed ownership and management at this premises. Stan Johnston advised the current Premises License Holders have nothing to do with the premises and this had been the case for a number of years. He stated he had leased the premises from John Kerr for 5 years and advised he was looking to submit a vary DPS for himself to be in charge. I advised Stan Johnston that it would be difficult to support this and it was likely we would object based on how he was currently running the premises. He became extremely agitated and upset at this point and left the meeting before returning shortly after. Anna Jacques was also present at this point and it became clear that she had stepped away from this premise some months earlier. She didn't seem to be involved in the day to day management although remained on paper as the DPS. Anna agreed to be more actively involved as the DPS however, it was clear this was to be a temporary measure as she had recently been offered the manager's position / DPS at another City Centre premises. Stan was also advised weekly visits to the premises would continue and I would continue to monitor the incidents closely.

In relation to the licensing check, it was established that a number of conditions of the licence were not being adhered to. These were as follows:-

- Unable to locate Premises Licence,
- Summary of Premises Licence not on display,

- Unable to produce a Dispersal Policy,
- Unable to produce a Social Responsibility Policy
- Unable to produce an incident register,
- Unable to produce staff training records in relation to age restricted products,
- No age verification notices displayed at the premises

A warning letter was subsequently sent to the premises by Council Licensing to advise the outstanding issues also needed to be addressed and Stan needed to provide an update within 7 days to council licensing.

I sought legal advice after the meeting regarding the situation at Jungle Bar. Subsequently, on 25th June 2021 at 14:05 hrs I attended the premises and a letter was issued to Anna Jacques and Stan Johnston who were both present at the time. This advised them that after discussion with legal, the premises would be given four weeks to reduce the level of crime and disorder and to improve and implement policies and procedures regarding the overall management of the premises. Failure to evidence improvements would result in enforcement action against the premises which may include a review of the premises license with the review seeking that the licence be suspended or revoked. A copy of the same letter was left at the premises for the attention of Premises Licence holders, John Kerr and Paul Rowe. I will produce a copy of these letters as follows:-

Anna Jacques Letter – Exhibit MO/ 2

Stanley Johnston Letter – Exhibit MO/3

Letter to premises Licence Holders (John Kerr and Paul Rowe) – Exhibit MO/4

Following the meeting we continued to monitor incidents and conduct weekly visits at the premises as follows:-

17/06/21 – FWIN 80 -Report of a fight ongoing. An unknown offender was responsible for assaulting a member of staff at the premises by touching the victim's neck with a lit cigarette. The offender wasn't identified and the incident was recorded as a S39 Assault.

20/6/21 – Licensing visit conducted at the premises by City Centre Neighbourhood and evidence found of cocaine drug use in the male toilets. PC 2070 Catton has written a statement of his findings and his statement is exhibited to this statement as exhibit MO/6.

25/06/21 – FWIN 100 – Report that Caller was ejected from the premises for being drunk and lost his keys in the process. No crime recorded.

27/06/21 – FWIN 161 – Report received by Northumbria Police that a fight is ongoing at the front of Jungle Bar – Disturbance reported outside bar but appeared to be a heated argument with door staff which didn't escalate.

03/07/21 – FWIN 385 050721 refers to a report of a Sexual Offence and the named offender was Stanley Johnston . The victim alleged the incident occurred inside the premises. Stanley Johnston is still under investigation for this offence and denied the offence, however during interview did admit consensual sexual activity. The female was 18 years old and under the influence of alcohol at the time. Investigations are still under way.

Following the above incident concerns were raised regarding Stanley Johnston potentially having the ability to use his position at the premises to take advantage of vulnerable females under the influence of alcohol. The Northumbria Police Safeguarding department and legal compiled a Sexual Risk Order application. In addition, after speaking with Legal Department and taking advice, myself and PC 2070 Catton visited the DPS, Anna Jacques on Wednesday 7th July 2021 at 1610 hrs. Anna was fully aware of Stanley's arrest as she said Stan had told her about the

situation. I did not discuss anything further with her regarding the incident simply advising that it was an extremely serious allegation which caused concern around Stan's involvement at the premises. Following our discussion she said as DPS she would speak to Stan and ask him not to attend the premises in either a work or social capacity and will ask him for his keys so he has no access to the premises. I spoke to Anna a bit later the same night and she said Stan had fully agreed to those requests and given Anna his keys to Jungle Bar. He did go on to say he would have to attend the café / takeaway next door to drop off stock for both premises which could then be collected by management or DPS for the bar.

04/07/21 – FWIN 312 – Third party report received that a transgender female had attempted to enter Jungle Bar and was assaulted by door staff and denied access to the premises. A hate incident was recorded however the victim would not speak with police or provide an account.

04/07/21 – FWIN 111 - Report of assault received by an unknown person outside the bar. The victim reported being punched in the head and a S47 Assault was recorded.

16/07/21- FWIN 459 – Report of an Assault – Victim who is staff at the Jungle Bar reported a known offender entered the bar in the early hours when they were tidying up. She reported that an assault of a sexual nature took place and the offender proceeded to bite her face. This incident was recorded as a S47 assault but she later declined to provide a statement as she had been approached by the offender who had apologised to her for the incident.

18/07/21 – FWIN 4 – I conducted a walkthrough at the premises along with other members of the City Centre Neighbourhood Team just after midnight at Jungle Bar. The premise was busy inside with what appeared to be a different crowd to the usual clientele. Many of the crowd were extremely anti-police and extremely hostile. As we initially entered the premises the lights were dimmed and the music was extremely loud with a large proportion of patrons up dancing and queuing at the bar for drinks. This was in breach of the current Covid restrictions which were still in place that weekend. As we entered the music was immediately turned off and the lights put on, everyone observed us conducting a walkthrough and as we walked to the rear of the premises a group became very vocal and hostile towards us, shouting and swearing at officers. This resulted in one of the group being arrested for being drunk and disorderly after numerous warnings regarding his conduct. He struggled violently upon arrest. The DPS Anna Jacques was not present however did come to the venue later in the evening. The door staff appeared to have no control over the patrons inside and seemed extremely edgy at our presence. PC 8719 Calvert was also present and has provided an evidential statement detailing the visit, which is exhibited to this statement as MO/7.

18/07/21 – FWIN 147 – refers to manager, Stan Johnson assaulting his current partner which was captured on Civic Cameras CCTV on Holmeside. Stanley Johnston made off from the scene, running through Jungle Bar to make good his escape. He was arrested the next day at the rear of Jungle Bar for the S47 Assault. Stanley has been subsequently charged with a common assault in relation to this offence and is due to attend court on 10th December 2021. Stanley was also issued with a 2 year Pubwatch ban at the meeting held on 1st September 2021 where licensed premises voted in favour of the ban following his involvement in this violence offence.

On Friday 23rd July 2021 the Sexual Risk Order application was heard at South Tyneside Magistrates Court and an interim order was granted. On 10th August 2021 the magistrates agreed to the interim order being extended by the court for 6 months. The Order prohibits Stanley Johnston from:

1. Being involved in the management of any premises licensed under the Licensing Act 2003 to supply alcohol for consumption on or off the premises.
 2. Working on any premises licensed under the Licensing Act 2003 to supply alcohol for consumption on the premises;
 3. Working on any premises licensed under the Licensing Act 2003 to supply alcohol for consumption off the premises unless his role, activity or work does not involve the sale or supply of alcohol;
- "Working" includes as an employee or an independent contractor for paid remuneration or otherwise.

Between the dates of 2nd May 2021 and 18th July 2021 there were 37 incidents which occurred at the Jungle Bar, 25 of these incidents resulted in a crime being recorded. Those crimes included 14 assaults, 2 criminal damages, threats to kill, an affray, 4 public order offences, 2 theft offences and two sexual assaults which also occurred on the premises. By comparison, I also reviewed incidents which happened at other premises in the vicinity of Jungle Bar. A premise positioned near Jungle Bar of a similar size; In the same period reported 4 incidents to police and from those 1 resulted in a crime of assault being recorded. Also, I looked at a much larger venue, with a far greater capacity near Jungle Bar as another comparison. They reported 5 incidents over the same period and only 2 of those incidents resulted in crimes, one was a section 5 public order offence and 1 was a possession of class A Drugs. This cemented my concern and provided evidence around the disproportionate disorder and crime at Jungle Bar.

Following the initial meeting held on the 15th June 2021 and in light of the continuing incidents and visits of concern, I held a further meeting on 20th July 2021 with Chief Inspector Liddell and Northumbria Police Legal department to discuss the premises over the previous 4 weeks. During this meeting it was agreed that we would begin to submit evidence and begin a review of the premises license. There was no real improvement at the venue and the incidents in fact appeared to escalate in seriousness. There were also continued concerns regarding the lack of management at the premises including the very serious incidents involving the owner / manager Stan Johnston.

Subsequently on 23rd July 2021 I hand delivered a letter to Anna Jacques, DPS advising that due to no improvements and incidents continuing to occur at the premises, a formal application to review the premises licence would be submitted. Anna was advised the application papers would be served in due course. I also updated both of the Premises License Holders, Paul Rowe and John Kerr with the same information over the telephone. A written confirmation was also sent to them directly as follows:-

Anna Jacques Letter – Exhibit MO/ 8

Letter to premises Licence Holders (John Kerr and Paul Rowe) – Exhibit MO/9

On 30th July 2021 I received the applications for the transfer of the PLH to Jade Mulley and variation of the DPS to Mark Morrison.

In relation to the variation to the DPS, the usual checks were carried out and no concerns regarding Mark as the DPS were found however, we did have concerns over his lack of experience in running licensed premises. In relation to the transfer of the PLH, I was extremely concerned about this, not least because of Jade's prior involvement with the premises.

On 3rd August 2021, I held a meeting, along with the licensing officer, with both Jade and Mark to discuss my concerns about the Jungle Bar and their intentions for the bar moving forward. I summarised the problematic history of the premises and the current position regarding the pending review. Mark explained he had been asked the previous week by a family member if he would consider taking over the role as the DPS. Mark stated he was happy to take on this role for possibly the next 6 months, as he had commitments at home but moving forward he would look to remove himself and Jade would take

over as DPS. Jade agreed with this plan and stated she would be enquiring about taking her Personal License. I was fully open with Jade regarding my concerns around her previous involvement at the premises in a managerial capacity. Jade spoke about changing of the door staff company and also her plans to improve the current procedures at the premise. I spoke to Mark regarding his responsibility as DPS and he stated he was fully aware of the expectations and commitment he would need to make. Of note, police have made a number of license visits to the premises following this meeting, however Mark has never been seen by police and staff have always named Jade Mulley as the person in charge during the visits.

Following the meeting, I reviewed all the relevant information available to me regarding the two applications. In relation to Mark, he had some limited experience in another bar but had not previously been a DPS. After consultation with Legal it was agreed they did not feel there was sufficient grounds to meet the test to object to the variation, namely there were no exceptional circumstances to state the variation would undermine prevention of crime and disorder.

In relation to Jade, I remained concerned about her lack of experience and involvement with Stan Johnston. Jade had been the general manager at the Jungle Bar, for approximately the last 18 months, being the time of greatest concern and leading to the Police deciding to review the premises licence. I was concerned as to what Jade had learned from Stan and whether she had the ability to turn around an exceptionally difficult and troublesome bar. As a result, in consultation with Legal we decided to object to the transfer application. Subsequently, the review application was put on hold.

The hearing for the objection to the PLH transfer application was heard on 10th September 2021. Jade was questioned at length by Helen Thompson, solicitor for the Police as well as questions from the Committee about her knowledge and experience in running a bar. It was clear to me from these questions that Jade had limited knowledge about running a bar, the expectations of her as a premises licence holder and generally about licensing provisions, for example she could not name any of the four licensing objectives. She had not undertaken, or appeared not to have undertaken, any research into what was required in the running of a bar generally. She was supported in the hearing by Annaliese, who also, in my view, showed limited experience and knowledge needed in running this premises.

She commented that she believed she had improved matters, shown, in her view, by the number of incidents starting to decline. I disagreed with this view. Between 30th July 2021, being the date Jade formally took over the licensee, to the date of the hearing there had been 7 incidents including Stan Johnston, who was wanted in relation to an offence being found hiding behind the upstairs bar and a 15 year old being found at 3am unconscious in the toilets. Although the frequency of incidents had started to reduce, the severity of a few of those incidents was hugely concerning. In addition there was also still evidence of drug use and on 18th September 2021 cocaine drug use was found in the male and female toilets.

PC 2147 Fisher has written a statement of her findings and her statement is exhibited to this statement as exhibit MO/ 10.

PC 8046 Hutchinson has written a statement of his findings and his statement is exhibited to this statement as exhibit MO/ 11.

Nothing that either Jade or Annaliese said in the hearing gave me the assurances and confidence that they were able to successfully run and turn around the Jungle Bar. I accept that not everyone who takes over a bar may have experience and should, as we did in September 2018 with David Ridley, be given a chance. However, the problems at the Jungle Bar are, in my view, so deeply enrooted and serious that this premise requires a competent, experienced and robust management. Jade had not shown to me, either in the time leading to the hearing or in the hearing itself, that she was able put in place the effective management needed.

As stated above, the Committee refused the transfer of the licence.

In summary from 2nd May 2021 until 2nd October 2021 there have been 52 incidents which occurred at the Jungle Bar, 35 of these incidents resulted in a crime being recorded. Those crimes included 21 assaults, 3 criminal damage type offences, threats to kill, an affray, 4 public order offences, 3 theft offences and 2 sexual assaults also occurred on the premises. By comparison, I also reviewed incidents which happened at a similar premise in the vicinity of Jungle Bar. In the same period they reported 8 incidents to police and from those 5 resulted in a crime being recorded. Those crimes included 2 theft related crimes and 3 assaults.

I have worked in Sunderland City Centre for the majority of my 17 years' service and the past 5 years I have been the City Centre Neighbourhood Sergeant working with a wide range of premises in the night time economy. Policing of this area of the Night Time Economy, particularly when it is at its busiest, is extremely challenging and requires close scrutiny and dynamic management. This involves dealing with disorder and crime including, violence, theft and sexual assaults. The police response to these issues include the weekly deployment of staff in line with Operation Sanctuary, and also utilising partners to assist with these operations including door staff and street pastors who assist immensely in identifying and dealing with vulnerability. It is an absolute priority of the police to protect the vulnerable and minimise crime and disorder. Any premise that undermines those policing objectives must be instructed to make changes to their operation as a matter of urgency.

Jungle Bar is a premise that causes me huge concern in relation to the level of associated crime and disorder linked to that premises. Additionally there are major concerns regarding vulnerability in the premises not being correctly identified. Many partner agencies working in the Night Time Economy have also raised concern regarding this establishment and how they view the poor operating procedures there. Other police officers have raised concern over the level of crime and disorder taking place and the subsequent huge demand on police resources. Investigating police officers have made contact with myself or the licensing officer to advise of the poor attitude of staff working at that premise, primarily Stan Johnston. Overall I have major concern regarding the lack of effective management at Jungle Bar. Both premises licence holders have had no involvement in the running of this establishment for years and the previous DPS has also now stepped back from the running of the operation. Stan Johnston was the main manager in this premise despite not being recorded as such on any official paperwork. I have detailed in my statement that Stan causes numerous issues at this venue and has had recent involvement in incidents of a very concerning nature. As stated above, the current manager is Jade Mulley and Annaliese Johnston. I believe they are not experienced enough to take over the management of this premises.

I have spoken to Chief Inspector Stuart Liddell regarding this application and request for revocation. CI Liddell is fully aware of the previous involvement with Jungle Bar and the problems seen at the premises. He has been kept updated throughout and he fully supports the application for review and revocation.

Despite years of working with this premise and countless attempts to highlight and address the related issues there has been no sustained period of improvement. As a premise they improve slightly when under huge scrutiny from the police then revert back to poor operating procedures and standards once that reduces. I feel there are no other options at this stage than Northumbria Police asking for the licence to be reviewed and I support the full revocation of this license in order to protect the patrons attending the premises and minimising the risk to the general public.

Mord Sgt 1305

Signature:

Mord Sgt 1305

Signature witnessed by:

Jungle Bar Review – Sgt 1305 Ord Statement - Exhibits

M0/11 - Premises Licence

M0/2 – Letter to Anna Jacques dated 23.06.21

M0/3 – Letter to Stan Johnston dated 23.06.21

M0/4 – Letter to John Kerr & Paul Rowe dated 23.06.21

M0/5 – Statement of PC 2325 Fenwick

M0/6 – Statement of PC 2070 Catton

M0/7 – Statement of PC 8719 Calvert

M0/8 – Letter to Anna Jacques dated 23.07.21

M0/9 – Letter to John Kerr & Paul Rowe dated 23.07.21

M0/10 – Statement of PC 2147 Fisher

M0/11 – Statement of PC 8046 Hutchinson

**Premises Licence****Premises licence number**

00CMPREM00798

Part 1 – Premises details**Postal address of premises, or if none, ordnance survey map reference or description**

Reubens Bar
20 Vine Place
Sunderland

Post town Sunderland**Post code** SR1 3NA**Telephone Number****Where the licence is time limited the dates****Licensable activities authorised by the licence**

Sale by Retail of Alcohol
 Provision of regulated entertainment (performances of dance)
 Provision of regulated entertainment (film)
 Provision of regulated entertainment (indoor sporting events)
 Provision of regulated entertainment (live music)
 Provision of regulated entertainment (recorded music)
 Provision of regulated entertainment (other entertainment falling within Act)
 Provision of late night refreshment

The times the licence authorises the carrying out of licensable activities**Standard days and timings****Sale by Retail of Alcohol**

Every Day from 10:00 to 03:00

Provision of Regulated Entertainment (performances of dance)

Every Day from 10:00 to 03:30

Provision of Regulated Entertainment (film)

Every Day from 10:00 to 03:30

Provision of Regulated Entertainment (indoor sporting events)

Every Day from 10:00 to 03:30

Provision of Regulated Entertainment (live music)

Every Day from 10:00 to 03:30

Provision of Regulated Entertainment (recorded music)

Every Day from 10:00 to 03:30

Provision of Regulated Entertainment (other Entertainment falling within Act)

Every Day from 10:00 to 03:30

Provision of late night refreshment

Every Day from 23:00 to 03:30

Non standard days and timings

Sale by Retail of Alcohol

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Provision of Regulated Entertainment (performances of dance)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Provision of Regulated Entertainment (film)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Provision of Regulated Entertainment (indoor sporting events)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Provision of Regulated Entertainment (live music)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Provision of Regulated Entertainment (recorded music)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Provision of Regulated Entertainment (other Entertainment falling within Act)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Provision of late night refreshment

On New Year's Eve, from 23:00 to 05:00 on New Year's Day.

To extend the terminal hour for an additional hour on the day when british summer time begins.

The opening hours of the premises

Every Day from 10:00 to 03:30

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

BOTH

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

John Kerr
Reubens Bar
20 Vine Place
Sunderland
SR1 3NA

Paul Rowe
Reubens Bar
20 Vine Place
Sunderland
SR1 3NA

Registered number of holder, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Anna Marie Jacques

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

Personal Licence Number 00CMPER03065

Issuing Authority Sunderland City Council

- 6) The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 7) The premises licence holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried out in accordance with the age verification policy.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either a holographic mark or ultraviolet feature.

- 8) The responsible person must ensure that:-
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - (i) beer or cider: half pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
- 9)
 - (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
 - (2) For the purposes of this condition
 - (a) duty is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) permitted price is the price found by applying the formula where

$$P=D+(D \times V)$$
 - (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
 - (c) relevant person means, in relation to premises in respect of which there is in force a premises licence
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

Annex 1 – Mandatory Conditions

- 1) No supply of alcohol may be made under the premises licence at a time when there is no designated premises supervisor in respect of the premises licence, or at a time when the designated premises supervisor does not hold a personal licence or his/her personal licence is suspended.
- 2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
- 3) No person shall be employed at the Licensed Premises to carry out a security activity as defined by Schedule 2 of the Private Security Industry Act 2001 unless he/she is authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or is entitled to carry out that activity by virtue of section 4 of that Act.
- 4) Where any film shown is classified by the British Board of Film Classification in the 12A, 15 or 18 category no person under the age of 12 (and unaccompanied), 15 or 18 as appropriate shall be admitted to the part of the premises in which the film is being shown. Where any film shown is not classified by the British Board of Film Classification, admission of persons under the age of 18 to the part of the premises in which the film is being shown must be restricted in accordance with any recommendation made by the Council.
- 5) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises:

- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

(d) relevant person means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) value added tax means value added tax charged in accordance with the Value Added Tax Act 1994.

(3) Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from the paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

(4)[1] Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

[2] The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – Conditions consistent with the operating schedule

- 1) The premises licence holder will implement a Dispersals Policy. This shall include the provision of a nominated taxi service and wind down period during the last 30 minutes of opening, when music will be played at a lower volume.
 - 2) There will be no new customers permitted to enter the premises after 02:30, except for VIP's or guests of the management (up to maximum of 10% of the occupancy).
 - 3) The operator shall ensure that at all times when the premises are open for any licensable activity there are sufficient competent staff on duty for the purpose of fulfilling the terms and conditions of the licence and for preventing crime and disorder.
 - 4) The operator and designated premises supervisor shall conduct a risk assessment for the general operation of the premises and in the case of individual bespoke events.
 - 5) The premises licence holder shall implement a Social Responsibility Policy which shall be an analysis of potential risk and reasonable steps to be taken to minimise such. The policy shall address the following: -
 - (i) The risk of customers of being victims of crime when in discrete areas of the premises such as the toilets;
 - (ii) The risk of customers of being the victims of crime when intoxicated;
 - (iii) The risk to customers of injuries sustained from broken glass and whether polycarbonate receptacles are appropriate on some occasions;
 - (iv) The risk to customers of harm and injury caused to themselves as a consequence of irresponsible drinking;
 - (v) The risk of nuisance being caused to residents and nearby businesses.
 - 6) If the premises is sold to a company, individual or other body which has no association or connection to RND Leisure Ltd, then the premises licence shall revert to that which had effect immediately prior to the variation granted on 15 May 2015.
 - 7) There shall be no change to the style of the premises without prior written given to the Licensing Authority which shall include details of the new proposed operating style. The Licensing Authority shall advise the premises licence holder within 21 days whether a formal application for variation to the licence or a new licence is required.
 - 8) The maximum number of persons permitted in each of the following areas at any one time shall not exceed:-
 - a) Ground Floor 300
 - b) First Floor 200
- But at no time shall the total number of persons on the premises as a whole exceed 500 persons.
- 9) A minimum of TWO door supervisors to be employed from 2200 hrs until the premises are closed to the public on the evenings of Tuesday, Friday, Saturday Sundays prior to a bank holiday, Christmas Eve and New Year's Eve. At all other times the amount of door supervisors employed will be on a risk assessment basis.
 - 10) A CCTV system must be designed, installed and maintained in proper working order, to the satisfaction of the licensing authority and Northumbria Police. Such a system must:

Ensure coverage of all entrances and exits to the licensed premises both internally and externally

Ensure coverage of such areas as may be required by the licensing authority and Northumbria Police.

Provide continuous recording (whilst the premises are open to the public for the provision of licensable activities) for each camera to the Home Office Scientific Development Branch (HOSDB) standard for identification (CCTV Operational Requirements Manual 2009 No. 28/09). Such recordings must be retained for 28 days and must be supplied to an Officer of the Council or a Police Officer on reasonable request.

- 11) A representative from the premises will attend Pubwatch.
- 12) A record of incidents shall be kept and maintained at the premises and shall be available for inspection upon reasonable request by a Police Officer.
- 13) All members of staff at the premises, including door staff, shall seek credible photographic proof of age evidence from any person who appears to be under the age of 25 years and who is seeking to purchase alcohol. Such credible evidence must include a photograph of the customer, and will either be a passport, driving licence, oProof of Age card carrying the "PASS" logo or such other identification approved by Northumbria Police.
- 14) All members of staff shall receive training on their responsibilities, with particular focus on issues surrounding age restricted products. Training will be given to all new members of staff before they are permitted to sell alcohol, and staff shall be retrained at least every 6 months. Such training will be documented and retained at the premises for a minimum of 12 months and be available on the reasonable request of the Police, Licensing Authority or Trading Standards.
- 15) When informed by Northumbria Police of a 'high risk' football match at the Stadium of Light, reinforced glassware is to be used, with no bottle sales over the counter, plus door supervisors are to be employed to prevent crime and disorder and ensure public safety.

Annex 3 – Conditions attached after a hearing by the licensing authority

Annex 4 – Plans



**NORTHUMBRIA
POLICE**
Proud to Protect

Southern Area Command
Millbank Police Station
Station Road
South Shields
Tyne and Wear
NE33 1RR

Tel: 101

23.06.2021

Ms Anna Jacques

Dear Madam

RE: Jungle Bar, 20 Vine Place, Sunderland, SR1 3NA

Following a visit carried out to the premises on 15.06.21, this letter is to advise of Police concerns over the number of incidents relating to crime and disorder and the overall management of the premises. I can confirm discussions were held with our legal department on 22.06.21 and the following has been agreed:

The premises will be given four weeks to reduce the level of crime and disorder and to improve and implement policies and procedures regarding the overall management of the premises.

Failure to evidence improvements will result in enforcement action against the premises which may include a review of the premises and the suspension or revocation of the licence.

If you have any queries regarding this matter please do not hesitate to contact me.

Yours faithfully,

Chief Inspector Stuart Liddell
Southern Area Command



**NORTHUMBRIA
POLICE**
Proud to Protect

Southern Area Command
Millbank Police Station
Station Road
South Shields
Tyne and Wear
NE33 1RR

Tel: 101

23.06.2021

Mr Stanley Johnson
Jungle Bar
Vine Place
Sunderland
SR1 3NA

Dear Sir

RE: Jungle Bar, 20 Vine Place, Sunderland, SR1 3NA

Following a visit carried out to the premises on 15.06.21, this letter is to advise of Police concerns over the number of incidents relating to crime and disorder and the overall management of the premises. I can confirm discussions were held with our legal department on 22.06.21 and the following has been agreed:

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If you have any queries regarding this matter please do not hesitate to contact me.

Yours faithfully,

Chief Inspector Stuart Liddell
Southern Area Command



**NORTHUMBRIA
POLICE**
Proud to Protect

Southern Area Command
Millbank Police Station
Station Road
South Shields
Tyne and Wear
NE33 1RR

Tel: 101

23.06.2021

Mr John Kerr and Mr Paul Rowe
Jungle Bar
20 Vine Place
Sunderland
SR1 3NA

Dear Sirs

RE: Jungle Bar, 20 Vine Place, Sunderland, SR1 3NA

Following a visit carried out to the premises on 15.06.21, this letter is to advise of Police concerns over the number of incidents relating to crime and disorder and the overall management of the premises. I can confirm discussions were held with our legal department on 22.06.21 and the following has been agreed:

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If you have any queries regarding this matter please do not hesitate to contact me.

Yours faithfully,

Chief Inspector Stuart Liddell
Southern Area Command

RESTRICTED (when complete)


VERA BAIRD^{QC}
 POLICE & CRIME COMMISSIONER

NORTHUMBRIA
POLICE
Proud to Protect
Witness Statement CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

 Statement of: Lee Fenwick URN

 Age if under 18: 0 18 (if over 18 insert 'over 18') Occupation: Police Constable 2325

This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe to be true.

Signature:

*L Fenwick 2325*PRINT NAME: Lee FenwickDate 26 / 07 / 2021
 Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

On Friday 11th June 2021 I was on duty in full uniform in company with PC 2070 Catton in Sunderland City centre.

At around 2240 hrs we attended The Jungle Bar on Vine Place in Sunderland to conduct a routine licence premises check on the property and whilst there we spoke with staff who joined us when we conducted a walk through of the pub.

At 2245hrs I conducted a search of the men's toilets and whilst in the cubicle I used a drugs wipe on the top of the toilet cistern which providing a positive result for drug use in the toilet.

I informed the owner/manager of the bar, Stanley Johnston of my findings as we left.

*L Fenwick 2325**L Fenwick 2325*

RESTRICTED (when complete)

Witness contact details

Home address: Postcode:

Home telephone No: Work telephone No:

Mobile/Pager No: E-mail address:

Preferred means of contact (specify details): Please Select

Best time of contact (specify details):

Former name: Date and place of birth:

Male ☐ Female ☐ Ethnicity Code (16 + 1) M9 - Any other Mixed ethnic background Religion / Belief (Specify)

DATES OF WITNESS NON-AVAILABILITY:

(Consider: Booked holidays, usual holiday dates, set medical or other appointments, religious requirements, academic exam dates and any other known commitments.)

Witness care

a) Is the witness willing to attend court? Yes ☐ No ☐ If 'No', include reason(s) on form MG6.

b) What can be done to ensure attendance?

c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness?

Yes ☐ No ☐ If 'Yes' submit MG2 with file.

d) Does the witness have any particular needs? Yes ☐ No ☐ If 'Yes' what are they? (Disability, healthcare, childcare, transport, language difficulties, visually impaired, restricted mobility or other concerns?)

Witness Consent (for witness completion)

a) The Victim Personal Statement scheme (victims only) has been explained to me: Yes ☐ No ☐

b) I have provided a Victim Personal Statement Yes ☐ No ☐

c) I require my VPS to be read at court on my behalf / I wish to read VPS personally delete as appropriate

d) I have been given the Victim Personal Statement leaflet Yes ☐ No ☐

e) I have been given the leaflet "Giving a witness statement to the police -- what happens next?" Yes ☐ No ☐

f) I consent to police having access to my medical record(s) in relation to this matter (obtained in accordance with local practice) Yes ☐ No ☐ N/A ☐

g) I consent to my medical record in relation to this matter being disclosed to the defence: Yes ☐ No ☐ N/A ☐

h) I consent to the statement being disclosed for the purposes of civil proceedings if applicable, e.g. child care proceedings, CICA: Yes ☐ No ☐

i) The information recorded above will be disclosed to the Witness Service so that they can offer help and support, unless you ask them not to. Tick this box to decline their services: ☐

j) Your contact details may be disclosed to Victims First Northumbria if it is felt that you may benefit from their support, unless you prefer not to. Tick this box to decline their services: ☐

Signature of witness:

L Fenwick 2325

PRINT NAME: Lee Fenwick

Signature of parent/guardian / appropriate adult:

PRINT NAME:

Address and telephone number if different from above:

Statement taken by (print name):

Station:

Time and place statement taken:

RESTRICTED (when complete)

RESTRICTED (when complete)

**VERA BAIRD**
POLICE & CRIME COMMISSIONER**NORTHUMBRIA**
POLICE
Proud to Protect**Witness Statement** CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1Statement of: David CATTON URN Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police Constable 2070

This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe to be true.

Signature:

*D Catton 2070*PRINT NAME: D CATTONDate 27 / 07 / 2021Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

At 02:30hrs on Sunday 20th June 2021 I was on duty in full uniform with PC 8046 HUTCHINSON when I attended JUNGLE BAR, VINE PLACE, SUNDERLAND to conduct a licensing visit.

On arrival I spoke to the designated premises supervisor Anna JACQUES. As part of the visit I conducted a walk through of the premises accompanied by Stanley Johnston, the owner of Jungle Bar. There were around 60 customers inside of the pub the majority of which were quite clearly drunk.

I then made my way to the gents toilets within the premises again accompanied by Stanley Johnston. I used a SIRCHIE NARK 2 COCAINE ID SWIPE to wipe the surface of the area around the sink in the gents toilet. The swipes are designed to presumptively identify trace amounts of Cocaine Hcl (powder) or Cocaine Base (crack or freebase). The swipe will turn blue if Cocaine is present. The swipe immediately turned blue. This was a positive indication that cocaine was present on the area around the sink. I informed Stanley Johnston of the result of the Cocaine swipe.

*D Catton 2070**D Catton 2070*

RESTRICTED (when complete)

Witness contact details

Home address: Postcode:

Home telephone No: Work telephone No:

Mobile/Pager No: E-mail address:

Preferred means of contact (specify details): Please Select

Best time of contact (specify details):

Former name: Date and place of birth:

Male ☐ Female ☐ Ethnicity Code (16 + 1) M9 - Any other Mixed ethnic background Religion / Belief (Specify)

DATES OF WITNESS NON-AVAILABILITY:

(Consider: Booked holidays, usual holiday dates, set medical or other appointments, religious requirements, academic exam dates and any other known commitments.)

Witness care

a) Is the witness willing to attend court? Yes ☐ No ☐ If 'No', include reason(s) on form MG6.

b) What can be done to ensure attendance?

c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness?

Yes ☐ No ☐ If 'Yes' submit MG2 with file.

d) Does the witness have any particular needs? Yes ☐ No ☐ If 'Yes' what are they? (Disability, healthcare, childcare, transport, language difficulties, visually impaired, restricted mobility or other concerns?)

Witness Consent (for witness completion)

a) The Victim Personal Statement scheme (victims only) has been explained to me: Yes ☐ No ☐

b) I have provided a Victim Personal Statement Yes ☐ No ☐

c) I require my VPS to be read at court on my behalf / I wish to read VPS personally delete as appropriate

d) I have been given the Victim Personal Statement leaflet Yes ☐ No ☐

e) I have been given the leaflet "Giving a witness statement to the police - what happens next?" Yes ☐ No ☐

f) I consent to police having access to my medical record(s) in relation to this matter (obtained in accordance with local practice) Yes ☐ No ☐ N/A ☐

g) I consent to my medical record in relation to this matter being disclosed to the defence: Yes ☐ No ☐ N/A ☐

h) I consent to the statement being disclosed for the purposes of civil proceedings if applicable, e.g. child care proceedings, CICA: Yes ☐ No ☐

i) The information recorded above will be disclosed to the Witness Service so that they can offer help and support, unless you ask them not to. Tick this box to decline their services: ☐

j) Your contact details may be disclosed to Victims First Northumbria if it is felt that you may benefit from their support, unless you prefer not to. Tick this box to decline their services: ☐

Signature of witness:

PRINT NAME:

Signature of parent/guardian /appropriate adult:

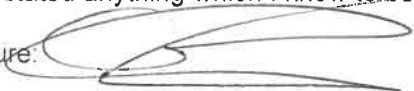
PRINT NAME:

Address and telephone number if different from above:

Statement taken by (print name): Station:

Time and place statement taken:

RESTRICTED (when complete)

WITNESS STATEMENT		Form MG11T
(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)		
Statement of :	GILLIAN CALVERT	
Age if under 18:	Over 18	(if over 18 insert 'over 18') Occupation: POLICE OFFICER
This statement (consisting of 3 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything which I know to be false, or do not believe to be true.		
Signature: 		Date: 27/07/2021
Tick if witness is visually recorded <input type="checkbox"/> (supply witness details on rear)		

On Saturday 17th July 2021 at 23.40hrs I was with a number of other officers conducting a licencing visit to Jungle Bar which is situated at 20 Vine Place, Sunderland.

As we approached the premises I could hear the loud music emanating from inside, there was one door man standing at the door and as we stood with him a second female door supervisor came to join him. We had to shout at each other to communicate clearly.

I entered the premises and stood just inside the doorway observing the bar area. The music was loud, the lights were dimmed and there were about 25 people in the bar area, mostly standing up dancing and waiting at the bar to be served.

There is a room to the rear of the bar area and there were a number of people there, some sitting at the long tables whilst others were wandering in and out of the rear fire exit doors that were standing open leading into the dark rear lane.

After a minute of watching, the staff in the bar realised I was there and started shouting over the music at the revellers inside telling them to sit down and gesturing with their hands to sit.

Customers in the front bar responded and as they sat down, the music was switched off and the lights turned up. The female door supervisor then walked through to the rear room shouting at the customers there to sit down.

Signature: 	Signature witnessed by	
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Statement of: PC CALVERT

I walked through the back room and was immediately aware that the "clientele" were anti-police. They were making comments and would not engage with me. I walked out of the rear doors and noted there was a male standing at the door in a black t-shirt who appeared to be a doorman. There were also a number of other males and females outside, drunk and raucous. As other officers came to speak to the doorman, I went back into the building and observed one of my colleagues going up the stairs towards the toilet area. Knowing the location of the toilets I made my way towards the stairs and saw a male peering around the corner of the corridor looking down the stairs. He disappeared quickly back to the mens toilet area so I went upstairs to check the safety of the other officer. As I got to the top of the stairs, the male I had seen came back out of the toilet corridor and started to walk past me. He was carrying a half empty pint of lager. I spoke to him as he went downstairs and he told me to "Fuck off" continuing down and shouting towards the others at the long tables "Fucking Pigs". I spoke to my colleague then entered the ladies toilets which are disgusting. They were empty so I went back downstairs where the group were once again standing around and sitting at the tables. Their obnoxious behaviour continued – they were obstructive, edgy, anti-police. One male was taken outside and warned about his behaviour but this continued when he returned and he was finally arrested. His words, as he was being taken away from the bar were "THIS IS MY PUB".

It was clear the door staff had no control over the people inside the bar. The COVID rules were not being followed and drunken bullies were being allowed to posture and intimidate other people in the pub.

My body cam was activated throughout this visit and I can exhibit the footage as GC1 if required.

Signature		Signature witnessed by	
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2004/5(1)

Statement of: PC CALVERT

I have worked on the Neighbourhood Team in Sunderland City centre for over 20 years covering the night time economy and the bars situated within it. The premises now known as Jungle Bar has always been problematic but over the past 24 months the incidents and violence associated with it have increased alarmingly. The people drinking inside have changed from a primarily younger LGBTQ+ audience to a more problematic crowd which reflects in the increase in disorder calls to the premises both inside and outside on the street.



Signature		Signature witnessed by	
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Statement of: PC CALVERT

[Handwritten signature: PC CALVERT]

Signature		Signature witnessed by	
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Southern Area Command
Millbank Police Station
Station Road
South Shields
Tyne and Wear
NE33 1RR

Tel: 101

23.07.2021

Ms Anna Jacques

Dear Madam

RE: Jungle Bar, 20 Vine Place, Sunderland, SR1 3NA

Further to my correspondence dated 23.06.21 and in light of the Police seeing no improvements and incidents continuing to occur at the premises, I write to inform you that the Police will be making a formal application to review the premises licence. Please note this may include Police requesting the revocation of the licence.

The review application papers will be served on you in due course.

I would strongly advise you to take legal advice in relation to this matter

If you have any queries regarding this please do not hesitate to contact me.

Yours faithfully,


PP Chief Inspector Stuart Liddell
Southern Area Command



**NORTHUMBRIA
POLICE**
Proud to Protect

Southern Area Command
Millbank Police Station
Station Road
South Shields
Tyne and Wear
NE33 1RR

Tel: 101

23.07.2021

Mr John Kerr and Mr Paul Rowe
Jungle Bar
20 Vine Place
Sunderland
SR1 3NA

Dear Sirs

RE: Jungle Bar, 20 Vine Place, Sunderland, SR1 3NA

Further to my correspondence dated 23.06.21 and in light of the Police seeing no improvements and incidents continuing to occur at the premises, I write to inform you that the Police will be making a formal application to review the premises licence. Please note this may include Police requesting the revocation of the licence.

The review application papers will be served on you in due course.

I would strongly advise you to take legal advice in relation to this matter

If you have any queries regarding this please do not hesitate to contact me.

Yours faithfully,

Chief Inspector Stuart Liddell
Southern Area Command

RESTRICTED (when complete)


VERA BAIRD^{QC}
POLICE & CRIME COMMISSIONER

NORTHUMBRIA
POLICE
Proud to Protect

Witness Statement CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1
Statement of: Rachael Fisher URN Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: PC 2147 FISHER

This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe to be true.

Signature:

PRINT NAME: Rachael FisherDate 12 / 09 / 2021Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

At 23:07hrs on Saturday 11th September 2021 I was on duty in full uniform with PC 8046 HUTCHINSON when I attended JUNGLE BAR, VINE PLACE, SUNDERLAND to conduct a licensing visit.

As part of the visit I conducted a walk through of the premises accompanied by my supervisor M1305 ORD. There were around 60 customers inside of the pub the majority of which were quite clearly drunk.

I then made my way to the female toilets within the premises again accompanied by M1305 ORD.

I used a SIRCHIE NARK 2 COCAINE ID SWIPE to wipe the surface of the area around the sink and toilet seat in the female bathroom. The swipes are designed to presumptively identify trace amounts of Cocaine Hcl (powder) or Cocaine Base (crack or freebase). The swipe will turn blue if Cocaine is present. The swipe immediately turned blue for both surfaces. This was a positive indication that cocaine was present on the area around the sink. I informed M1305 ORD of the result of the Cocaine swipe.

WITNESS STATEMENT		Form MG11T
(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)		
Statement of :	Andrew Paul HUTCHINSON	
Age if under 18:	Over 18	(If over 18 insert 'over 18') Occupation: Police Constable
This statement (consisting of ONE page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything which I know to be false, or do not believe to be true.		
Signature:	 PC 8046 Date: 12th September 2021	
Tick if witness is visually recorded <input type="checkbox"/> (supply witness details on rear)		

I am a uniformed Police Constable employed by Northumbria Police, currently working as Neighbourhood Beat Manager attached to the Sunderland Central Neighbourhood Team. I have held this position for approximately 14 years.

At 2307 hours on Saturday 11th September 2021 I was on duty in full uniform in company with PC 2325 FENWICK, and other officers when we attended JUNGLE BAR, VINE PLACE, SUNDERLAND, to conduct a licensing visit.

As part of the visit I conducted a walk-through of the premises which consisted of around 20 customers inside of the pub

I had cause to make my way to the gents toilets within the premises whereby I used a SIRCHIE NARK 2 COCAINE ID SWIPE to wipe the surface of the area around the sink in the gents toilet. The swipes are designed to presumptively identify trace amounts of Cocaine Hcl (powder) or Cocaine Base (crack of freebase). The swipe will turn blue if Cocaine is present.

I can confirm the swipe immediately turned blue, which is a positive indication that cocaine was present on the area around the sink. I immediately informed SGT 1305 ORD of my find.

 PC 8046 .

Signature	 PC 8046 .	Signature witnessed by	
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CITY OF SUNDERLAND LICENSING AUTHORITY

LICENSING SUB-COMMITTEE HEARING

LICENSING ACT 2003

LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005

NOTICE OF DETERMINATION

Date(s) of hearing: Friday 10th September 2021

Date of determination: Friday 10th September 2021

Committee members: [Chair]: Councillor P. Gibson
Councillor D. Snowdon
Councillor Ali

Officers: Tony Southwick, Solicitor

Persons present: -

Senior Licensing Officer Dawn Howley;
Applicant Jade Mulley supported by Annalise Johnston;
Objectors Legal Representative Helen Thompson;
Police representatives Sgt Ord and Licensing officer Kim Berston.

This was an application for consideration for the grant of a transfer of a Premises Licence for an on licence in respect of The Jungle Bar 20 Vine Place Sunderland SR1 1DP.

The meeting took place at the Civic Centre Sunderland

The sub-committee in accordance with the requirements of the Licensing Act 2003 and regulations made thereunder have read all the documents presented to them contained in and appended to the report for this hearing.

In reaching their decision the sub-committee have taken account only of the information presented by the Applicant and other persons as defined in the Act.

There were objections received in respect of the application from the Police.

The concerns in the objections by the Police were expressed as issues over the relative experience and knowledge of Licensing procedures highlighted matters relating to anti-social behaviour in the area and within the premises which would come within the prevention of crime and disorder limb of section 4 of the 2003 Act and can be summarised as follows: -

The Prevention of Crime and Disorder

If the premises licence was transferred to the applicant for the Jungle Bar the Police were concerned that the levels of crime and disorder had been and continued to be disproportionately higher than similar premises. This is a location which already has problems with crime and anti-social behaviour and many of the incidents are alcohol related.

The applicant has only two years' experience in licensed premises, indeed all in the relevant premises without adequate training prior to taking over the premises. There was no personal licence held and there were concerns over the lack of knowledge over common licensing terminology including dispersals, licensing objectives and no clear plan to acquire the requisite training before training staff. The higher level of ongoing incidents of crime and disorder than a similar premises including police attending about 3.30am on one occasion where a 15-year-old female was found unconscious in the toilets and it was not even known that she was in the premises.

The applicant's position is that in consultation with the police and the Licensing department of the council they have addressed the concerns as far as they are able. The main area was the introduction of a new contractor to supply SIA security staff which had resulted in a marked decline in the number of incidents compared to previous periods at the same premises but still disproportionately high compared with other similar sized premises. Other changes included the application of a dress code which had changed the clientele.

In accordance with the Council's procedures adopted for hearings before its Licensing sub-committee and specifically for the Transfer of Premises Licence hearing process all parties have been given an equal

opportunity to present their respective positions and raise questions of other parties.

The sub-committee, having heard and read all the evidence, have considered all of this in light of the requirement placed upon them in the Act, to promote the four licensing objectives of:

- (1) the prevention of crime and disorder;
- (2) public safety;
- (3) the prevention of public nuisance;
- (4) the protection of children from harm.

The focus being on the Crime and disorder limb being the basis for the objections from the police.

The sub-committee have also had due regard to the Council's own statement of licensing policy and the issued government guidance.

Specifically, the sub-committee has taken into account the following provisions of the Licensing Act 2003: -

Section: 42,43 and 44

Reasons: These sections deal with the application to Transfer a Premises Licence and its determination.

The sub-committee has taken into account the following provisions of the guidance under section 182 of the Act:

Paragraphs 1.1 to 1.12, 1.17-1.18, 2.1 to 2.2, 8.99 to 8.108, 9.1 to 9.12, 9.26 to 9.40

Reasons: applying these paragraphs, the licensing objectives and aims for their determination of the application.

The sub-committee has taken into account the following provisions of its statement of licensing policy:

Paragraph 17.

The sub-committee have decided in respect of this application having regard to the licensing objectives: -

(i) Prevention of Crime and Disorder

The Police objections identified that there are concerns at the levels of crime and disorder in the area. The sub-committee acknowledge the efforts to reduce these concerns, but it was noted that there were still disproportionately more incident attributed to the premises compared to similar premises. There was also concern that the relative inexperience, deficiencies in the knowledge of licensing matters and lack of training impacted on the ability to sufficiently address the issues of Crime and Disorder.

(ii) Public Safety

There are no issues of public safety raised.

(iii) Prevention of nuisance

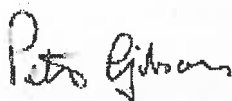
None raised.

(iv) Protection of children from harm

There is no evidence regarding the objective however there was concern regarding a 15-year-old unconscious on the premises after closing time which formed part of the objection from the Police as part of the Crime and disorder objective.

The sub-committee having considered the evidence presented and the representations made consider that the concerns raised by the police in their objections were sufficient for the Sub-committee to have concerns and that the transfer should not be approved.

Signed



[Chair]

Date: 20th September 2021

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

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Statement of: Stuart Liddell.....

Age if under 18: Over 18 (*if over 18 insert 'over 18'*) Occupation: Chief Inspector 7142

This statement (consisting of 2 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe to be true.

Signature: S Liddell

Date 14th June 2018

Tick if witness evidence is visually recorded ☐ (*supply witness details on rear*)

I am Chief Inspector 7142 Stuart Liddell of Northumbria Police, Southern Area Command and I make this statement in relation to Jungle Bar, 20 Vine Place, Sunderland. I have responsibility for Harm Reduction and Intelligence and I am also the lead in relation to all aspects of licensing. I have 19 years policing experience and have been a T/Chief Inspector for over two years, both nationally and locally with Northumbria police.

I have good knowledge and am fully aware of the functions under the Licensing Act 2003 with a view to promoting the licensing objectives which are:

- (a) The prevention of Crime and Disorder
- (b) Public Safety
- (c) The Prevention of Public Nuisance; and
- (d) The Protection of Children from Harm

I make this statement in support of the application of the Chief Constable of Northumbria Police under Section 51 of the Licensing Act 2003 for a review of the premises licence in respect of Jungle Bar, 20 Vine Place, Sunderland, SR1 3NA.

The premises currently hold a premises licence which was issued by Sunderland Council under the Licensing Act 2003. The premises licence number is OOCMPREM00798. An exhibit copy of the premises licence has been documented by Sgt 1305 Ord.

I am fully briefed on the historic issues relating to the premises and the recent concern surrounding the disproportionate level/nature of incidents at the premises since re-opening in April 2021. After an initial visit to the premises was carried out by Police and Council Licensing on 15.06.21 to raise concerns/check the conditions of the licence I agreed the premises would be afforded four weeks to reduce the level of crime and disorder and to improve and implement policies and procedures regarding the overall management of the premises, however no improvements were made and incidents continuing to occur at the premises.

In light of the above, I respectfully request that Sunderland Council Licensing consider the option of revoking the premises licence.

Signature – S Liddell

Southern Area Command
Millbank Police Station
Station Road
South Shields
Tyne and Wear
NE33 1RR

Tel: 101

10.08.2021

Senior Licensing Officer
Licensing Department
Jack Crawford House
Commercial Road
Sunderland
SR2 8QR

Dear Sir/Madam,

**RE: Application to transfer a premises licence, The Jungle Bar, 20 Vine Place,
Sunderland, SR1 3NA**

Northumbria Police (Southern Area Command) are in receipt of the above application to specify Jade Mulley as the Premises Licence Holder of Jungle Bar, 20 Vine Place, Sunderland, SR1 3NA.

Since May 2021 there have been a disproportionate number of incidents at the premises along with poor management. This resulted in the premises being advised in June 2021 of four weeks to reduce the level of crime and disorder and to improve and implement policies and procedures regarding the overall management of the premises.

During the four week period Northumbria Police saw no improvements and incidents continued to occur at the premises. Northumbria Police will therefore be submitting an application to review the premises licence.

Jade Mulley has held the position of bar manager at Jungle Bar during the past year, prior to this she was bar staff for six months. The bar manager is accountable for the effective management of the premises and has a responsibility to protect patrons by upholding the licensing objectives, as detailed above, Ms Mulley has failed in her position.

A meeting was held with Ms Mulley and proposed DPS Mark Morrison on 03.08.21 to discuss the proposed plans for the business moving forward, and what measures would be implemented to ensure the safe running of the premises. It was advised Mark Morrison would be involved for the first month but then would take a back seat after this, allowing Jade to manage the premises. The long term plan is for Jade to attend a personal licence course with the view to become DPS. An application was submitted to vary the DPS to Mark Morrison on 30.07.21 and whilst Northumbria Police have no formal grounds to object to this application, there are serious concerns around Mark's inexperience and ability to commit to the long term running of the premises. In addition, there are serious concerns that Jade has not been able to demonstrate she is an effective manager

and the ongoing issues at the premises are embedded. Therefore, it is believed that a complete change of personnel is required.

For the reasons discussed above, the Chief Officer of Northumbria Police is satisfied that the exceptional circumstances of the case are such that granting the application to specify Ms Mulley as Premises Licence Holder would undermine the crime prevention objective.

I trust the above confirms the position of the Chief Officer of Northumbria Police.

Yours faithfully,

Chief Inspector Stuart Liddell
Southern Area Command

CC. J Mulley

Appendix B



Premises Licence

00CMPREM00798

Premises licence number

Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description	
Reubens Bar 20 Vine Place Sunderland	
Post town Sunderland	Post code SR1 3NA
Telephone Number	

Where the licence is time limited the dates From 12th October 2021 to

Licensable activities authorised by the licence
<p>Sale by Retail of Alcohol</p> <p>Provision of regulated entertainment (performances of dance)</p> <p>Provision of regulated entertainment (film)</p> <p>Provision of regulated entertainment (indoor sporting events)</p> <p>Provision of regulated entertainment (live music)</p> <p>Provision of regulated entertainment (recorded music)</p> <p>Provision of regulated entertainment (other entertainment falling within Act)</p> <p>Provision of late night refreshment</p>

The times the licence authorises the carrying out of licensable activities
Standard days and timings

Sale by Retail of Alcohol

Every Day from 10:00 to 03:00

Provision of Regulated Entertainment (performances of dance)

Every Day from 10:00 to 03:30

Provision of Regulated Entertainment (film)

Every Day from 10:00 to 03:30

Provision of Regulated Entertainment (indoor sporting events)

Every Day from 10:00 to 03:30

Provision of Regulated Entertainment (live music)

Every Day from 10:00 to 03:30

Provision of Regulated Entertainment (recorded music)

Every Day from 10:00 to 03:30

Provision of Regulated Entertainment (other Entertainment falling within Act)

Every Day from 10:00 to 03:30

Provision of late night refreshment

Every Day from 23:00 to 03:30

Non standard days and timings

Sale by Retail of Alcohol

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Provision of Regulated Entertainment (performances of dance)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Provision of Regulated Entertainment (film)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Provision of Regulated Entertainment (indoor sporting events)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Provision of Regulated Entertainment (live music)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Provision of Regulated Entertainment (recorded music)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Provision of Regulated Entertainment (other Entertainment falling within Act)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Provision of late night refreshment

On New Year's Eve, from 23:00 to 05:00 on New Year's Day.

To extend the terminal hour for an additional hour on the day when british summer time begins.

The opening hours of the premises

Every Day from 10:00 to 03:30

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when british summer time begins.

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

BOTH

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

John Kerr
Reubens Bar
20 Vine Place
Sunderland
SR1 3NA
Reubensbarsunderland@gmail.com

Paul Rowe
Reubens Bar
20 Vine Place
Sunderland
SR1 3NA

Registered number of holder, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

DPS currently under consideration

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

Personal Licence Number

Issuing Authority

Annex 1 – Mandatory Conditions

- 1) No supply of alcohol may be made under the premises licence at a time when there is no designated premises supervisor in respect of the premises licence, or at a time when the designated premises supervisor does not hold a personal licence or his/her personal licence is suspended.
- 2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
- 3) No person shall be employed at the Licensed Premises to carry out a security activity as defined by Schedule 2 of the Private Security Industry Act 2001 unless he/she is authorised to carry out that activity by a licence granted

under the Private Security Industry Act 2001; or is entitled to carry out that activity by virtue of section 4 of that Act.

- 4) Where any film shown is classified by the British Board of Film Classification in the 12A, 15 or 18 category no person under the age of 12 (and unaccompanied), 15 or 18 as appropriate shall be admitted to the part of the premises in which the film is being shown. Where any film shown is not classified by the British Board of Film Classification, admission of persons under the age of 18 to the part of the premises in which the film is being shown must be restricted in accordance with any recommendation made by the Council.
- 5) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises:

- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
- (e) dispensing alcohol directly by one person into the mouth of another

(other than where that other person is unable to drink without assistance by reason of a disability).

- 6) The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 7) The premises licence holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried out in accordance with the age verification policy.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either a holographic mark or ultraviolet feature.

- 8) The responsible person must ensure that:-
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - (i) beer or cider: half pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
- 9)
 - (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
 - (2) For the purposes of this condition
 - (a) duty is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) permitted price is the price found by applying the formula where
$$P=D+(D \times V)$$
 - (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were

charged on the date of the sale or supply of the alcohol, and
(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) relevant person means, in relation to premises in respect of which there is in force a premises licence

(i) the holder of the premises licence,
(ii) the designated premises supervisor (if any) in respect of such a licence, or
(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) relevant person means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) value added tax means value added tax charged in accordance with the Value Added Tax Act 1994.

(3) Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from the paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

(4)[1] Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

[2] The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – Conditions consistent with the operating schedule

- 1) The premises licence holder will implement a Dispersals Policy. This shall include the provision of a nominated taxi service and wind down period during the last 30 minutes of opening, when music will be played at a lower volume.
 - 2) There will be no new customers permitted to enter the premises after 02:30, except for VIP's or guests of the management (up to maximum of 10% of the occupancy).
 - 3) The operator shall ensure that at all times when the premises are open for any licensable activity there are sufficient competent staff on duty for the purpose of fulfilling the terms and conditions of the licence and for preventing crime and disorder.
 - 4) The operator and designated premises supervisor shall conduct a risk assessment for the general operation of the premises and in the case of individual bespoke events.
 - 5) The premises licence holder shall implement a Social Responsibility Policy which shall be an analysis of potential risk and reasonable steps to be taken to minimise such. The policy shall address the following: -
 - (i) The risk of customers of being victims of crime when in discrete areas of the premises such as the toilets;
 - (ii) The risk of customers of being the victims of crime when intoxicated;
 - (iii) The risk to customers of injuries sustained from broken glass and whether polycarbonate receptacles are appropriate on some occasions;
 - (iv) The risk to customers of harm and injury caused to themselves as a consequence of irresponsible drinking;
 - (v) The risk of nuisance being caused to residents and nearby businesses.
 - 6) If the premises is sold to a company, individual or other body which has no association or connection to RND Leisure Ltd, then the premises licence shall revert to that which had effect immediately prior to the variation granted on 15 May 2015.
 - 7) There shall be no change to the style of the premises without prior written given to the Licensing Authority which shall include details of the new proposed operating style. The Licensing Authority shall advise the premises licence holder within 21 days whether a formal application for variation to the licence or a new licence is required.
 - 8) The maximum number of persons permitted in each of the following areas at any one time shall not exceed:-
 - a) Ground Floor 300
 - b) First Floor 200
- But at no time shall the total number of persons on the premises as a whole exceed 500 persons.
- 9) A minimum of TWO door supervisors to be employed from 2200 hrs until the premises are closed to the public on the evenings of Tuesday, Friday, Saturday Sundays prior to a bank holiday, Christmas Eve and New Year's Eve. At all other times the amount of door supervisors employed will be on a

risk assessment basis.

- 10) A CCTV system must be designed, installed and maintained in proper working order, to the satisfaction of the licensing authority and Northumbria Police. Such a system must:

Ensure coverage of all entrances and exits to the licensed premises both internally and externally
Ensure coverage of such areas as may be required by the licensing authority and Northumbria Police.

Provide continuous recording (whilst the premises are open to the public for the provision of licensable activities) for each camera to the Home Office Scientific Development Branch (HOSDB) standard for identification (CCTV Operational Requirements Manual 2009 No. 28/09). Such recordings must be retained for 28 days and must be supplied to an Officer of the Council or a Police Officer on reasonable request.
- 11) A representative from the premises will attend Pubwatch.
- 12) A record of incidents shall be kept and maintained at the premises and shall be available for inspection upon reasonable request by a Police Officer.
- 13) All members of staff at the premises, including door staff, shall seek credible photographic proof of age evidence from any person who appears to be under the age of 25 years and who is seeking to purchase alcohol. Such credible evidence must include a photograph of the customer, and will either be a passport, driving licence, oProof of Age card carrying the "PASS" logo or such other identification approved by Northumbria Police.
- 14) All members of staff shall receive training on their responsibilities, with particular focus on issues surrounding age restricted products. Training will be given to all new members of staff before they are permitted to sell alcohol, and staff shall be retrained at least every 6 months. Such training will be documented and retained at the premises for a minimum of 12 months and be available on the reasonable request of the Police, Licensing Authority or Trading Standards.
- 15) When informed by Northumbria Police of a 'high risk' football match at the Stadium of Light, reinforced glassware is to be used, with no bottle sales over the counter, plus door supervisors are to be employed to prevent crime and disorder and ensure public safety.

Annex 3 – Conditions attached after a hearing by the licensing authority

Annex 4 – Plans

Appendix C

Representations On A Current Application For A Grant/Variation/Review of a Premises Licence Or Club Premises Certificate Under The Licensing Act 2003

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 (Insert name)

Scott Lawrence, Senior Licensing Officer

Wish to make representation about the application for variation/grant/review for a premises licence/club premises certificate (delete as applicable)

PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description

Jungle Bar
20 Vine Place

Post Town Sunderland

Post Code SR1 3NA

Name of premises licence holder or club holding club premises certificate (if known)

Mr John Kerr and Mr Paul Rowe

Number of premises licence or club premise certificate (if known)

00CMPREM00798

PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

I am

Please
Tick ✓

- | | | |
|----|---|--------------------------|
| 1) | an interested party (please complete (A) or (B) below) | <input type="checkbox"/> |
| | a) a person living in the vicinity of the premises | <input type="checkbox"/> |
| | b) a body representing persons living in the vicinity of the premises | <input type="checkbox"/> |
| | c) a person involved in business in the vicinity of the premises | <input type="checkbox"/> |
| | d) a body representing persons involved in business in the vicinity of the premises | <input type="checkbox"/> |

- | | | |
|----|---|---|
| 2) | a responsible authority (please complete (C) below) | x |
|----|---|---|

- | | | |
|----|---|--------------------------|
| 3) | a member of the club to which this representation relates (please complete (A) below) | <input type="checkbox"/> |
|----|---|--------------------------|

(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)

Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other Title (for example, Rev)

Surname

First Names

I am 18 years old or over

Yes

☐

(Please Tick)

Current Address			
Post Town		Post Code	

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g. Body or Business)

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION

Name and Address Scott Lawrence Senior Licensing Officer Sunderland Council Licensing Neighbourhoods Directorate Sunderland City Council Jack Crawford House Commercial Road Sunderland SR2 8QR
--

Telephone Number (If any)	07775548853
E-Mail address (optional)	scott.lawrence@sunderland.gov.uk

This representation relates to the following licensing objective(s)

Please
Tick ✓

- | | | |
|----|--------------------------------------|--------------------------|
| 1. | the prevention of crime and disorder | x |
| 2. | public safety | <input type="checkbox"/> |
| 3. | the prevention of public nuisance | <input type="checkbox"/> |
| 4. | the protection of children from harm | x |

Please state the ground(s) for representation. (please read guidance note 1)

Following the Review application submitted by Northumbria Police, I am representing the Licensing Authority acting in its role as a Responsible Authority and wish to support the application.

The licence formally known as Banana Joes, Eazy Street and Reubens Bar was first granted a Premises Licence on 16 December 2005.

The current licensable activities are as follows:

Sale by Retail of Alcohol

Every Day from 10:00 to 03:00

Provision of Regulated Entertainment (performances of dance)

Every Day from 10:00 to 03:30

Provision of Regulated Entertainment (film)

Every Day from 10:00 to 03:30

Provision of Regulated Entertainment (indoor sporting events)

Every Day from 10:00 to 03:30

Provision of Regulated Entertainment (live music)

Every Day from 10:00 to 03:30

Provision of Regulated Entertainment (recorded music)

Every Day from 10:00 to 03:30

Provision of Regulated Entertainment (other Entertainment falling within Act)

Every Day from 10:00 to 03:30

Provision of late night refreshment

Every Day from 23:00 to 03:30

Non standard days and timings

Sale by Retail of Alcohol

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when British summer time begins.

Provision of Regulated Entertainment (performances of dance)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when

British summer time begins.

Provision of Regulated Entertainment (film)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when British summer time begins.

Provision of Regulated Entertainment (indoor sporting events)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when British summer time begins.

Provision of Regulated Entertainment (live music)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when British summer time begins.

Provision of Regulated Entertainment (recorded music)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when British summer time begins.

Provision of Regulated Entertainment (other Entertainment falling within Act)

On New Year's Eve, from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day. To extend the terminal hour for an additional hour on the day when British summer time begins.

Provision of late night refreshment

On New Year's Eve, from 23:00 to 05:00 on New Year's Day. To extend the terminal hour for an additional hour on the day when British summer time begins.

The current conditions attached to the Premises Licence are as follows:

- 1) The premises licence holder will implement a Dispersals Policy. This shall include the provision of a nominated taxi service and wind down period during the last 30 minutes of opening, when music will be played at a lower volume.
- 2) There will be no new customers permitted to enter the premises after 02:30, except for VIP's or guests of the management (up to maximum of 10% of the occupancy).
- 3) The operator shall ensure that at all times when the premises are open for any licensable activity there are sufficient competent staff on duty for the purpose of fulfilling the terms and conditions of the licence and for preventing crime and disorder.
- 4) The operator and designated premises supervisor shall conduct a risk assessment for the general operation of the premises and in the case of individual bespoke events.
- 5) The premises licence holder shall implement a Social Responsibility Policy which shall be an analysis of potential risk and reasonable steps to be taken to minimise such. The policy shall address the following: -
 - (i) The risk of customers of being victims of crime when in discrete areas of the premises such as the toilets;

- (ii) The risk of customers of being the victims of crime when intoxicated;
- (iii) The risk to customers of injuries sustained from broken glass and whether polycarbonate receptacles are appropriate on some occasions;
- (iv) The risk to customers of harm and injury caused to themselves as a consequence of irresponsible drinking;
- (v) The risk of nuisance being caused to residents and nearby businesses.

- 6) If the premises is sold to a company, individual or other body which has no association or connection to RND Leisure Ltd, then the premises licence shall revert to that which had effect immediately prior to the variation granted on 15 May 2015.
- 7) There shall be no change to the style of the premises without prior written given to the Licensing Authority which shall include details of the new proposed operating style. The Licensing Authority shall advise the premises licence holder within 21 days whether a formal application for variation to the licence or a new licence is required.
- 8) The maximum number of persons permitted in each of the following areas at any one time shall not exceed:-
 - a) Ground Floor 300
 - b) First Floor 200

But at no time shall the total number of persons on the premises as a whole exceed 500 persons.

- 9) A minimum of TWO door supervisors to be employed from 2200 hrs until the premises are closed to the public on the evenings of Tuesday, Friday, Saturday Sundays prior to a bank holiday, Christmas Eve and New Year's Eve. At all other times the amount of door supervisors employed will be on a risk assessment basis.
- 10) A CCTV system must be designed, installed and maintained in proper working order, to the satisfaction of the licensing authority and Northumbria Police. Such a system must:
 - Ensure coverage of all entrances and exits to the licensed premises both internally and externally
 - Ensure coverage of such areas as may be required by the licensing authority and Northumbria Police.
 - Provide continuous recording (whilst the premises are open to the public for the provision of licensable activities) for each camera to the Home Office Scientific Development Branch (HOSDB) standard for identification (CCTV Operational Requirements Manual 2009 No. 28/09). Such recordings must be retained for 28 days and must be supplied to an Officer of the Council or a Police Officer on reasonable request.
- 11) A representative from the premises will attend Pubwatch.
- 12) A record of incidents shall be kept and maintained at the premises and shall be available for inspection upon reasonable request by a Police Officer.
- 13) All members of staff at the premises, including door staff, shall seek credible photographic proof of age evidence from any person who appears to be under the age of 25 years and who is seeking to purchase alcohol. Such credible evidence must include a photograph of the customer, and will either be a passport, driving licence, Proof of Age card carrying the "PASS" logo or such other identification approved by Northumbria Police.
- 14) All members of staff shall receive training on their responsibilities, with particular focus on issues surrounding age restricted products. Training will be given to all new members of staff before they are permitted to sell alcohol, and staff shall be retrained at least every 6 months. Such training will be documented and retained at the premises for a minimum of 12 months and be available on the reasonable request of the Police, Licensing Authority or

Trading Standards.

- 15) When informed by Northumbria Police of a 'high risk' football match at the Stadium of Light, reinforced glassware is to be used, with no bottle sales over the counter, plus door supervisors are to be employed to prevent crime and disorder and ensure public safety.

On 18 July 2012, an application for a Review of the Premises Licence was considered by members, following a review application submitted by Northumbria Police. Details of the review hearing show that the Police reported 26 incidents of crime and disorder since January 2012. In all incidents the persons involved were intoxicated with many being arrested. There were also reports of incidents involving persons under the age of 18 years of age. The Licensing Sub Committee resolved to take no further action and it was agreed that a Minor Variation would be submitted to add additional conditions to the Premises Licence. It is also noted that John Kerr attended the hearing on 18 July 2012 and was the Designated Premises Supervisor (DPS) at that time. A copy of the Sub Committee's notice of determination is attached as Appendix 1.

The licence was transferred to Mr John Kerr on 3 September 2013 and subsequently transferred to the current licence holders, Mr John Kerr and Mr Paul Rowe on 14 April 2015.

Under the Licensing Act 2003, the annual fee for licensed premises becomes payable each year on the anniversary of the date the licence was initially granted. The responsibility to pay the annual fee lies with the licence holder. Failure to pay the annual fee may result in the debt being pursued through the courts and could result in the Premises Licence being suspended.

Records show that in November 2018 the fee of £180 became due and an invoice dated 18 January 2019 was sent by Sunderland Council Income and Payments Section to Paul Rowe, requesting the annual fee to be paid by 15 February 2019.

A reminder notice dated 1 March 2019 was sent to Paul Rowe and a final notice dated 14 March 2019 was issued, advising Paul Rowe that failure to pay the annual fee may result in court proceedings against him. A copy of the invoice is attached at Appendix 2.

On 20 January 2020, The Licensing Section sent a further reminder to both John Kerr and Paul Rowe, reminding both licence holders that the annual fee was still outstanding. The letter stated that failure to pay the annual fee by 7 February 2020 will result in the suspension of the Premises Licence. A copy of the letter is attached as Appendix 3.

On 5 March 2020, due to the failure to pay the annual fee due in November 2018, the Premises Licence was suspended. A covering letter and suspension notice was sent to John Kerr and Paul Rowe. Suspension of the licence meant that all activities authorised by the licence must cease from the date indicated on the notice and, if activities continue, a criminal offence may be committed. A copy of the suspension letter and notice is attached as Appendix 4.

The annual fee was subsequently paid on 17 July 2020 and the suspension was lifted.

On 15 June 2021, I visited the premises with officers from Northumbria Police. The reason for the visit was to discuss the number of incidents reported by the Police and to conduct an inspection at the premises in relation to the conditions attached to the licence. Present at the meeting were Mr Stanley Johnston who was managing the premises, however he was not listed on the Premises Licence. When discussing this with Stanley Johnston he confirmed that he has been managing the premises for approximately three years,

however he had not submitted a Transfer or Variation of the Designated Premises Supervisor (DPS). Also present was staff member Jade Mulley and Analise Johnston, Stanley Johnston's daughter.

At the time of the visit, it was identified that the following conditions were not being complying with:

- Unable to locate Premises Licence,
- Summary of Premises Licence not on display,
- Unable to produce a Dispersal Policy,
- Unable to produce a Social Responsibility Policy,
- Unable to produce an incident register,
- Unable to produce staff training records in relation to age restricted products,
- No age verification notices displayed at the premises

I advised Stanley Johnston to contact me within seven days to confirm compliance and failure to rectify the issues may result in further action being taken. The same day, I issued a warning letter to the licence holders and the DPS to inform them of my findings and to contact me within seven days. Copies of the warning letters are attached at Appendix 5.

The same day, I spoke to John Kerr regarding the recent issues at the premises. John Kerr confirmed that he had been suffering from numerous illnesses and it didn't appear that he was in a position to run the premises. John Kerr stated that he had not visited the premises for a number of years and was not aware of any of issues.

John Kerr confirmed that he has five years left on the lease to the premises and Stanley Johnston has been running the business for at least three years. I asked him why the licence wasn't transferred to Stanley Johnston years ago, and he stated that he wanted to transfer the licence and thought this was being dealt with by Stanley Johnston.

At that time John Kerr wished to remove himself from the licence and said that he would speak to the other licence holder, Paul Rowe who was in in Spain at the time. I advised John Kerr of the process involved in surrendering the Premises Licence.

John Kerr advised me that he intended to speak to Stanley Johnston and Paul Rowe and that he would contact me with a decision. I did advise him that as it stands any action taken would be his responsibility as one of the licence holders. I sent an email to Northumbria Police and the Principal Licensing Officer detailing the conversation, which is attached at Appendix 6.

On 17 June 2021, I received a phone call from John Kerr, he stated that he had spoken to Stanley Johnston regarding the issues at the Jungle Bar. John Kerr had been assured that Stanley Johnston had put measures in place to combat the issues identified at the premises. I advised John Kerr that I sent a warning letter regarding the Licensing breaches and the Police were considering their position due to the number of incidents reported and potential concerns over Stanley Johnston taking over the licence.

John Kerr was eager to remove himself from the licence as soon as possible but wanted to wait until the following week when a decision would be made by the Police on the suitability of Stanley Johnston being the licence holder and DPS. John Kerr also advised me that he would speak to Paul Rowe, who was still in Spain to make him aware and would arrange for either a transfer or surrender the licence.

On 22 June 2021, an email was forwarded by Northumbria Police, which was dated 16

June 2021 from Stanley Johnston. Attached in the email was the Jungle Bars dispersal and cooperate/ social responsibility policy. I also received confirmation that the premises were now displaying age verification notices and provided documentation in relation to the staff rules.

On 29 June 2021, I sent an email to Stanley Johnston via the Jungle Bar email address confirming that the Licensing Section had received his email dated 16 June, however in order to fully comply with the conditions and requirements attached to the Premises Licence and to avoid enforcement action being taken, we still required the following:

- Incident register,
- Staff training records in relation to age restricted products,
- Premises Licence,
- Summary of Premises Licence needs to be on display

I also asked to be kept updated on the position with the Jungle bar as soon as possible. A copy of the email is attached at Appendix 7.

On 29 June 2021, copies letters dated 23 June 2021 from Northumbria Police were received. The letters were addressed to both licence holders, Stanley Johnston and the DPS, Anna Jacques and were also hand delivered to the premises and stated that the Police will give the premises four weeks to reduce the level of crime and disorder and improve and implement policies and procedures regarding the overall management of the premises. The letter also stated that failure to evidence improvements will result in enforcement action being taken, which may include the review of the Premises Licence and the suspension or revocation of the licence. Copies of the letters are attached at Appendix 8.

On 29 July 2021, the Licensing Section received notification that Anna Jacques had left her position as the Designated Premises Supervisor. A copy of the notice is attached as Appendix 9.

It should be noted that a Designated Premises Supervisor (DPS) is the person who has day-to-day responsibility for the running of the premises and will act as primary contact for local government and the police.

A DPS must understand the social issues and potential problems associated with the sale of alcohol, and also have a good understanding of the business itself.

The Licensing Act requires the supervisor and all personal licence holders to take responsibility for the sale and supply of alcohol.

It is a mandatory condition to ensure that every supply of alcohol under the Premises Licence is made or authorised by a person who holds a Personal Licence/ The DPS. It is an offence to sell alcohol without a Designated Premises Supervisor in place.

An email was sent to Stanley Johnston at the Jungle Bar on 29 July 2021, to remind him of the non-compliance of the conditions on the Premises Licence. In addition, I informed Stanley Johnston that because there was not a DPS in place, that no alcohol could be sold. A copy of the email is attached at Appendix 10.

Later that day, I contacted the licence holder, John Kerr who was in hospital with a relative. He informed me that Stanley Johnson no longer managed the premises and he was aware that the DPS had left.

John Kerr advised me that a new licence holder and DPS has been appointed. The proposed licence holder was Miss Jade Mulley and the proposed DPS would be Mark Morrison. I advised John Kerr that no sale of alcohol can take place until we receive a valid application to Vary the DPS.

I also contacted Jade Mulley regarding her submitting a transfer and Vary DPS application. Jade Mulley was present at the meeting on 15 June 2021 and was aware of the issues at the premises and the failure to comply with Licence conditions. Jade Mulley advised me that she will ensure that measures are put in place to deal with the issues and to comply with licence conditions.

On 30 July 2021, an application was received from Jade Mulley to transfer the Premises Licence and Vary the Designated Premises Supervisor (DPS) to Mr Mark Morrison. Copies of the applications are attached at Appendix 11.

On 10 August 2021 Northumbria Police objected to the application to transfer the licence due to observing no improvement over the four week probationary period. The Police also were concerned that Jade Mulley had held the position of bar manager at the Jungle bar, during the past year and prior to this Jade Mulley was a member of bar staff for six months. During this time, it was clear that there were concerns over the management and the continued incidents at the premises. A copy of the objection letter from the Police is attached at Appendix 12.

On 10 September 2021, the matter was heard before the Licensing Sub Committee, where the Sub Committee considered the evidence presented and the representations made by Northumbria Police. The Sub Committee decided to refuse the transfer application submitted by Jade Mulley. A copy of the decision notice is attached at Appendix 13.

Officers from Licensing have also made enquiries with the Council's Income and Payments Section, which confirmed that the annual fee of £180 was due in November 2020 and has not been paid. Records show that an invoice dated 12 March 2021 was sent to Paul Rowe. In addition, a further reminder notice, dated 23 August 2021 was sent to Paul Rowe informing him that the annual fee was overdue. Copies of the invoices are attached at Appendix 14.

On 5 October 2021, The Licensing Section sent a further reminder to both John Kerr and Paul Rowe, reminding both licence holders that the annual fee was still outstanding. The letter stated that failure to pay the annual fee by 22 October 2021 will result in the suspension of the Premises Licence. In addition, the letter reminded both licence holders that there were a number of conditions from the inspection on 15 June 2021 that were not being complied with. The letter informed the licence holders that failure to rectify these matters may result in enforcement action against them, which may include a review of the Premises Licence, which could result in the suspension or revocation of the Premises Licence. A copy of the letter is attached as Appendix 15.

The same day, I contacted Paul Rowe to discuss the current position with the Premises Licence. Paul Rowe confirmed that he hasn't been involved with the premises for a number of years and wishes to surrender the licence. I advised Paul Rowe that in order to surrender the licence we would require Paul Rowe and John Kerr to send confirmation that they both wish to surrender the licence.

On 11 October 2021, I contacted the DPS, Mark Morrison to discuss the current position with the Premises Licence. Mark Morrison confirmed that when he was appointed as DPS

by Mr Stanley Johnston on a temporary basis, and that he was advised that there were no issues. He was concerned to find that following a visit by the Police that there were a number of issues at the premises and decided to only work at the premises for three weeks, in order for Jade Mulley to find a replacement. Mark Morrison confirmed that on 3 October 2021 he left his position as DPS.

On 11 October 2021, the Licensing Section received an email from Mark Morrison to confirm that he has left his position as DPS. A copy of this email is attached at Appendix 16.

The same day, I contacted one of the Licence Holders, Paul Rowe who stated that he was not aware of any of the issues at the premises and wished to remove himself from the Premises Licence. Paul Rowe sent an email to withdraw his involvement with the premises. A copy of the email correspondence with Paul Rowe is attached at Appendix 17.

Later that day, I contacted the bar manager Jade Mulley, who confirmed that she wasn't aware that Mark Morrison has left his position as the DPS and would ensure that the premises is closed. Jade Mulley also confirmed that she has never spoke to the licence holder Paul Rowe.

I also contacted the other Licence Holder John Kerr, who confirmed that he would speak to Paul Rowe but said that he doesn't wish to surrender the licence at this time due to his financial interest with the premises. I was advised that Paul Rowe was currently in Spain but would be returning on 14 October 2021 and had arranged a meeting with him to discuss the issues with the premises.

On 12 October 2021, I received an email from Paul Rowe confirming that he had spoken to John Kerr and he would be meeting him on Thursday 14 October 2021.

I replied to Paul Rowe's email to ensure that he understood that the number of incidents, together with the failure to comply with licence conditions and failure to pay the annual fee is the responsibility of the licence holders. I also explained that a review application will be submitted in a matter of days, where consideration will be given to revoke the Premises Licence. I asked Paul Rowe if he wished to formally surrender his responsibilities as the licence holder.

Paul Rowe replied to my email and confirmed that he would pay the annual fee personally and asked if the bar was open on a daily basis. Paul Rowe stated that he was in Italy and flies back in the evening. He also stated that John Kerr wishes to retain the licence. Licensing Officers awaited the outcome of the meeting on 14 October regarding the position of both licence holders. A copy of the emails is attached at Appendix 18.

On 14 October 2021, Northumbria Police submitted an application to review the Premises Licence, the application was made by Chief Inspector Liddell due to concerns with the way the premises are being managed and operated. In addition, there were concerns with the number of incidents, which undermine the Licensing objectives, in particular crime and disorder and the protection of children from harm.

On 15 October 2021, I received a phone call from Jade Mulley to inform me that she had appointed a new DPS and her name is Sandra Helen Hesselewood.

Jade Mulley stated that Sandra Hesselewood had been a DPS at another licensed premises but did not confirm which premises it was. Jade Mulley also stated that Sandra Hesselewood was aware of the issues and that John Kerr was also aware that she had

been appointed. I advised Jade of the application process to vary the DPS and the form needed to be completed by licence holders John Kerr and Paul Rowe. Jade Mulley advised me that she wanted to trade that evening, however I advised her that without a valid DPS application then she won't be able to do so.

A few moments later I received a phone call from John Kerr and he confirmed that Sandra Hesslewood will be appointed as the DPS and had a lot of experience. I asked John Kerr where Sandra Hesslewood had previously worked and he didn't know either.

On 15 October 2021, an application was received to vary the Designated Premises Supervisor (DPS) to Sandra Helen Hesslewood. A copy of the application is attached at Appendix 19.

On 19 October 2021, an email was received in the Licensing mailbox from Sandra Hesslewood confirming that she is no longer the DPS with effect from 19 October. A copy of the email is attached at Appendix 20.

Shortly after receiving the email from Sandra Hesslewood, I spoke to one of the Licence Holders, John Kerr and he was not aware that Sandra had left and intended to speak to her. I advised John Kerr that no alcohol could be sold until a new DPS had been appointed.

During this time, I also spoke to Sandra Hesslewood and she advised me that she has never met John Kerr or Paul Rowe and was dealing only with Jade Mulley. Sandra Hesslewood stated that Jade Mulley sold the job as a new business venture and she would only be needed for a few weeks while Jade Mulley obtained a Personal Licence. Sandra advised me that she had not been advised of the issues with the premises and was not prepared to take on the running of the premises full time as she has other commitments. Sandra also confirmed that she was not present when the premises was open on Friday 15th and Saturday 16th October 2021.

Later that day, I contacted Jade Mulley to inform her that Sandra Hesslewood had left her position as DPS. Jade was not aware of this and she said, "I don't know what more I can do" She stated that when Sandra Hesslewood was appointed as DPS, that she had a meeting with her to make her aware of the issues at the premises. I informed her that no alcohol can be sold until a new DPS has been appointed.

On 22 October 2021, an application was received to vary the Designated Premises Supervisor (DPS) to Mr Mark Morrison. A copy of the application form is attached at Appendix 21.

On 25 October 2021, the Licensing Office received confirmation from the Council's Recovery department that the annual fee for November 2020 was paid on 22 October 2021.

On 25 October 2021, on reviewing the DPS application, it showed that the consent of the individual to being the DPS was incorrectly completed. On 26 October 2021 the Licensing Section received an email with the DPS consent correctly completed. A copy of the form is attached at Appendix 22.

On 2 November 2021, an email was received from Northumbria Police objecting to the application to vary the DPS to Mark Morrison. A copy of the email is attached at Appendix 23.

Although John Kerr confirmed that Stanley Johnston is no longer concerned with the running of the premises, Licensing Officers have made enquiries with the Council's Environmental Health department who have confirmed that Mr Stanley Johnson completed a food business registration form on 14 May 2021 and a further application has not been received. A copy of Mr Johnston's application for a food business registration for the Jungle Bar is attached at Appendix 24.

On 3 November 2021, a meeting was scheduled with John Kerr and Mark Morrison to visit the premises on 10 November 2021 to conduct an inspection to ensure compliance with licence conditions. Both John Kerr and Paul Rowe confirmed that they would attend.

At 9.49am on 10 November 2021, I received a text message from Mark Morrison wishing to postpone the visit due him contracting the symptoms of COVID.

At 10.19am on 10 November 2021, I received a text message from John Kerr, confirming that he couldn't attend the meeting due to health issues. Mr Kerr sent a further text message stating that he couldn't understand why he was required to attend the premises because there were plenty of other staff members who could assist. I advised John Kerr that as one of the premises licence holders, he is responsible for ensuring compliance with licence conditions and unfortunately at that time I couldn't confirm compliance.

At the time of preparing the representation, it has not been possible to confirm compliance with the licence conditions.

It should be noted that the responsibility for ensuring compliance with the mandatory conditions attached to a Premises Licence under the Licensing Act 2003 fall to a 'responsible person'.

This is defined as:

(a) in relation to licensed premises:

- (i) the holder of a premises licence in respect of the premises,**
- (ii) the designated premises supervisor (if any) under such a licence, or**
- (iii) any individual aged 18 or over who is authorised for the purposes of section 153 of the Licensing Act 2003 by such a holder or supervisor,**

In respect of the condition governing age verification, there are specific duties relating respectively to the holder of the premises licence or club premises certificate and designated premises supervisor.

It is clear that that both John Kerr and Paul Rowe have not been concerned with the management of the premises for a number of years and therefore cannot ensure compliance with the conditions attached to the Premises Licence. From my discussions with John Kerr, he seems reluctant to surrender his involvement with the premises due his financial interest in the business. Paul Rowe has resided abroad for a number of years and has had no involvement with the running of the business.

On 10 November 2021, the Licensing Section received an email from Paul Rowe, wishing to formally surrender his involvement with the premises. Paul Rowe stated that he hasn't been involved with the premises for a number of years, and from reviewing the review application submitted by Northumbria Police, he wishes to have no affiliation with the site. A copy of this email is attached at Appendix 25.

It is my opinion that the premises are currently been managed by individuals that appear to not have knowledge and understanding of their requirements and the Licensing objectives

under the Licensing Act. It is also a concern that both licence holders are not aware of the number of incidents of crime and disorder that have been reported to the Police and have not proved to officers that they have implemented measures to reduce the number of incidents at the premises.

The Licensing Authority in its role as a Responsible Authority fully support the decision made by Northumbria Police to review the Premises Licence at the Jungle bar and consideration should be given for the revocation of the licence.

Please provide as much information as possible to support the representation. (Please read guidance note 2)

Appendix 1 – Licensing Sub Committee determination notice from 18 July 2012,

Appendix 2 – Copy of annual fee invoice and reminder notices for 2019,

Appendix 3 – Annual fee reminder letter from Licensing,

Appendix 4 – Suspension letter and notice,

Appendix 5 – Warning letters, following visit on 15 June 2021

Appendix 6 - Email to Northumbria Police and the Principal Licensing Officer, detailing conversation with John Kerr,

Appendix 7 – Follow up email to Jungle Bar detailing the conditions that are still not being complied with,

Appendix 8 – Copy of Northumbria Police improvement letter sent to the premises,

Appendix 9 – Copy of notification that Anna Jacques had left her position as the Designated Premises Supervisor,

Appendix 10 – Copy of email sent to Stanley Johnston at the Jungle Bar on 29 July 2021, to remind him of the non-compliance of the conditions on the Premises Licence and to inform Mr Johnston that because there is not a DPS in place, that no alcohol could be sold,

Appendix 11 – Applications to transfer the Premises Licence to Miss Mulley Vary the Designated Premises Supervisor (DPS) to Mr Mark Morrison,

Appendix 12 - A copy of the objection letter from the Police regarding the application to transfer the Premises Licence,

Appendix 13 - Licensing Sub Committee determination notice from 10 September 2021,

Appendix 14 – A copy of annual fee invoice outstanding for November 2020,

Appendix 15 – Reminder notice sent to John Kerr and Paul Rowe,

Appendix 16 – Email from DPS, Mark Morrison confirming he had left his role as DPS,

Appendix 17 – Copy of email correspondence with Paul Rowe,

Appendix 18 – Further email from Paul Rowe regarding the annual fee and the position with John Kerr,

Appendix 19 – A copy of the application to vary the Designated Premises Supervisor (DPS) to Sandra Helen Hesslewood,

Appendix 20 – Copy of email received from Sandra Hesslewood confirming that she is no longer the DPS with effect from 19 October 2021,

Appendix 21 – Application to Vary the Designated Premises Supervisor (DPS) to Mr Mark Morrison,

Appendix 22 - Consent of the individual to being the DPS correctly completed,

Appendix 23 – Copy of email from Northumbria Police objecting to the application to vary the DPS to Mr Morrison

Appendix 24 – Copy of Mr Johnston's application for a food business registration dated 14 May 2021.

Appendix 25 – Email from Paul Rowe surrendering his involvement with the premises

Please
Tick ✓

Have you made any representation relating to these premises before?

☐

If Yes, please state the date of that representation


Day		Month		Year			

If you have made representation before relating to this premises please state what they were and when you made them.

--

Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representatives solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature		Date	10 November 2021
Capacity	Senior Licensing Officer		

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
Post Town	Post Code

Telephone Number (if any)	
E-mail Address (optional)	

Notes for Guidance

1. The ground(s) for representation must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address, which we shall use to correspond with you about this representation.
6. Information on the Licensing Act 2003 is available at www.sunderland.gov.uk and you are advised to read any relevant guidance leaflets before completing this form.

Appendix 1

**SUNDERLAND CITY COUNCIL LICENSING AUTHORITY
LICENSING SUB-COMMITTEE HEARING
REVIEW HEARING**

**LICENSING ACT 2003
LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005**

NOTICE OF DETERMINATION

Date of hearing and determination : Wednesday 18th July 2012

Committee members: [Chair] : Councillor Peter Gibson
Councillor Derrick Smith
Councillor Richard Bell

Officers: Jim Wotherspoon, Solicitor,
Ernie Humphrey Snr Licensing Officer

Police : Bill Sproates Licensing coordinator

Premise Licence Holder: Nightfree Limited John Kerr (new DPS)
Solicitor Judith Mackenow

On 25th May 2012 the licensing authority received an application from Northumbria Police under Section 51 of Licensing Act 2003 requesting a review of the Premises Licence of Banana Joe's 20/21 Vine Place, Sunderland stating that the application relates to the Prevention of Crime and Disorder and Protection of Children from Harm licensing objective(s).

The grounds stated for the review were:-

This premise has come to the attention of Northumbria Police due to incidents of crime and disorder and also incidents involving persons under the age of 18 years. Since January 2012 there have been 26 incidents recorded at the premises. Most of the incidents involve altercations in the premises, in all incidents the persons involved were intoxicated with many being arrested for D&D. The incidents are listed below:-

	Date	Time	Log	Comments
1	21/5/2012	0251	93	Unknown male approaches female in bar and punches and kicks her causing swelling to her jaw and bruised shin. Male arrested for Sec.47 assault.
2	13/5/2012	0258	250	3 males arrested D&D.
3	07/05/2012	0436	315	Fight reported by CCTV on Police arrival no complaints were made.

4	06/05/2012	0204	219	Female puts bag on table, offender approaches table and takes bag concealing up jumper. Offender detained by Police for theft.
5	05/05/2012	0212	167	2 males arrested D&D, one of the males found in possession of cannabis
6	30/4/2012	0236	71	Problems with male reported via CCTV. Male moved on by Police, doorstaff spoken to who were happy with response.
7	28/4/2012	0316	230	1 male arrested D&D
8	21/4/2012	0233	206	Female fallen over, ambulance called by doorstaff
9	21/04/2012	0219	206	Member of staff assaulted, 2 arrested for common assault. Victim was DPS of premises.
10	05/04/2012	0225	97	Trouble with female. On Police attendance doorstaff stated that the female had been extremely drunk inside the premises and slumped on the floor. When doorstaff tried to pick her up she has picked up a bottle in attempt to hit doorstaff. Lawful ejection.
11	25/03/2012	0425	290	Female collapsed, taken to hospital by ambulance
12	15/03/2012	0204	100	Female arrested, fail to comply with a direction to leave.
13	13/03/2012	0059	55	Victim separates fight in bar with 2 males, female jumps onto victims back and scratches face. Female arrested common assault. Victim is DPS of premises.
14	12/03/2012	0330	87	Doorstaff report theft on behalf of female who has had 2 mobile phones stolen in premises
15	04/03/2012	2302	1658	Male seen by doorstaff to pick up chair and slam onto floor causing damage. Male issued with penalty notice.
16	03/03/2012	0354	327	Trouble with female. Drunken female refused entry and arguing with staff, given advice by Police and moved on.
17	19/02/2012	0304	238	Male aged 17 making complaint that he was head butted in premises. After contact by Police male decided he was intoxicated and to take no further action.

18	09/02/2012	0020	23	Disturbance at premises. On Police arrival there had been an altercation inside the premises with 2 groups. Both groups left on Police request.
19	05/02/2012	0245	244	Report from caller that her daughter and two friends aged 16 years had just returned from premises. Doorstaff did not question their age, caller will be ringing the premises to complain, passed to Police for info only.
20	31/01/2012	2356	1312	Disturbance reported inside premises. On police arrival and viewing CCTV a male had been aggressive towards a group of males and a minor scuffle taken place. No complaints were made and the male was moved on by Police.
21	28/01/2012	0151	189	Disturbance reported. Scuffle had taken place but persons spoken to did not want to make a complaint.
22	23/01/2012	0117	55	Male head butted another male in the face, arrested for public order sect. 4.
23	23/01/2012	0051	44	Trouble with male. Male searched by Police and moved on.
24	18/01/2012	0504	142	Report of fight, female arrested D&D.
25	17/01/2012	0359	105	Fight breaking out. Nothing ongoing on Police arrival.
26	16/01/2012	2145	1176	Offender approached victim and spits in face. Male arrested for common assault.

CCTV has been requested by Police for many of these incidents and although there has been no problem in obtaining the footage, the quality has not been to an acceptable standard. Cameras do not afford coverage of the entire licensed area and there are general gaps in the coverage that should be addressed, including the main front entrance. A key element is the ability to identify persons entering and leaving the premises. By recording large images at these 'pinch points', smaller image sizes and therefore wider coverage is likely to be acceptable at other parts of the building to provide sufficient evidence of what took place.

In February 2012, a male aged 17 was assaulted inside the premises.

Date	Time	Log	Age	Comments
19/02/2012	0304	238	17	17 year old male headbutted in premises. Victim decided not to prosecute.

Due to this incident on 23rd March 2012 a joint operation took place with Northumbria Police and Sunderland Trading Standards to carry out test purchases utilising test purchase operatives (TPOs). Two female TPOs who were both aged 16 years entered Banana Joe's. There was one door supervisor on the door who did not ask them for any identification. They approached the bar where they asked for two bottles of magners, the female staff member behind the bar stated they were not selling them so they requested 2 cans of strawberry cider. The female behind the bar did not ask for any identification. The female staff member has been issued with a £80 penalty ticket for the sale of alcohol to someone under 18. The DPS of the premises David Ridley was on duty at the time and was informed of the sale by the uniformed Police Officer who issued the penalty ticket.

Since this operation took place there have been six more incidents or crimes recorded attributable to the premises involving persons under 18 years.

Date	Time	Log	Age	Comments
01/04/2012	0561	1059	17	Theft of purse, victim aged 17 years.
09/04/2012	0243	200	16	2 females aged 16 engage in physical altercation at entrance to premises. 1 arrested public order sect.4.
09/04/2012	0337	240	17	3 males involved in fight, victim received laceration to eye. 2 males arrested one aged 17 for Assault S.47.
21/04/2012	0255	230	15	Female reported missing by children's services in Newcastle found in premises aged 15.
21/04/2012	0255	230	14	Female reported missing by children's services in Newcastle found in premises aged 14.
13/05/2012	0258	250	16	Male aged 16 arrested D&D.

Police have made contact with several staff who work or have worked at the premises and they report that the management of the premises by the DPS is poor:

- Staff receive no training for the role in relation to the sale of alcohol from the DPS of the premises.
- Staff are instructed that it is the doorstaffs responsibility to ask for ID so they are just to serve the customers.
- Many of the staff employed to serve alcohol are not themselves 18 and have been serving alcohol unsupervised.
- Staff have no contract and get paid cash in hand.
- Many incidents of violence inside the premises do not get reported to Police.

The Police have made attempts to contact the premises licence holder to speak to them regarding the failed test purchase, issues with under 18's in the premises and

also incidents of crime and disorder. Several phone calls have been made to the premises licence holder but none have been answered. Two letters have been sent inviting the premises licence holder into Gillbridge Police Station to discuss the issues, neither appointment was attended. These letters are attached to this review in Appendix 1 and 2.

Serious concerns exist with regard to the overall management structure of this premises, and the failure to promote the licensing objectives in respect of the Prevention of Crime and Disorder and Protection of Children from Harm.

Northumbria Police have considered all of the evidence presented and have no alternative but to request a review of the premises licence. With this in mind Northumbria Police request that the Licensing Committee attach the following conditions to the premises licence:

1. Removal of the DPS from the premises licence.
2. A CCTV system must be designed, installed and maintained in proper working order, to the satisfaction of the licensing authority and Northumbria Police. Such a system must:
 - Ensure coverage of all entrances and exits to the licensed premises both internally and externally.
 - Ensure coverage of such areas as may be required by the licensing authority and Northumbria Police.
 - Provide continuous recording for each camera to the Home Office Scientific Development Branch (HOSDB) standard for identification (CCTV Operational Requirements Manual 2009 No. 28/09). Such recording must be retained for 28 days and must be supplied to an Officer of the Council, Police Officers or Police Staff on request.
 - Be in operation at all times the premises are in use.
3. All members of staff at the premises including door supervisors shall seek credible photographic proof of age evidence from any person who appears to be under the age of 25 years and who is seeking to purchase alcohol. Such credible evidence must include a photograph of the customer, will either be a passport, driving licence or a proof of age card carrying a 'PASS' logo.
4. A staff training record shall be maintained at the premises:
 - All members of staff shall receive training on their responsibilities, with particular focus on issues surrounding age restricted products. Training will be given to all new members of staff before they are permitted to serve alcohol.
 - Staff shall be re-trained at least every 6 months.
 - A record of training shall be kept at the premises, retained for a minimum of 1 year and be available on request to an Officer of the Council, Police Officers or Police Staff.

5. An incident reporting system must be in place at the premises.
 - Such a system should document all incidents at the premises relating to the public and staff members.
 - Documentation should be retained for a minimum of 1 year and be available on request to an Officer of the Council, Police Officers or Police Staff.
6. The Premises Licence Holder, DPS or suitable management representative will attend all city centre Pubwatch meetings.

The licensing authority considered the application was made in accordance with the provisions of Sections 51(4) and (5) and have not rejected the application.

Having accepted the application the licensing authority advertised the application for review on, at, or near the premises by displaying a notice inviting representations from responsible authorities and interested parties for the 28 day statutory period which started on the 28th May 2012.

As a result of this advertisement no representations were received.

The review hearing was arranged in accordance with the hearings regulations which require the hearing takes place within 20 working days beginning with the day after the end of the 28 day period for making representations.

Notice of the review hearing date has been given to those specified in the regulations. In addition they have been provided with a copy of the procedure used in such hearings.

Hearing

At the hearing all parties were given equal time in which to make representations.

The Sub-Committee heard representations from the Police (Bill Sproates) and Premise licence holder's Solicitor Judith Mackenow to the effect that the Police concerns were acknowledged and the Premise Licence holder was in agreement to all the changes that the Police were requesting and they have submitted a minor variation application to that effect.. The changes have been made staff trained; a new security company Graham Security Limited has taken over the door staffing, The CCTV is being updated

Councillor Smith asked if a member of staff will always be on the premises who is able to operate the CCTV system and access recording for Police and officers from the Council. Mr Kerr confirmed this. Bill Sproates mentioned that this had already happened as the premises were burgled last night and access to CCTV used.

The Sub-Committee have considered all of the information and representations having regard to the Act, Guidance, regulations and the Council's own statement of licensing policy.

It has had regard to the causes of concern and the requirement for the decision reached to be appropriate and proportionate to the issues raised.

There are powers available to the Sub-Committee under Section 52(4) which can be exercised in determining the review where they consider it appropriate to do so for the promotion of the Licensing objectives. These powers include to:-

- (a) modify the conditions of the licence;
- (b) exclude a licensable activity from the scope of the licence;
- (c) remove the designated premises supervisor;
- (d) suspend the licence for a period not exceeding three months;
- (e) revoke the licence.

The Sub-Committee have decided that in view of the acceptance of the need for the changes requested by the Police and the submitting of the Minor variation application no further action is needed at this stage. Having considered all the evidence presented in the written review application by the Police it is clear that the premises was not operating as it should, even in a busy vertical drinking establishment such as this there should not be the number and type of incidents which are recorded.. Many of these incidents should have been caught on CCTV but some of the pictures were not clear because of the poor quality system. CCTV is widely used and very useful in both the prevention and detection of incidents and crimes. It is clear that the system here needs to be updated to cover all areas particularly the entrances and exits. The Failure of the premises in the test purchase exercise and other incident involving under age young persons being in the premises demonstrate that the protection of children from harm objective has not been promoted. It is the Sub Committees view that all staff do need more training regarding under age sales and access to the premises. It is also apparent from the evidence that no or very little training has be provide, with some staff being under 18 themselves and none have been told of the need to ask for ID. Indeed some being told this is solely the door-staff's responsibility. There are serious concerns with the day to day running of the premise by the DPS and we concur that a new DPS is needed and happy to note this has been done. The other proposed changes deal with adopting a challenge 25 scheme and improving and recording all staff training, adopting an incident reporting system and the new DPS attending all city centre Pub watch meetings. All of the measures listed 1 to 6 above in the Police representations are required and appropriate for the promotion of the Licensing Objectives. In view therefore of these changes the Sub Committee have decided no additional measures are required at this time.

Signed [Chair]

Date

Appendix 2

Corporate Services,
Income & Payments Section,
PO Box 100,
Civic Centre,
Sunderland,
SR2 7DN

COPY


**Sunderland
City Council**

WWW.SUNDERLAND.GOV.UK

INVOICE

Invoice To:
Mr. Paul Rowe

VAT Registration No: GB178210271

Date: 18.01.2019

Invoice Number: 2803055505
Date Payment due: 15.02.2019
Internal Ref. 18/01481/PRE
Customer Number: 420545
Purchase Order Number: 18/01481/PREMDP

Supply Date	Details	Amount £	VAT Rate %	VAT Amount £	Total Charge £
18.01.19	<p>Licence Costs</p> <p>Licensing Act 2003 - Premises Licence Annual Fee for:</p> <p>Eazy Street 20 Vine Place Sunderland SR1 3NA</p> <p>This invoice in respect of the annual fee has been sent to you as you are the holder of the premises licence/club premises certificate for these premises.</p> <p>The date upon which the fee became due was November 2018</p> <p>You are liable for this annual fee even if you are no longer operating at these premises as this licence/certificate has not been surrendered or transferred to another party.</p> <p>If you no longer wish to retain your licence/certificate and do not wish to receive invoices in future you must either transfer or surrender the</p>	180.00	0.00	0.00	180.00

How to Contact Us - Please quote Invoice number in all cases.

Queries relating to Charge: Licensing Section, 0191 561 5022

Payment Enquiries: Income Section, (0191) 5611856.

By Letter: Sunderland City Council, Income Section, PO Box 100, Civic Centre, Sunderland, SR2 7DN

By E-mail: accounts.r@sunderland.gov.uk

FOR DETAILS ON HOW TO PAY PLEASE SEE OVERLEAF

IF A RECEIPT IS REQUIRED THEN PLEASE TICK THIS BOX

☐

INVOICE continued

Invoice Number: 2803055505
Date Payment due: 15.02.2019
Internal Ref. 18/01481/PRE
Customer Number: 420545

Supply Date	Details	Amount £	VAT Rate %	VAT Amount £	Total Charge £
	<p>licence/certificate.</p> <p>Information on how to transfer a licence/certificate can be found on the Council's website at www.sunderland.gov.uk/index.aspx?articleid=7816.</p> <p>If you wish to surrender the licence/certificate you can do so by writing to the Council at:</p> <p>Licensing Section Sunderland City Council Jack Crawford House Commercial Road Sunderland SR2 7DN</p> <p>Including either the original licence/certificate or, if you have lost the licence/certificate, a lost number from the Police.</p> <p>If you believe that this fee has already been paid please forward the payment details to the Licensing Section either at the above address or via e-mail at licensing@sunderland.gov.uk.</p> <p>Failure to pay this invoice could result in your licence/certificate being suspended until such time as the invoice is paid in full.</p>				
Total Amount Due		180.00		0.00	180.00

HOW TO PAY - please ensure the Invoice number is quoted on every occasion.

Payment by Direct Debit - If you would like the opportunity of paying your invoice by this method then please contact the Recovery Team on 0191 5611856.

Payment by Debit or Credit Card - You can pay by debit or credit card 24 hours a day on telephone number 0191 520 5588 and choose "Sundry Debtors" from the available options.

Payment via the internet - Go to www.sunderland.gov.uk/payonline and select "Sundry Debtors" from the available options.

Payment by BACS/CHAPS - via the Natwest Bank quoting your invoice number to account number 46623590 sort code: 55-61-11. Please forward your remittance advice by email to cashiers@sunderland.gov.uk

In Person - At the Customer Service Centre, 31 - 32 Fawcett Street, Sunderland; SR1 1RE. Please check the website at www.sunderland.gov.uk/customerservices for opening hours.

Payment by post - Cheques should be made payable to Sunderland City Council quoting the invoice number and posted to Sunderland City Council, Corporate Services, Civic Centre, Sunderland, SR2 7DN.

Payment Difficulties?

The invoice is due for payment now, however in cases of genuine difficulty it may be possible to make an arrangement to pay the balance over a longer period. To discuss this further please contact the Recovery Section on 0191 561 1856 as soon as possible.

Please see below some contact details for organisations who offer free debt advice.

Debt Management	Contact Information
Money Advice Service	- https://www.moneyadviceservice.org.uk/en/categories/taking-control-of-debt
Citizens Advice Sunderland	- www.citizensadvice.org.uk - 0300 330 1194
Shiney Advice and Resource Project (ShARP)	- https://www.shineyadvice.org.uk/ - 0191 385 6687
Sunderland West Advice Project	- www.pallionactiongroup.co.uk/swap/swap.htm - 0191 514 2930
Sunderland City Council Debt and Money Advice web pages	- https://www.sunderland.gov.uk/article/13324/Debt-and-money-advice

Corporate Services,
Income & Payments Section,
PO Box 100,
Civic Centre,
Sunderland,
SR2 7DN

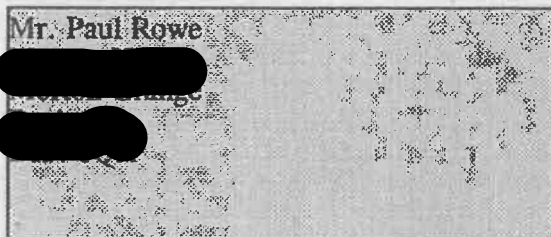


WWW.SUNDERLAND.GOV.UK

VAT Reg. No: GB178210271

Date: 01.03.2019

Customer Number: 420545



REMINDER NOTE

Dear Sir/Madam,

I would like to draw your attention to the invoice(s) shown below which are now overdue.

Date	Reference Number	Customer PO Number	Amount Due	Days Overdue
18.01.2019	2803055505	18/01481/PREMDP	180.00	14
Total Amount Now Due			180.00	

I should be obliged if you would forward your payment of the above invoice(s) immediately.

If for any reason the invoice is disputed then please advise my Income Section of the nature of your query without delay.

Yours faithfully

Jon Ritchie
Executive Director of Corporate Services

How To Contact Us - Please quote invoice number in all cases.

By Phone: Our telephone number is: (0191) 561 1856
By Letter: Sunderland City Council, Income Section, PO Box 100, Civic Centre, Sunderland, SR2 7DN
By E-mail: accounts.r@sunderland.gov.uk

FOR DETAILS ON HOW TO PAY PLEASE SEE OVERLEAF

If payment has been made in the last seven days please disregard this reminder

PTO

HOW TO PAY - please ensure the Invoice number is quoted on every occasion.

Payment by Direct Debit - If you would like the opportunity of paying your invoice by this method then please contact the Recovery Team on 0191 5611856.

Payment by Debit or Credit Card - You can pay by debit or credit card 24 hours a day on telephone number 0191 520 5588 and choose "Sundry Debtors" from the available options.

Payment via the internet - Go to www.sunderland.gov.uk/payonline and select "Sundry Debtors" from the available options.

Payment by BACS/CHAPS - via the Natwest Bank quoting your invoice number to account number 46623590 sort code: 55-61-11. Please forward your remittance advice by email to cashiers@sunderland.gov.uk

In Person - At the Customer Service Centre, 31 - 32 Fawcett Street, Sunderland, SR1 1RE. Please check the website at www.sunderland.gov.uk/customerservices for opening hours.

Payment by post - Cheques should be made payable to Sunderland City Council quoting the invoice number and posted to Sunderland City Council, Corporate Services, Civic Centre, Sunderland, SR2 7DN.

Payment Difficulties?

The invoice is due for payment now, however in cases of genuine difficulty it may be possible to make an arrangement to pay the balance over a longer period. To discuss this further please contact the Recovery Section on 0191 561 1856 as soon as possible.

Please see below some contact details for organisations who offer free debt advice.

Debt Management and Advice	Contact Information
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Money Advice Service	- https://www.moneyadviceservice.org.uk/en/categories/taking-control-of-debt
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Citizens Advice Sunderland	- www.citizensadvice.org.uk
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Shiney Advice and Resource Project (ShARP)	- https://www.shineyadvice.org.uk/ - 0191 385 6687
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Sunderland West Advice Project	- www.pallionactiongroup.co.uk/swap/swap.htm - 0191 514 2930
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Sunderland City Council Debt and Money Advice web pages	- https://www.sunderland.gov.uk/article/13324/Debt-and-money-advice
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Corporate Services,
Income & Payments Section,
PO Box 100,
Civic Centre,
Sunderland,
SR2 7DN



WWW.SUNDERLAND.GOV.UK

Mr. Paul Rowe

VAT Reg. No: GB178210271

Date: 14.03.2019

Customer Number:420545

FINAL NOTICE

Dear Sir/Madam,

I have to remind you that the invoice(s) shown below remain(s) outstanding despite a previous reminder notice having been issued:-

Date	Reference Number	Customer PO Number	Amount Due	Days Overdue
18.01.2019	2803055505	18/01481/PREMDP	180.00	27

Total Amount Now Due

180.00

I have to inform you that unless satisfactory arrangements are made for the payment of the outstanding invoice, proceedings in court may be commenced without further notice.

Please note that you may also be ordered to bear the costs of any such proceedings taken against you together with interest on the sum due. I would therefore recommend that you give this matter your IMMEDIATE attention.

Yours faithfully

Jon Ritchie
Executive Director of Corporate Services

How To Contact Us - Please quote invoice number in all cases.

By Phone: Our telephone number is: (0191) 561 1856
By Letter: Sunderland City Council, Income Section, PO Box 100, Civic Centre, Sunderland, SR2 7DN
By E-mail: accounts.r@sunderland.gov.uk

FOR DETAILS ON HOW TO PAY PLEASE SEE OVERLEAF

If payment has been made in the last seven days please disregard this reminder

PTO

HOW TO PAY - please ensure the Invoice number is quoted on every occasion.

Payment by Direct Debit - If you would like the opportunity of paying your invoice by this method then please contact the Recovery Team on 0191 5611856.

Payment by Debit or Credit Card - You can pay by debit or credit card 24 hours a day on telephone number 0191 520 5588 and choose "Sundry Debtors" from the available options.

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Payment by post - Cheques should be made payable to Sunderland City Council quoting the invoice number and posted to Sunderland City Council, Corporate Services, Civic Centre, Sunderland, SR2 7DN.

Payment Difficulties?

The invoice is due for payment now, however in cases of genuine difficulty it may be possible to make an arrangement to pay the balance over a longer period. To discuss this further please contact the Recovery Section on 0191 561 1856 as soon as possible.

Please see below some contact details for organisations who offer free debt advice.

Debt Management and Advice	Contact Information
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Money Advice Service	- https://www.moneyadviceservice.org.uk/en/categories/taking-control-of-debt
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Citizens Advice Sunderland	- www.citizensadvice.org.uk
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Shiney Advice and Resource Project (ShARP)	- https://www.shineyadvice.org.uk/ - 0191 385 6687
--	--

Sunderland West Advice Project	- www.pallionactiongroup.co.uk/swap/swap.htm - 0191 514 2930
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Sunderland City Council Debt and Money Advice web pages	- https://www.sunderland.gov.uk/article/13324/Debt-and-money-advice
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Appendix 3

Neighbourhoods Directorate
Licensing Section
Jack Crawford House
Commercial Road
Sunderland
SR2 8QR

0191 5615022

20 January 2020

Invoice number: 2803055505

Messrs John Kerr and Paul Rowe
Reubens Bar
20 Vine Place
Sunderland
SR1 3NA

Dear Sirs

**Licensing Act 2003 – Premises Licence Annual Fee
Reubens Bar, 20 Vine Place, Sunderland, SR1 3NA**

I write further to the invoice issued in respect of the annual fee for the above licensed premises. (Please see attached).

Our records indicate that the annual fee of £180.00 has not been paid and therefore remains outstanding.

You are advised that failure to pay this fee will result in the suspension of the Premises Licence. To avoid the suspension taking effect, you must pay the outstanding fee of £180.00 before 7 February 2020.

You may make a payment using one of the methods detailed on the attached copy invoice. If you choose to pay by telephone, please ring 0191 5205550.

If you have any queries regarding this matter, please contact the licensing office on 0191 5615022.

Your faithfully

**Dawn Howley
Senior Licensing Officer**

Appendix 4

Neighbourhoods Directorate
Licensing Section
Jack Crawford House
Commercial Road
Sunderland
SR2 8QR

0191 5615022

5 March 2020

Invoice number: 2803055505

Messrs John Kerr and Paul Rowe
Reubens Bar
20 Vine Place
Sunderland
SR1 3NA

Dear Sirs

**Licensing Act 2003 – Suspension of Licence
Reubens Bar, 20 Vine Place, Sunderland, SR1 3NA**

I write further to my previous letter of 16 January 2020, to advise you that according to our records the annual licence fee for the above named premises has still not been paid.

As a consequence of this, Sunderland City Council is required to suspend the premises licence until such time as the outstanding balance is paid in full. A Notice of Suspension is therefore enclosed with this letter.

Suspension of the licence means that all activities authorised by that licence must cease from the date indicated in the enclosed Notice and, if activities continue, a criminal offence may be committed.

If you believe you have paid the outstanding fee or you need to discuss the matter with a licensing officer you must call the Licensing Team on (0191) 5615022.

Yours faithfully

**Dawn Howley
Senior Licensing Officer**



NOTICE OF SUSPENSION

(Section 55A Licensing Act 2003)

To: - **Mr John Kerr & Mr Paul Rowe**

By virtue of Section 55A of the Licensing Act 2003 Notice is hereby given that the premises licence relating to the premises detailed below is **SUSPENDED** due to non payment of the licence annual fee(s).

Licence No. **00CMPREM00798**

Premises: - **Reubens Bar
20 Vine Street
Sunderland
SR1 3NA**

The suspension shall take immediate effect and shall continue until such time as the outstanding annual fee relating to the above premises licence has been paid.

Dated **5 March 2020**

A handwritten signature in black ink, appearing to be 'Steve Wearing', written over a circular stamp or seal.

Signed: **Steve Wearing
Principal Licensing Officer**

*For details of how to pay the outstanding annual fee(s) please contact
Sunderland City Council's main switchboard on 0191 5615550.*

Appendix 5

Mr John Kerr and Mr Paul Rowe
Jungle Bar
20 Vine Place
Sunderland
SR1 3NA

Neighbourhoods Directorate
Licensing Section
Jack Crawford House
Commercial Road
Sunderland
SR2 8QR

0191 56158525

Date: 15 June 2021
Our ref: 00CMPREM00798
Your ref:

This matter is being dealt with by:

Scott Lawrence, Senior Licensing Officer, 07775548853
scott.lawrence@sunderland.gov.uk

Dear Sirs

**LICENSING ACT 2003 – PREMISES LICENCE
JUNGLE BAR, 20 VINE PLACE, SUNDERLAND, SR1 3NA**

On 15 June 2021 at approximately 1.15pm, I visited your premises with officers from Northumbria Police.

The reason for the visit was to discuss the number of incidents that have been reported to the Police and to conduct an inspection at the Premises in relation to the conditions attached to your Premises Licence.

At the time of our visit it was identified that you were not complying with the following conditions:

- Unable to locate Premises Licence,
- Summary of Premises Licence not on display,
- Unable to produce a Dispersal Policy
- Unable to produce a Social Responsibility Policy
- Unable to produce an incident register,
- Unable to produce staff training records in relation to age restricted products
- No age verification notices displayed at the premises

Please note that by virtue of Section 136 (1) of the Licensing Act 2003 a person commits an offence if he/she carries on or attempts to carry on a licensable activity

otherwise than in accordance with the licence conditions. This offence, upon conviction, can carry a fine of up to £20,000 and/or 6 months imprisonment.

Please contact me within the next seven days to confirm that these matters have been rectified and I will arrange for an Officer to revisit the premises. Failure to rectify these matters will leave me no alternative other than to consider issuing enforcement action against you. This may include a review of your Premises Licence, which could result in the suspension or revocation of your licence, or perhaps the removal from your position as the Designated Premises Supervisor.

Should you have any further queries regarding this matter please do not hesitate to contact me.

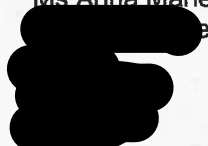
Yours faithfully

A handwritten signature in black ink, appearing to be 'SL', with a long horizontal stroke extending to the right.

Scott Lawrence

Senior Licensing Officer

Ms Anna Marie Jacques



Neighbourhoods Directorate
Licensing Section
Jack Crawford House
Commercial Road
Sunderland
SR2 8QR

0191 56158525

Date: 15 June 2021
Our ref: 00CMPREM00798
Your ref:

This matter is being dealt with by:

Scott Lawrence, Senior Licensing Officer, 07775548853
scott.lawrence@sunderland.gov.uk

Dear Madam

**LICENSING ACT 2003 – PREMISES LICENCE
JUNGLE BAR, 20 VINE PLACE, SUNDERLAND, SR1 3NA**

On 15 June 2021 at approximately 1.15pm, I visited your premises with officers from Northumbria Police.

The reason for the visit was to discuss the number of incidents that have been reported to the Police and to conduct an inspection at the Premises in relation to the conditions attached to your Premises Licence.

At the time of our visit it was identified that you were not complying with the following conditions:

- Unable to locate Premises Licence,
- Summary of Premises Licence not on display,
- Unable to produce a Dispersal Policy,
- Unable to produce a Social Responsibility Policy,
- Unable to produce an incident register,
- Unable to produce staff training records in relation to age restricted products,
- No age verification notices displayed at the premises

Please note that by virtue of Section 136 (1) of the Licensing Act 2003 a person commits an offence if he/she carries on or attempts to carry on a licensable activity

otherwise than in accordance with the licence conditions. This offence, upon conviction, can carry a fine of up to £20,000 and/or 6 months imprisonment.

Please contact me within the next seven days to confirm that these matters have been rectified and I will arrange for an Officer to revisit the premises. Failure to rectify these matters will leave me no alternative other than to consider issuing enforcement action against you. This may include a review of your Premises Licence, which could result in the suspension or revocation of your licence, or perhaps the removal from your position as the Designated Premises Supervisor.

Should you have any further queries regarding this matter please do not hesitate to contact me.

Yours faithfully

A handwritten signature in dark ink, appearing to be 'SL', with a long horizontal stroke extending to the right.

Scott Lawrence

Senior Licensing Officer

Appendix 6

Scott Lawrence

From: Scott Lawrence
Sent: 16 June 2021 15:02
To: Southern Licensing Mailbox; Steve Wearing
Subject: Jungle Bar

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Kim,

I managed to speak to John Kerr regarding the recent issues at the premises. John has been suffering from numerous illnesses and it doesn't appear that he is in a position to run the premises.

He stated that he hasn't step foot in the premises for a number of years and is not aware of any of issues. Mr Kerr stated that during the pandemic he has had to help Stan out to pay the bills of £1000 a week and had to sell his car to pay some of the bills.

He confirmed that he has five years left on the lease and Stan has been running the business for at least three years. I asked him why the licence wasn't transferred years ago and he stated that he wanted to transfer the licence and thought this was being dealt with by Stan.

He wants to remove himself from the licence as soon as possible and will speak to Paul Rowe who is in Spain on what to do with the licence. I did mention that they could surrender the licence and then there would be a 28 day window for another licence holder to apply.

He advised me that he intends to speak to Stan and Paul and will contact me tomorrow with a decision. I did advise him that as it stands any action taken would be his responsibility as the licence holder.

I have advised him that we have sent a warning letter regarding the Licensing breaches and the Police are discussing their position due to the number of incidents reported and potential concerns over Stan taking over the licence.

Regards

Scott Lawrence
Senior Licensing Officer
Neighbourhoods Directorate
Sunderland City Council
Jack Crawford House
Commercial Road
Sunderland
SR2 8QR
Tel: 07775548853
www.sunderland.gov.uk


Sunderland
City Council

Appendix 7

Scott Lawrence

From: Licensing
Sent: 29 June 2021 10:57
To: 'Jungle Bar'
Cc: Southern Licensing Mailbox; Steve Wearing
Subject: RE: Dispersal Policy.docx

Dear Stan,

Thank you for providing me with the dispersal and corporate/ social responsibility police.

I have also received confirmation that you are now displaying age verification notices and have provided documentation in relation to your staff rules.

In order to fully comply with the conditions and requirements attached to your Premises Licence and to avoid enforcement action being taken, we still require the following:

- Incident register,
- Staff training records in relation to age restricted products,
- Premises Licence,
- Summary of Premises Licence needs to be on display

It is also my understanding that a meeting has been arranged between yourself, Paul Rowe and John Kerr to discuss the Premises Licence. Would you be able to keep me updated and confirm the position with Jungle bar as soon as possible.

Regards

Scott Lawrence
Senior Licensing Officer
Neighbourhoods Directorate
Sunderland City Council
Jack Crawford House
Commercial Road
Sunderland
SR2 8QR
Tel: 07775548853
www.sunderland.gov.uk


Sunderland
City Council

Appendix 8



**NORTHUMBRIA
POLICE**
Proud to Protect

Southern Area Command
Millbank Police Station
Station Road
South Shields
Tyne and Wear
NE33 1RR

Tel: 101

23.06.2021

Ms Anna Jacques



Dear Madam

RE: Jungle Bar, 20 Vine Place, Sunderland, SR1 3NA

Following a visit carried out to the premises on 15.06.21, this letter is to advise of Police concerns over the number of incidents relating to crime and disorder and the overall management of the premises. I can confirm discussions were held with our legal department on 22.06.21 and the following has been agreed:

The premises will be given four weeks to reduce the level of crime and disorder and to improve and implement policies and procedures regarding the overall management of the premises.

Failure to evidence improvements will result in enforcement action against the premises which may include a review of the premises and the suspension or revocation of the licence.

If you have any queries regarding this matter please do not hesitate to contact me.

Yours faithfully,

Chief Inspector Stuart Liddell
Southern Area Command



NORTHUMBRIA
POLICE
Proud to Protect

Southern Area Command
Millbank Police Station
Station Road
South Shields
Tyne and Wear
NE33 1RR

Tel: 101

23.06.2021

Mr John Kerr and Mr Paul Rowe
Jungle Bar
20 Vine Place
Sunderland
SR1 3NA

Dear Sirs

RE: Jungle Bar, 20 Vine Place, Sunderland, SR1 3NA

Following a visit carried out to the premises on 15.06.21, this letter is to advise of Police concerns over the number of incidents relating to crime and disorder and the overall management of the premises. I can confirm discussions were held with our legal department on 22.06.21 and the following has been agreed:

The premises will be given four weeks to reduce the level of crime and disorder and to improve and implement policies and procedures regarding the overall management of the premises.

Failure to evidence improvements will result in enforcement action against the premises which may include a review of the premises and the suspension or revocation of the licence.

If you have any queries regarding this matter please do not hesitate to contact me.

Yours faithfully,

Chief Inspector Stuart Liddell
Southern Area Command



**NORTHUMBRIA
POLICE**
Proud to Protect

Southern Area Command
Millbank Police Station
Station Road
South Shields
Tyne and Wear
NE33 1RR

Tel: 101

23.06.2021

Mr Stanley Johnson
Jungle Bar
Vine Place
Sunderland
SR1 3NA

Dear Sir

RE: Jungle Bar, 20 Vine Place, Sunderland, SR1 3NA

Following a visit carried out to the premises on 15.06.21, this letter is to advise of Police concerns over the number of incidents relating to crime and disorder and the overall management of the premises. I can confirm discussions were held with our legal department on 22.06.21 and the following has been agreed:

The premises will be given four weeks to reduce the level of crime and disorder and to improve and implement policies and procedures regarding the overall management of the premises.

Failure to evidence improvements will result in enforcement action against the premises which may include a review of the premises and the suspension or revocation of the licence.

If you have any queries regarding this matter please do not hesitate to contact me.

Yours faithfully,

Chief Inspector Stuart Liddell
Southern Area Command

Appendix 9

LICENSING ACT 2003

Section 41(1) – Notice by an individual to the Licensing Authority to cease being the Designated Premises Supervisor in respect of a premises licence

To: Sunderland City Council,
Licensing Section,
Jack Crawford House,
Sunderland,
SR2 8QR

I, ANNA MARIE JACQUES, hereby give notice in accordance with the provisions of section 41(1) of the Licensing Act 2003 that I wish to cease to be the Designated Premises Supervisor in respect of the premises licence for ²

JUNGLE BAR
VINE PLACE
SUNDERLAND

☐ I enclose herewith the premises licence or a statement of the reasons for failure to do so ³

☒ I will send a copy of this notice within 48 hours to the premises licence holder directing him/her that he/she must, within 14 days of receiving such notice, send to the relevant licensing authority the premises licence or appropriate part of it ⁴

Signed A Jones

Date 29.7.21

¹ insert name and address of individual giving notice

² insert name and address of the premises

³ to be completed if you are also the premises licence holder

⁴ see overleaf for a form of notice to the premises licence holder (to be completed where the designated premises supervisor is not also the premises licence holder)

LICENSING ACT 2003

Section 41(4) – Notice to the premises licence holder by an individual who wishes to cease being the Designated Premises Supervisor in respect of a premises licence

To:¹ JOHN ICEER PAUL ROWE

I,² Anna Marie Jacques

hereby give notice in accordance with the provisions of section 41(4) of the Licensing Act 2003 that I have served notice on Sunderland City Council to the effect that I wish to cease to be the Designated Premises Supervisor in respect of the premises licence for³

JUNGLE BAR
Vine place
SUNDERLAND

A copy of that Notice is attached.

In accordance with section 41(5) of the Act you are directed, within 14 days of receiving this notice to send the premises licence or appropriate part of it to the licensing authority or, if that is not practicable, a statement of the reasons why you have not done so.

If you fail to comply with the provisions of this direction you would be guilty of an offence and liable on summary conviction to a fine not exceeding level 3 on the standard scale of fines

Signed A. Jones

Date 29.7.21

¹ insert name and address of premises licence holder

² insert name and address of individual giving notice

³ insert name and address of the premises

Appendix 10

Scott Lawrence

From: Scott Lawrence
Sent: 29 July 2021 14:36
To: Jungle Bar
Cc: Southern Licensing Mailbox; Steve Wearing
Subject: Premises Licence - Jungle Bar

Importance: High

IMPORTANT PLEASE RESPOND

Good Afternoon,

In relation to the below email dated 29 June 2021, in concerning the compliance with your licence conditions, we have not received confirmation that you are complying with the following conditions:

- Incident register,
- Staff training records in relation to age restricted products,
- Premises Licence,
- Summary of Premises Licence needs to be on display

In addition, it has been brought to our attention today that the Anna Jacques has left her position as Designated Premises Supervisor (DPS)

Please note that a Designated Premises Supervisor (DPS) is the person who has day-to-day responsibility for the running of the premises and will act as primary contact for local government and the police.

A DPS must understand the social issues and potential problems associated with the sale of alcohol, and also have a good understanding of the business itself.

The Licensing Act requires the supervisor and all personal licence holders to take responsibility for the sale and supply of alcohol.

It is a mandatory condition to ensure that every supply of alcohol under the Premises Licence is made or authorised by a person who holds a Personal Licence/ The DPS. It is an offence to sell alcohol without a Designated Premises Supervisor in place.

Therefore it is important that no alcohol is sold until a Designated Premises Supervisor has been appointed and an application to Vary the DPS has been correctly submitted to the Licensing Section.

Please could you arrange to contact me on the number below to discuss the matter further.

Regards

Scott Lawrence
Senior Licensing Officer
Neighbourhoods Directorate
Sunderland City Council
Jack Crawford House
Commercial Road
Sunderland
SR2 8QR
Tel: 07775548853
www.sunderland.gov.uk

Appendix 11

* required information

Section 1 of 7

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☐ Yes ☒ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

jade

* Family name

mulley

* E-mail

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

- ☐ Applying as a business or organisation, including as a sole trader
☒ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Your Address

Address official correspondence should be sent to.

* Building number or name	<input type="text"/>
* Street	<input type="text"/>
District	<input type="text"/>
* City or town	<input type="text"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text"/>
* Country	<input type="text" value="United Kingdom"/>

Section 2 of 7

PREMISES DETAILS

I/we, as named in section 1, apply to transfer the premises licence described below under section 42 of the Licensing Act 2003 for the premises described in section 2 below.

Premises Licence

* Premise licence number

Name Of Current Premises Licence Holder

* Name

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

Building number or name	<input type="text" value="20"/>
Street	<input type="text" value="vine place"/>
District	<input type="text"/>
City or town	<input type="text" value="sunderland"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="sr13na"/>
Country	<input type="text" value="United Kingdom"/>

Further Details

Please give a brief description of the premises

<input type="text" value="bar / nightclub"/>
--

Continued from previous page...

Telephone number at the premises if any

Section 3 of 7

APPLICATION DETAILS

In what capacity are you applying for the premises licence to be transferred to you?

- ☒ An individual or individuals
- ☐ A limited company/limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales
- ☐ Other (for example a statutory corporation)

Please confirm the following:

- ☐ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 7

INDIVIDUAL APPLICANT DETAILS

Applicant Name

Is the name the same as (or similar to) the details given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

☒ Yes

☐ No

First name

jade

Family name

mulley

Continued from previous page...

Is the applicant 18 years of age or older?

☐ Yes ☐ No

Applicant Postal Address

Is the address the same as (or similar to) the address given in section one?

☒ Yes ☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

☒ Yes ☐ No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail

Telephone number

Other telephone number

* Date of birth

 / /

* Nationality

Right to work share code

Right to work share code if not submitting scanned documents

Section 5 of 7

FURTHER INFORMATION

Are you the holder of the premises licence under an interim authority notice?

☐ Yes ☒ No

Do you wish the transfer to have immediate effect?

☒ Yes ☐ No

Continued from previous page...

Have you attached the consent form signed by the existing premises licence holder?

☐ Yes ☒ No

Please enter your reasons. What steps have you taken to obtain consent?

mr john kerr is ready to sign it over
mr paul row cant get hold of him

If this application is granted I would be in a position to use the premises during the application period for the licensable activity or activities authorised by the licence (see section 43 of the Licensing Act 2003)?

☒ Yes ☐ No

Have you attached the previous licence?

☐ Yes ☒ No

Please enter your reasons

waiting for a copy from sunderland city council

Section 6 of 7

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online.

The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Section 7 of 7

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

This formality requires a fixed fee of £23

DECLARATION

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

[Add another signatory](#)

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/sunderland/change-3> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

Consent of premises licence holder to transfer

I/we Mr John Kerr
[full name of premises licence holder(s)]

the premises licence holder of premises licence number 000M PREM 00798
[insert premises licence number]

relating to

20 Vine Place SR13NA
[name and address of premises to which the application relates]

hereby give my consent for the transfer of premises licence number

000M PREM 00798
[insert premises licence number]

to


Miss Jade Mulley
[full name of transferee]

signed

name

(please print)

dated


John Kerr
29/7/21

* required information

Section 1 of 4

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

jungle bar

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☐ Yes

☒ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

JADE

* Family name

MULLEY

* E-mail

junglebarsunderland@gmail.com

Main telephone number

07427683908

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

☐ Applying as a business or organisation, including as a sole trader

☒ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Section 3 of 4

SUPERVISOR

Full Name Of Proposed Designated Premises Supervisor

* First name
* Family name
* Nationality
* Place of birth
* Date of birth / /
dd mm yyyy

Personal licence number of proposed designated premises supervisor

Issuing authority of that licence

Full Name Of Existing Designated Premises Supervisor

First name
Family name

* Would you like this application to have immediate effect under section 38 of the Licensing Act 2003?

☒ Yes ☐ No

☒ I will notify the existing premises supervisor (if any) of this application

* Will the premises licence or relevant part of it be submitted with this application?

☒ Yes ☐ No

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

☒ Electronically, by the proposed designated premises supervisor
☐ As an attachment to this variation

Reference number for consent form (if known)

The premises licence holder can continue the supply of alcohol if, for example, the existing premises supervisor is suddenly indisposed or unable to work.

It is sufficient for the licensee to inform the existing premises supervisor in writing, without sharing the specific details of the application.

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'

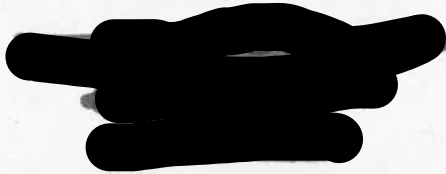
Section 4 of 4

PAYMENT DETAILS

Consent of individual to being specified as premises supervisor

1 Mark Morrison
[full name of prospective premises supervisor]

of



hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

JUNGLE BAR LETS GET WILD LTD.
[type of application]

by

MARK MORRISON
[name of applicant]

relating to a premises licence 00CMPREM00798
[number of existing licence, if any]

for

20 VINE PLACE
SUNDERLAND
SR13NA

[name and address of premises to which the application relates]

Appendix 12



**NORTHUMBRIA
POLICE**
Proud to Protect

Southern Area Command
Millbank Police Station
Station Road
South Shields
Tyne and Wear
NE33 1RR

Tel: 101

10.08.2021

Senior Licensing Officer
Licensing Department
Jack Crawford House
Commercial Road
Sunderland
SR2 8QR

Dear Sir/Madam,

**RE: Application to transfer a premises licence, The Jungle Bar, 20 Vine Place,
Sunderland, SR1 3NA**

Northumbria Police (Southern Area Command) are in receipt of the above application to specify Jade Mulley as the Premises Licence Holder of Jungle Bar, 20 Vine Place, Sunderland, SR1 3NA.

Since May 2021 there have been a disproportionate number of incidents at the premises along with poor management. This resulted in the premises being advised in June 2021 of four weeks to reduce the level of crime and disorder and to improve and implement policies and procedures regarding the overall management of the premises.

During the four week period Northumbria Police saw no improvements and incidents continued to occur at the premises. Northumbria Police will therefore be submitting an application to review the premises licence.

Jade Mulley has held the position of bar manager at Jungle Bar during the past year, prior to this she was bar staff for six months. The bar manager is accountable for the effective management of the premises and has a responsibility to protect patrons by upholding the licensing objectives, as detailed above, Ms Mulley has failed in her position.

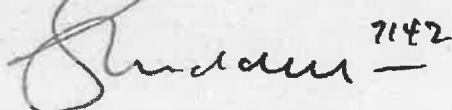
A meeting was held with Ms Mulley and proposed DPS Mark Morrison on 03.08.21 to discuss the proposed plans for the business moving forward, and what measures would be implemented to ensure the safe running of the premises. It was advised Mark Morrison would be involved for the first month but then would take a back seat after this, allowing Jade to manage the premises. The long term plan is for Jade to attend a personal licence course with the view to become DPS. An application was submitted to vary the DPS to Mark Morrison on 30.07.21 and whilst Northumbria Police have no formal grounds to object to this application, there are serious concerns around Mark's inexperience and ability to commit to the long term running of the premises. In addition, there are serious concerns that Jade has not been able to demonstrate she is an effective manager

and the ongoing issues at the premises are embedded. Therefore, it is believed that a complete change of personnel is required.

For the reasons discussed above, the Chief Officer of Northumbria Police is satisfied that the exceptional circumstances of the case are such that granting the application to specify Ms Mulley as Premises Licence Holder would undermine the crime prevention objective.

I trust the above confirms the position of the Chief Officer of Northumbria Police.

Yours faithfully,

A handwritten signature in dark ink, appearing to read 'Stuart Liddell', followed by a horizontal line. To the right of the signature is the number '7142'.

Chief Inspector Stuart Liddell
Southern Area Command

CC. J Mulley

Appendix 13

CITY OF SUNDERLAND LICENSING AUTHORITY

LICENSING SUB-COMMITTEE HEARING

**LICENSING ACT 2003
LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005**

NOTICE OF DETERMINATION

Date(s) of hearing: Friday 10th September 2021

Date of determination: Friday 10th September 2021

Committee members: [Chair]: Councillor P. Gibson
Councillor D. Snowdon
Councillor Ali

Officers: Tony Southwick, Solicitor

Persons present: -

Senior Licensing Officer Dawn Howley;
Applicant Jade Mulley supported by Annalise Johnston;
Objectors Legal Representative Helen Thompson;
Police representatives Sgt Ord and Licensing officer Kim Berston.

This was an application for consideration for the grant of a transfer of a Premises Licence for an on licence in respect of The Jungle Bar 20 Vine Place Sunderland SR1 1DP.

The meeting took place at the Civic Centre Sunderland

The sub-committee in accordance with the requirements of the Licensing Act 2003 and regulations made thereunder have read all the documents presented to them contained in and appended to the report for this hearing.

In reaching their decision the sub-committee have taken account only of the information presented by the Applicant and other persons as defined in the Act.

There were objections received in respect of the application from the Police.

The concerns in the objections by the Police were expressed as issues over the relative experience and knowledge of Licensing procedures highlighted matters relating to anti-social behaviour in the area and within the premises which would come within the prevention of crime and disorder limb of section 4 of the 2003 Act and can be summarised as follows: -

The Prevention of Crime and Disorder

If the premises licence was transferred to the applicant for the Jungle Bar the Police were concerned that the levels of crime and disorder had been and continued to be disproportionately higher than similar premises. This is a location which already has problems with crime and anti-social behaviour and many of the incidents are alcohol related.

The applicant has only two years' experience in licensed premises; indeed all in the relevant premises without adequate training prior to taking over the premises. There was no personal licence held and there were concerns over the lack of knowledge over common licensing terminology including dispersals, licensing objectives and no clear plan to acquire the requisite training before training staff. The higher level of ongoing incidents of crime and disorder than a similar premises including police attending about 3.30am on one occasion where a 15-year-old female was found unconscious in the toilets and it was not even known that she was in the premises.

The applicant's position is that in consultation with the police and the Licensing department of the council they have addressed the concerns as far as they are able. The main area was the introduction of a new contractor to supply SIA security staff which had resulted in a marked decline in the number of incidents compared to previous periods at the same premises but still disproportionately high compared with other similar sized premises. Other changes included the application of a dress code which had changed the clientele.

In accordance with the Council's procedures adopted for hearings before its Licensing sub-committee and specifically for the Transfer of Premises Licence hearing process all parties have been given an equal

opportunity to present their respective positions and raise questions of other parties.

The sub-committee, having heard and read all the evidence, have considered all of this in light of the requirement placed upon them in the Act, to promote the four licensing objectives of:

- (1) the prevention of crime and disorder;
- (2) public safety;
- (3) the prevention of public nuisance;
- (4) the protection of children from harm.

The focus being on the Crime and disorder limb being the basis for the objections from the police.

The sub-committee have also had due regard to the Council's own statement of licensing policy and the issued government guidance.

Specifically, the sub-committee has taken into account the following provisions of the Licensing Act 2003: -

Section: 42,43 and 44

Reasons: These sections deal with the application to Transfer a Premises Licence and its determination.

The sub-committee has taken into account the following provisions of the guidance under section 182 of the Act:

Paragraphs 1.1 to 1.12, 1.17-1.18, 2.1 to 2.2, 8.99 to 8.108, 9.1 to 9.12, 9.26 to 9.40

Reasons: applying these paragraphs, the licensing objectives and aims for their determination of the application.

The sub-committee has taken into account the following provisions of its statement of licensing policy:

Paragraph 17.

The sub-committee have decided in respect of this application having regard to the licensing objectives: -

(i) Prevention of Crime and Disorder

The Police objections identified that there are concerns at the levels of crime and disorder in the area. The sub-committee acknowledge the efforts to reduce these concerns, but it was noted that there were still disproportionately more incident attributed to the premises compared to similar premises. There was also concern that the relative inexperience, deficiencies in the knowledge of licensing matters and lack of training impacted on the ability to sufficiently address the issues of Crime and Disorder.

(ii) Public Safety

There are no issues of public safety raised.

(iii) Prevention of nuisance

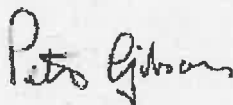
None raised.

(iv) Protection of children from harm

There is no evidence regarding the objective however there was concern regarding a 15-year-old unconscious on the premises after closing time which formed part of the objection from the Police as part of the Crime and disorder objective.

The sub-committee having considered the evidence presented and the representations made consider that the concerns raised by the police in their objections were sufficient for the Sub-committee to have concerns and that the transfer should not be approved.

Signed



[Chair]

Date: 20th September 2021

Appendix 14

Corporate Services,
Income & Payments Section,
PO Box 100,
Civic Centre,
Sunderland,
SR2 7DN

COPY


**Sunderland
City Council**

WWW.SUNDERLAND.GOV.UK

INVOICE

Invoice To:
Mr. Paul Rowe
Reubens Bar
20 Vine Place
Sunderland
Tyne and Wear
SR1 3NA

VAT Registration No: GB178210271

Date: 12.02.2021

Invoice Number: 2803072596
Date Payment due: 12.03.2021
Internal Ref. 19/00062/PRE
Customer Number: 427322
Purchase Order Number: 19/00062/PREMDP

Supply Date	Details	Amount £	VAT Rate %	VAT Amount £	Total Charge £
12.02.21	<p>Licence Costs</p> <p>Licensing Act 2003 - Premises Licence Annual Fee for:</p> <p>Reubens Bar 20 Vine Place Sunderland SR1 3NA</p> <p>This invoice in respect of the annual fee has been sent to you as you are the holder of the premises licence/club premises certificate for these premises.</p> <p>The date upon which the fee became due was November 2020</p> <p>You are liable for this annual fee even if you are no longer operating at these premises as this licence/certificate has not been surrendered or transferred to another party.</p> <p>If you no longer wish to retain your licence/certificate and do not wish to receive invoices in future you must either transfer or surrender the</p>	180.00	0.00	0.00	180.00

How to Contact Us - Please quote Invoice number in all cases.

Queries relating to Charge: Licensing Section, 0191 561 5022

Payment Enquiries: Income Section, (0191) 5611856.

By Letter: Sunderland City Council, Income Section, PO Box 100, Civic Centre, Sunderland, SR2 7DN

By E-mail: accounts.r@sunderland.gov.uk

FOR DETAILS ON HOW TO PAY PLEASE SEE OVERLEAF

IF A RECEIPT IS REQUIRED THEN PLEASE TICK THIS BOX

☐

VAT Registration No: GB178210271

Date: 12.02.2021

INVOICE continued

Invoice Number: 2803072596
Date Payment due: 12.03.2021
Internal Ref. 19/00062/PRE
Customer Number: 427322

Supply Date	Details	Amount £	VAT Rate %	VAT Amount £	Total Charge £
	<p>licence/certificate.</p> <p>Information on how to transfer a licence/certificate can be found on the Council's website at www.sunderland.gov.uk</p> <p>If you wish to surrender the licence/certificate you can do so by writing to the Council at:</p> <p>Licensing Section Sunderland City Council Jack Crawford House Commercial Road Sunderland SR2 7DN</p> <p>Including either the original licence/certificate or, if you have lost the licence/certificate, a lost number from the Police.</p> <p>If you believe that this fee has already been paid please forward the payment details to the Licensing Section either at the above address or via e-mail at licensing@sunderland.gov.uk.</p> <p>Failure to pay this invoice could result in your licence/certificate being suspended until such time as the invoice is paid in full.</p>				
Total Amount Due		180.00		0.00	180.00

HOW TO PAY - please ensure the Invoice number is quoted on every occasion.

Payment by Direct Debit - If you would like the opportunity of paying your invoice by this method then please contact the Recovery Team on 0191 5611856.

Payment by Debit or Credit Card - You can pay by debit or credit card 24 hours a day on telephone number 0191 520 5588 and choose "Sundry Debtors" from the available options.

Payment via the internet - Go to www.sunderland.gov.uk/payonline and select "Sundry Debtors" from the available options.

Payment by BACS/CHAPS - via the Natwest Bank quoting your invoice number to account number 46623590 sort code: 55-61-11. Please forward your remittance advice by email to cashiers@sunderland.gov.uk

In Person - At the Customer Service Centre, 31 - 32 Fawcett Street, Sunderland, SR1 1RE. Please check the website at www.sunderland.gov.uk/customerservices for opening hours.

Payment by post - Cheques should be made payable to Sunderland City Council quoting the invoice number and posted to Sunderland City Council, Corporate Services, Civic Centre, Sunderland, SR2 7DN.

Payment Difficulties?

The invoice is due for payment now, however in cases of genuine difficulty it may be possible to make an arrangement to pay the balance over a longer period. To discuss this further please contact the Recovery Section on 0191 561 1856 as soon as possible.

Please see below some contact details for organisations who offer free debt advice.

Debt Management	Contact Information
------------------------	----------------------------

Money Advice Service	- https://www.moneyadviceservice.org.uk/en/categories/taking-control-of-debt
----------------------	---

Citizens Advice Sunderland	- www.citizensadvice.org.uk - 0300 330 1194
----------------------------	---

Shiney Advice and Resource Project (ShARP)	- https://www.shineyadvice.org.uk/ - 0191 385 6687
--	--

Sunderland West Advice Project	- www.pallionactiongroup.co.uk/swap/swap.htm - 0191 514 2930
--------------------------------	---

Sunderland City Council Debt and Money Advice web pages	- https://www.sunderland.gov.uk/article/13324/Debt-and-money-advice
---	---

Corporate Services,
Income & Payments Section,
PO Box 100,
Civic Centre,
Sunderland,
SR2 7DN



WWW.SUNDERLAND.GOV.UK

Mr. Paul Rowe
Reubens Bar
20 Vine Place
Sunderland
Tyne and Wear
SR1 3NA

VAT Reg. No: GB178210271

Date: 23.08.2021

Customer Number: 427322

REMINDER NOTE

Dear Sir/Madam,

I would like to draw your attention to the invoice(s) shown below which are now overdue.

Date	Reference Number	Customer PO Number	Amount Due	Days Overdue
12.02.2021	2803072596	19/00062/PREMDP	180.00	164

Total Amount Now Due

180.00

I should be obliged if you would forward your payment of the above invoice(s) immediately.

If for any reason the invoice is disputed then please advise my Income Section of the nature of your query without delay.

Yours faithfully

Jon Ritchie
Executive Director of Corporate Services

How To Contact Us - Please quote invoice number in all cases.

By Phone: Our telephone number is: (0191) 561 1856
By Letter: Sunderland City Council, Income Section, PO Box 100; Civic Centre,
Sunderland, SR2 7DN
By E-mail: accounts.r@sunderland.gov.uk

FOR DETAILS ON HOW TO PAY PLEASE SEE OVERLEAF

If payment has been made in the last seven days please disregard this reminder

PTO

HOW TO PAY - please ensure the Invoice number is quoted on every occasion.

Payment by Direct Debit - If you would like the opportunity of paying your invoice by this method then please contact the Recovery Team on 0191 5611856.

Payment by Debit or Credit Card - You can pay by debit or credit card 24 hours a day on telephone number 0191 520 5588 and choose "Sundry Debtors" from the available options.

Payment via the internet - Go to www.sunderland.gov.uk/payonline and select "Sundry Debtors" from the available options.

Payment by BACS/CHAPS - via the Natwest Bank quoting your invoice number to account number 46623590 sort code: 55-61-11. Please forward your remittance advice by email to cashiers@sunderland.gov.uk

In Person - At the Customer Service Centre, 31 - 32 Fawcett Street, Sunderland, SR1 1RE. Please check the website at www.sunderland.gov.uk/customerservices for opening hours.

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Please see below some contact details for organisations who offer free debt advice.

Debt Management and Advice	Contact Information
Money Advice Service	- https://www.moneyadviceservice.org.uk/en/categories/taking-control-of-debt
Citizens Advice Sunderland	- www.citizensadvice.org.uk
Shiney Advice and Resource Project (ShARP)	- https://www.shineyadvice.org.uk/ - 0191 385 6687
Sunderland West Advice Project	- www.pallionactiongroup.co.uk/swap/swap.htm - 0191 514 2930
Sunderland City Council Debt and Money Advice web pages	- https://www.sunderland.gov.uk/article/13324/Debt-and-money-advice

Appendix 15

Mr John Kerr and Mr Paul Rowe
Jungle Bar
20 Vine Place
Sunderland
SR1 3NA

Neighbourhoods Directorate
Licensing Section
Jack Crawford House
Commercial Road
Sunderland
SR2 8QR

0191 56158525

Date: 5 October 2021
Our ref: 00CMPREM00798
Your ref: **Invoice number: 2803072596**

This matter is being dealt with by:

Scott Lawrence, Senior Licensing Officer, 07775548853
scott.lawrence@sunderland.gov.uk

Dear Sirs

**LICENSING ACT 2003 – PREMISES LICENCE
JUNGLE BAR, 20 VINE PLACE, SUNDERLAND, SR1 3NA**

I write further to the invoice issued in respect of the annual fee for the above licensed premises. (Please see attached).

Our records indicate that the annual fee of £180.00 for November 2020 has not been paid and therefore remains outstanding.

You are advised that failure to pay this fee will result in the suspension of the Premises Licence. To avoid the suspension taking effect, you must pay the outstanding fee of £180.00 before **22 October 2021**.

You may make a payment using one of the methods detailed on the attached copy invoice. If you choose to pay by telephone, please ring 0191 5205550. Please quote Invoice number: 2803072596 when making the payment.

In addition to the above, I would like to remind you that following a licensing inspection on 15 June 2021, a number of conditions were not being complied with. In order to fully comply with the conditions and requirements attached to your Premises Licence, we still require the following:

- Incident register,

- Staff training records in relation to age restricted products,
- Premises Licence,
- Summary of Premises Licence needs to be on display

Please note that by virtue of Section 136 (1) of the Licensing Act 2003 a person commits an offence if he/she carries on or attempts to carry on a licensable activity otherwise than in accordance with the licence conditions. This offence, upon conviction, can carry a fine of up to £20,000 and/or 6 months imprisonment.

Please contact me within the next seven days to confirm that these matters have been rectified and I will arrange for an Officer to revisit the premises. Failure to rectify these matters will leave me no alternative other than to consider issuing enforcement action against you. This may include a review of your Premises Licence, which could result in the suspension or revocation of your licence.

Should you have any further queries regarding this matter please do not hesitate to contact me.

Yours faithfully

A handwritten signature in black ink, appearing to be 'S. Lawrence', with a stylized flourish at the end.

Scott Lawrence

Senior Licensing Officer

Appendix 16

Scott Lawrence

From: Mark Morrison [REDACTED]
Sent: 11 October 2021 15:36
To: Licensing
Subject: DPS Jungle Bar, Holmeside

Categories: Scott

***This message originates from outside your organisation. Do not provide login or password details. Do not click on links or attachments unless you are sure of their authenticity. If in doubt, email 'Ask.ICT@Sunderland.gov.uk' or call 561 5000 ***

FAO SCOTT

This is to inform you that I am no longer the DPS of the above bar.

Let me know if you need anything else, thanks.

Mark Morrison
[REDACTED]

Ends
Mark Morrison

Appendix 17

Scott Lawrence

From: Paul Rowe [REDACTED]
Sent: 11 October 2021 15:38
To: Scott Lawrence
Subject: Re: Jungle Bar
Attachments: image001.png

Hi Scott,

I think it's sensible to suspend the licence for non payment of the licence fee.

IV tried to call John again and no answer.

I would like to withdraw my involvement in this licence.

Do I need to engage a solicitor?

Please advice

Regards

Paul Rowe

On Mon, 11 Oct 2021, 16:06 Scott Lawrence, <Scott.Lawrence@sunderland.gov.uk> wrote:

Good Afternoon Paul,

In relation to your email last week, would you be able to provide an update on the current position of the licence?

I would also like to remind you that the annual fee is still outstanding and the licence will be suspended on 22 October 2021 if the fee is not paid. In addition to this we still have not received confirmation that the outstanding condition are being complied with.

Regards

Scott Lawrence

Senior Licensing Officer

Neighbourhoods Directorate

Sunderland City Council

Jack Crawford House

Appendix 18

Scott Lawrence

From: Paul Rowe [REDACTED]
Sent: 12 October 2021 11:32
To: Scott Lawrence
Subject: Re: Jungle Bar
Attachments: image001.png

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Scott I will pay the annual license fee personally. Is the bar trading on a daily basis?

I'm in Italy at the moment. I fly back tonight but land in Manchester so travel back to the North East Wednesday. I'm meeting John Thursday, John has indicated he wants to keep the licence.

Regards

Paul Rowe

On Tue, 12 Oct 2021, 12:27 Scott Lawrence, <Scott.Lawrence@sunderland.gov.uk> wrote:

Thanks Paul,

Would you be able to update me as soon as possible.

It's important that you understand that all the incidents, together with the failure to comply with licence conditions and failure to pay the annual fee is responsibility of both yourself and John.

We are expecting a review of the licence in a matter of days and the licence will be reviewed at the Licensing Committee, where consideration will be given to revoke the Premises Licence.

Would you be able to confirm that following your email yesterday if it is your wish to formally surrender your responsibilities as the licence holder?

Regards

Scott Lawrence

Senior Licensing Officer

Appendix 19

* required information

Section 1 of 4

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

junglebar lets get wild

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☐ Yes

☒ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

JOHN

* Family name

KERR

* E-mail

Main telephone number

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

☐ Applying as a business or organisation, including as a sole trader

☒ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Your Address

Address official correspondence should be sent to.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 4

PREMISES DETAILS

I/we apply to vary a premises licence to specify the individual named in this application as the premises supervisor under section 37 of the Licensing Act 2003.

* Premises licence number

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

Address

* Building number or name

* Street

District

* City or town

County or administrative area

Postcode

* Country

Contact Details

E-mail

Telephone number

Other telephone number

Describe the premises. For example, what type of premises it is

bar/ nightclub

Continued from previous page...

Section 3 of 4

SUPERVISOR

Full Name Of Proposed Designated Premises Supervisor

* First name

* Family name

* Nationality

* Place of birth

* Date of birth / /

Personal licence number of proposed designated premises supervisor

Issuing authority of that licence

Full Name Of Existing Designated Premises Supervisor

First name

Family name

* Would you like this application to have immediate effect under section 38 of the Licensing Act 2003?

☒ Yes ☐ No

The premises licence holder can continue the supply of alcohol if, for example, the existing premises supervisor is suddenly indisposed or unable to work.

☒ I will notify the existing premises supervisor (if any) of this application

It is sufficient for the licensee to inform the existing premises supervisor in writing, without sharing the specific details of the application.

* Will the premises licence or relevant part of it be submitted with this application?

☒ Yes ☐ No

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

☒ Electronically, by the proposed designated premises supervisor
☐ As an attachment to this variation

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'

Section 4 of 4

PAYMENT DETAILS

Continued from previous page...

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

This formality requires a fixed fee of £23

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

DECLARATION

*

☐ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

Signature Of Applicant Or Applicant's Solicitor

* Full name	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

Joint Applicants, Signature Of Second Applicant Or Second Applicants Solicitor

Full name	<input type="text"/>
Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>
	<input type="button" value="Remove this signatory"/>
	<input type="button" value="Add another signatory"/>

and any premises licence to be granted or varied in respect of this application made by

Mr John Kerr
[name of applicant]

concerning the supply of alcohol at

20 Vine place -
SUNDERLAND
SR1 3NA

[name and address of premises to which application relates]

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

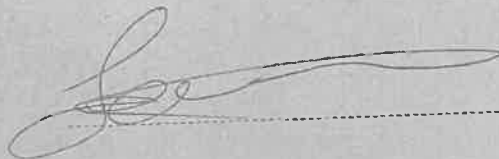
Personal licence number

DCCNPER0004
[insert personal licence number, if any]

Personal licence issuing authority

Durham
[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



Name (please print)

John Kerr

Date

15/10/21

Consent of individual to being specified as premises supervisor

Sandra Helen Hesselewood
[full name of prospective premises supervisor]

of

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

20 vine place. SRI 3NA
[type of application]

by

Mr John Kerr
[name of applicant]

relating to a premises licence

00000000000000000000
[number of existing licence, if any]

for

20 vine place
Sunderland
SRI 3NA

[name and address of premises to which the application relates]

Appendix 20

Scott Lawrence

From: sandra hesslewood [REDACTED]
Sent: 19 October 2021 08:30
To: Licensing
Subject: Designated Supervisor Application

Categories: Scott, Helen

***This message originates from outside your organisation. Do not provide login or password details. Do not click on links or attachments unless you are sure of their authenticity. If in doubt, email 'Ask.ICT@Sunderland.gov.uk' or call 561 5000 ***

This is to inform you that I no longer want to be designated Supervisor for premises in Holmeside formerly Easy Street with effect from today.
Sandra Hesslewood

Get [Outlook for Android](#)

Appendix 21

* required information

Section 1 of 4

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

jungle bar LETS GET WILD

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☐ Yes ☒ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

JOHN

* Family name

KERR

* E-mail

[REDACTED]

Main telephone number

[REDACTED]

Include country code.

Other telephone number

[REDACTED]

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

- ☐ Applying as a business or organisation, including as a sole trader
☒ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Your Address

Address official correspondence should be sent to.

* Building number or name	20
* Street	VINE PLACE
District	
* City or town	sunderland
County or administrative area	
* Postcode	SR13NA
* Country	United Kingdom

Section 2 of 4

PREMISES DETAILS

I/we apply to vary a premises licence to specify the individual named in this application as the premises supervisor under section 37 of the Licensing Act 2003.

* Premises licence number	00CMPREM00798
---------------------------	---------------

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

Address

* Building number or name	20
* Street	VINE PLACE
District	
* City or town	SUNDERLAND
County or administrative area	
Postcode	SR13NA
* Country	United Kingdom

Contact Details

E-mail	
Telephone number	
Other telephone number	

Describe the premises. For example, what type of premises it is

BAR/ NIGHT CLUB

Continued from previous page...

Section 3 of 4

SUPERVISOR

Full Name Of Proposed Designated Premises Supervisor

* First name

* Family name

* Nationality

* Place of birth

* Date of birth / /
dd mm yyyy

Personal licence number of proposed designated premises supervisor

Issuing authority of that licence

Full Name Of Existing Designated Premises Supervisor

First name

Family name

* Would you like this application to have immediate effect under section 38 of the Licensing Act 2003?

☒ Yes ☐ No

The premises licence holder can continue the supply of alcohol if, for example, the existing premises supervisor is suddenly indisposed or unable to work.

☒ I will notify the existing premises supervisor (if any) of this application

It is sufficient for the licensee to inform the existing premises supervisor in writing, without sharing the specific details of the application.

* Will the premises licence or relevant part of it be submitted with this application?

☒ Yes ☐ No

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

☒ Electronically, by the proposed designated premises supervisor
☐ As an attachment to this variation

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'

Section 4 of 4

PAYMENT DETAILS

Continued from previous page...

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

This formality requires a fixed fee of £23

DECLARATION

*

☒ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

JOHN KERR

* Capacity

300

* Date

22 / 10 / 2021
dd mm yyyy

Remove this signatory

Full name

Capacity

* Date

/ /
dd mm yyyy

Remove this signatory

Add another signatory

OFFICE USE ONLY

Applicant reference number	jungle bar LETS GET WILD
Fee paid	
Payment provider reference	
ELMS Payment Reference	
Payment status	
Payment authorisation code	
Payment authorisation date	
Date and time submitted	
Approval deadline	
Error message	
Is Digitally signed	<input type="checkbox"/>

1 2 3 4 Next >

Appendix 22

22.10.2021

Name and address:

Appendix 23

RE: Vary DPS - Jungle Bar, 20 Vine Place, Sunderland. SR1 3NA - Message (HTML)

File Message Help Tell me what you want to do

Ignore Delete Archive Reply Reply All Forward Reply & Delete

HC Meeting To Manager Team Email Done Create New

Move Mark Unread Categorize Follow Up Translate Read Aloud Zoom Share to Teams Insights

Delete Respond Quick Steps Move Tags Editing Speech Zoom Teams

RE: Vary DPS - Jungle Bar, 20 Vine Place, Sunderland. SR1 3NA

 Southern Licensing Mailbox <southern.licensing@northumbria.pnn.police.uk>
To: Scott Lawrence

Retention Policy: 90 Days Mailbox Item Retention (30 days)

Follow up: Start by 03 November 2021. Due by 03 November 2021.
You forwarded this message on 02/11/2021 13:06.

Expires: 31/01/2022

Tue 02/11/2021 11:23

Reply Reply All Forward

***This message originates from outside your organisation. Do not provide login or password details. Do not click on links or attachments unless you are sure of their authenticity. If in doubt, email 'Ask.ICT@Sunderland.gov.uk' or call 561 5000 ***

Morning Scott

Having discussed the attached application via Skype with C.Insp Liddell and Sgt Ord, Northumbria Police wish to object to the application. Due to a positive Covid test and therefore currently isolating I am unable to meet with Sgt Ord in person until Friday 5th November at the very earliest (Sgt Ord is due to work a late shift). I note the date for objection is Monday 8th November however Sgt Ord is not available on this date and is not due on shift again until Wednesday 10th November. In this circumstance Northumbria Police would request this email is accepted as the objection to the application to vary the DPS to Mark Morrison and confirm further correspondence will be submitted in due course outlining the full grounds for objection.

Many Thanks

Kim Berston

Kim Berston 4946
Licensing Coordinator
Southern

Ext: 75580 | M: 07590013592 | W: www.northumbria.police.uk

We are a flexible working organisation. Please only respond to this email in your own working hours.

Our vision is to deliver an outstanding police service; working with communities to prevent crime and disorder and protect the most vulnerable people from harm

Appendix 24

Jungle Bar

**APPLICATION FOR THE REGISTRATION OF A FOOD BUSINESS
ESTABLISHMENT**

(Regulation (EC) No. 852/2004 on the Hygiene of Foodstuffs, Article 6(2))

This form should be completed by food business operators in respect of new food business establishments and submitted to the relevant food authority 28 days before commencing food operations. On the basis of the activities carried out, certain food business establishments are required to be approved rather than registered. If you are unsure whether any aspect of your food operations would require your establishment to be approved, please contact Sunderland City Council for guidance.

1. Address of establishment 20 Vine Place.

(or address at which moveable establishment is kept)

SUNDERLAND

Post code SR1 3NA

2. Name of food business Jungle bar
(trading name)

Telephone no. 

3. Full Name of food business operator(s) Stanley Johnston
(or Limited Company where relevant)

4. Food business operator date of birth(s) 
(if sole trader or partnership)

5. Registered company number 12529607
(if applicable)

6. Address of food business operator 20 Vine Place. SUNDERLAND.
(where different from address of establishment)

Post code SR1 3NA

7. Type of food business (Please tick ALL the boxes that apply):

Staff restaurant/canteen/kitchen
Retailer (including farm shop)
Restaurant/café/snack bar
Market/Market stall
Takeaway
Hotel/pub/guest house
Private house used for a food
business
Wholesale/cash and carry
Food Broker

<input type="checkbox"/> Hospital/residential home/school	<input type="checkbox"/>
<input type="checkbox"/> Distribution/warehousing	<input type="checkbox"/>
<input type="checkbox"/> Food manufacturing/processing	<input type="checkbox"/>
<input type="checkbox"/> Importer	<input type="checkbox"/>
<input type="checkbox"/> Catering	<input type="checkbox"/>
<input checked="" type="checkbox"/> Packer	<input type="checkbox"/>
<input type="checkbox"/> Moveable establishment e.g. ice cream van	<input type="checkbox"/>
<input type="checkbox"/> Primary producer - livestock	<input type="checkbox"/>
<input type="checkbox"/> Primary producer - arable	<input type="checkbox"/>

Other (please give details):

Continued overleaf

8. If this is a new business, the date you intend to open MAY 2021

9. Intended opening days and times 10.00 - 04.00

10. Intended preparation times _____
(if different from opening times)

Signature of food business operator  Date 14/5/21

Name Stanley Johnston
(BLOCK CAPITALS)

Contact number  Email 

AFTER THIS FORM HAS BEEN SUBMITTED, FOOD BUSINESS OPERATORS MUST NOTIFY ANY SIGNIFICANT CHANGE IN ACTIVITIES TO THE ACTIVITIES STATED ABOVE (INCLUDING CLOSURE) TO THE FOOD AUTHORITY AND SHOULD DO SO WITHIN 28 DAYS OF THE CHANGE(S) HAPPENING.

Please complete and send to:-

Environmental Health Food Safety Team
Sunderland City Council
Jack Crawford House
Commercial Road
Sunderland
SR2 8QR

Further advice and/or information is available by telephoning 0191 520 5555 or e-mailing public.health@sunderland.gov.uk

This authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form for the prevention and detection of fraud. It may also share the information with other bodies responsible for auditing or administering public funds for these purposes.

Appendix 25

Scott Lawrence

From: Paul Rowe [REDACTED]
Sent: 10 November 2021 17:32
To: Licensing
Subject: Re: 20 vine place
Attachments: image001.png

Categories: Scott

Hi Scott I can confirm I would formally like to Have my name removed from The premises licence at Jungle bar, 20 Vine Place, Sunderland.

Regards

Pau Rowe

On Wed, 10 Nov 2021, 16:12 Licensing, <Licensing@sunderland.gov.uk> wrote:

Good Afternoon Paul,

Thank you for your email.

Would you be able to confirm that you wish to formally surrender your involvement as the licence holder of 20 Vine Place?

Regards

Scott Lawrence
Senior Licensing Officer
Neighbourhoods Directorate
Sunderland City Council
Jack Crawford House
Commercial Road
Sunderland
SR2 8QR
Tel: 07775548853



From: Paul Rowe [REDACTED]
Sent: 10 November 2021 16:03
To: Licensing <Licensing@sunderland.gov.uk>
Subject: 20 vine place

***This message originates from outside your organisation. Do not provide login or password details. Do not click on links or attachments unless you are sure of their authenticity. If in doubt, email 'Ask.ICT@Sunderland.gov.uk' or call 561 5000 ***

Hi I spoke to a licensing officer, Kim and Anna From Northumbria police . I would like to formally request my name comes of the premises 20 vine place, Sunderland. SR13NA

I haven't had any involvement for a number of years, reading the notes I certainly want no affiliation with the site

Kind Regards

Paul Rowe



Confidentiality: this email and its attachments may contain confidential and privileged information. If you are not the intended recipient, please inform the sender by return email and destroy all copies. Unauthorised access, use, disclosure, storage or copying is not permitted.

For information about how we collect, use, share and retain your personal data, visit: <https://www.sunderland.gov.uk/privacy>. Any email including its content may be monitored and used by the Council for reasons of security and monitoring internal compliance with policy. Email may also be disclosed in response to a request for information, exempt under access to information legislation. Please be aware that you have a responsibility to ensure that email written or forwarded is within the bounds of the law.

Appendix D

Representations On A Current Application For A Review of a Premises Licence Or Club Premises Certificate Under The Licensing Act 2003

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 (Insert name)

Alan Shaw, Principal Trading Standards Officer

Wish to make representation about the application for variation/grant/review for a premises licence/club premises certificate (delete as applicable)

PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description Jungle Bar 20 Vine Place	
Post Town Sunderland	Post Code SR1 3NA

Name of premises licence holder or club holding club premises certificate (if known) Messrs John Kerr & Paul Rowe
--

Number of premises licence or club premise certificate (if known) 00CMPREM00798
--

PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

I am

Please
Tick ✓

- | | | |
|----|---|--------------------------|
| 1) | an interested party (please complete (A) or (B) below) | <input type="checkbox"/> |
| | a) a person living in the vicinity of the premises | <input type="checkbox"/> |
| | b) a body representing persons living in the vicinity of the premises | <input type="checkbox"/> |
| | c) a person involved in business in the vicinity of the premises | <input type="checkbox"/> |
| | d) a body representing persons involved in business in the vicinity of the premises | <input type="checkbox"/> |
| 2) | a responsible authority (please complete (C) below) | X |
| 3) | a member of the club to which this representation relates (please complete (A) below) | <input type="checkbox"/> |

(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION

Name and Address Alan Shaw, Principal Trading Standards Officer Sunderland Council Environmental Health & Trading Standards, Jack Crawford House, Sunderland SR2 8QR
--

Telephone Number (If any)	
E-Mail address (optional)	Alan.shaw@sunderland.gov.uk

This representation relates to the following licensing objective(s)

Please
Tick ✓

- | | | |
|----|--------------------------------------|--------------------------|
| 1. | the prevention of crime and disorder | <input type="checkbox"/> |
| 2. | public safety | X |
| 3. | the prevention of public nuisance | <input type="checkbox"/> |
| 4. | the protection of children from harm | <input type="checkbox"/> |

Please state the ground(s) for representation. (please read guidance note 1)

Interactions with the premises in the preceding 12 months in relation to Covid 19 restrictions have demonstrated that the operators of this premises have repeatedly failed to act on advice and guidance given by the local authority in good faith and failed to implement measures or adhere to legal requirements designed to maintain public safety during the Covid 19 Pandemic.

The authority does not have confidence that the management of the premises take their responsibilities under the Licensing objectives seriously and concerns about their fitness to operate the premises safely in the longer term.

Please provide as much information as possible to support the representation. (Please read guidance note 2)**Public Complaints (text taken directly from complaints)**

Date of Complaint	Details
27/07/2020	These bars are not following social distancing rules they are packed tight with customers. Only one barman for both doors. Customers are not seated in either venue. Dancing on tables music too loud. Not valid licence for Glow.
10/08/2020	Owner having more than 30 people in the bar with loud music no hot water / heating system. No hand sanitisers in place. Glasses are just being rinsed in cold water.

10/08/2020	no social distancing in place Dancing inside Music on with dj and lights equipment and microphone. Camera in ladies toilets!
12/08/2020	They is not social distancing. Was no soap to even wash ur hand is the toilet and people were dancing
17/09/2020	Both of these establishments having a laugh. Both do not implement social distancing measures and they're popular with very young people, making them Covid cesspits. Jungle Bar has no hand sanitizer, no loo roll, no soap in the bathrooms and no social distancing, they make you queue to go inside but once you're in there it's as if Covid-19 was just a dream with dancing and singing. There are no tables for seating and you can stand wherever and next to whoever you like. These places are grimy to begin with and they couldn't care less about protecting the residents of Sunderland. Please close them down. If you want to tackle the spread, you need to focus on these little local establishments who don't have the backing of a national brand. Let me just say, I'm talking about the bars in the town center. The local pubs in and around town have been amazing and a credit to the city.
17/09/2020	This pub is following no distance rules I have been in and seen this they have no running hot water no hand gel or toilet rolls the place is appalling how its still open I I know hes buying cheap vodka and pouring it in □ohnston bottles the glasses are not washed properly hes boiling a kettle to put in dish washer this has went on well before the covid came around if nothing is done I will go to the echo hes called □ohnsto □ohnston but has the pub in jade mulley for tax reasons he rents the building from john kerr
20/10/2020	They are not following covid guidelines and they have now opened upstairs doing karaoke till 10pm which I thought music wasn't allowed and they are allowing different households to mix.
Officer Visits	
12/09/2020	Officer visits to the premises showed that social distancing advice was not being followed. Customers were being allowed to stand drinking with free movement around the premises. Tables and chairs in the premises for customer were too close together and too many. The smoking area in the premises was also found to be very busy with too many people to enable social distancing. The system in place for provision of customer tracking data was unsupervised by staff and was found to be largely unused. Risk assessment of the premises to make them covid secure has been raised with the business operators on several occasions previously.
17/09/2020	A direction was issued to the premises Manager/ Business owner Stan Johnson, DPS Anna Jaques and Premises Licence Holders John Kerr and Paul Rowe requiring a number of measures be adhered to to mitigate against the transmission of Covid 19 within the premises. (Copy attached)

25/09/2020	Stan Johnson advised re 85 dBa noise limit, he advised he has a monitor built into the PA system. Advised re spacing of tables (too close together) and that people must be from same households within premises (this did not appear to be the case) Gave further advice about Track and trace measures. QR code + record were present but not being monitored
23/10/2020	No masks being worn by people moving around premises or going outside smoking. Staff not wearing masks. Groups of young people in premises especially upstairs who did not look like they were from same household

Please
Tick ✓

Have you made any representation relating to these premises before?

No


If Yes, please state the date of that representation

Day		Month		Year			

If you have made representation before relating to this premises please state what they were and when you made them.

Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representatives solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature		Date	8 th November 2021
Capacity	Principal Trading Standards Officer		

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
Sunderland Council, Jack Crawford House, Commercial Rd	
Post Town. Sunderland	Post Code SR2 8QR

Telephone Number (if any)	
E-mail Address (optional)	Alan.shaw@sunderland.gov.uk

Notes for Guidance

1. The ground(s) for representation must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address, which we shall use to correspond with you about this representation.
6. Information on the Licensing Act 2003 is available at www.sunderland.gov.uk and you are advised to read any relevant guidance leaflets before completing this form.

Ref: HPCR/6/LB3

Date: 16th September 2020

DIRECTION (INDIVIDUAL PREMISES)

THE HEALTH PROTECTION (CORONAVIRUS, RESTRICTIONS) (ENGLAND) (NO. 3) REGULATIONS 2020 (No.2020/750)¹, REGULATION 4(1)

HPCR/6/LB3

1. The Council of the City of Sunderland (“the Authority”), in exercise of the powers conferred by Regulation 4(1) of the Health Protection (Coronavirus, Restrictions) (England) (No. 3) Regulations 2020² (“the No. 3 Regulations”), gives the following Direction.
2. The Authority considers that the following conditions are met—
 - a. this Direction responds to a serious and imminent threat to public health;
 - b. this Direction is necessary for the purpose of preventing, protecting against, controlling or providing a public health response to the incidence or spread of infection by coronavirus in the Authority’s area; and
 - c. the prohibitions, requirements or restrictions imposed by this Direction are a proportionate means of achieving that purpose.³
3. Before giving this Direction, the Authority has had regard to—
 - a. any advice given to it by its Director of Public Health and Northumbria Police; and

¹ SI 2020/750 accessed at <https://www.legislation.gov.uk/uksi/2020/750/contents/made>; guidance on local authority powers at: <https://www.gov.uk/government/publications/local-authority-powers-to-impose-restrictions-under-coronavirus-regulations/local-authority-powers-to-impose-restrictions-health-protection-coronavirus-restrictions-england-no3-regulations-2020>

² In this Direction, any reference to a regulation is a reference to a regulation of the Health Protection (Coronavirus, Restrictions) (England) (No. 3) Regulations 2020

³ See regulation 2(1).

- b. the need to ensure that members of the public have access to essential public services and goods (including whether the individual premises forms part of essential infrastructure).
4. The Authority has taken reasonable steps to give advance notice of this direction to a person carrying on / managing a business from the premises to which the direction relates.

DIRECTION

Person and premises

5. This Direction is given to;
 - (1) Stan Johnson of 20 Vine Place, Sunderland, Tyne and Wear SR1 3NA who is involved in managing entry into, or departure from, the premises or location of persons in the premises to which this Direction relates in that he owns and manages the business; and
 - (2) Anna Jacques of 20 Vine Place, Sunderland, Tyne and Wear SR1 3NA who is involved in managing entry into, or departure from, the premises or location of persons in the premises to which this Direction relates in that she is the Designated Premises Supervisor under The Licensing Act 2003; and
 - (3) John Kerr of 20 Vine Place, Sunderland, Tyne and Wear SR1 3NA who is involved in managing entry into, or departure from, the premises or location of persons in the premises to which this Direction relates in that he is the joint Premises Licence Holder under The Licensing Act 2003; and
 - (4) Paul Rowe of 20 Vine Place, Sunderland, Tyne and Wear SR1 3NA who is involved in managing entry into, or departure from, the premises or location of persons in the premises to which this Direction relates in that he is the joint Premises Licence Holder under The Licensing Act 2003.
6. This Direction is given in respect of the business known as Jungle Bar at 20 Vine Place, Sunderland, Tyne and Wear, SR1 3NA ("the Premises").

Directed actions

7. This Direction requires the following requirements and restrictions in relation to persons in the Premises as follows:

- (a) Customers arriving must be seated in groups of no more than six people and must remain seated within that group, unless when using the toilets, using the smoking area, or when leaving the premises;
- (b) The movement of customers between groups is not allowed;
- (c) Orders for drinks and other refreshments must be by table service only;
- (d) The tables and chairs accommodating each group of no more than six people must be properly spaced at all times to ensure adequate social distancing between groups;
- (e) Tables and chairs that cannot be safely accommodated must be removed;
- (f) Clear signage must be displayed indicating the number of people the smoking area can safely accommodate to allow social distancing between each person;
- (g) There must be adequate supervision of the smoking area to ensure compliance with social distancing;
- (h) Any customer not complying with social distancing requirements must be asked to comply, failing which they must be told to leave the premises or the queue to enter the premises (as appropriate).
- (i) Staff must supervise the provision and collation of customer track and trace data

Timing and duration of direction

- 8. Any actions required to put into effect the requirements and restrictions set out in Paragraph 7 must be undertaken by 18.00 on 17 September 2020 when the restrictions and requirements come into effect. The restrictions and requirements set out in Paragraph 7 have effect until 18:00 on 17th October 2020 on which they will end.
- 9. In accordance with Regulation 2(2)(b) of the No. 3 Regulations, the Authority will review this Direction at least once every seven days. If the Authority considers that one or more of the conditions in Regulation 2(1) are no longer met in relation to the Direction, it will either be revoked without replacement or revoked and replaced with another direction.

Grounds for Direction

10. This Direction is given on the basis that Sunderland City Council is currently one of the Authorities in the UK with the highest Covid-19 infection rate, having been placed on the Government's "watch list" on the 11th September 2020. Significant efforts have been taken by the Authority to inform and assist hospitality businesses to operate in a manner which mitigates against the virus spreading, and whilst the majority of business are operating safely, the premises to which this Direction relates are not. Data from the Authority's Public Health Team indicate an increase in the number of infections in the Sunderland area which significantly exceeds average infection rates seen across the country.
11. As a consequence of continuing concerns, visits to the Premises on the 11th and 12th September have revealed that social distancing advice is not being followed. Customers are being allowed to stand drinking with free movement around the premises. Tables and chairs in the premises for customer use are too close together and is most likely because there are too many. The smoking area in the premises was also found to be very busy with too many people to enable social distancing. The system in place for provision of customer tracking data is unsupervised by staff and was found to be largely unused. Risk assessment of the premises to make them covid secure has been raised with the business operators on several occasions and this Direction is considered necessary as a formal means of seeking compliance.

Consequences of not meeting the requirements of the Direction

12. There may be consequences if this Direction is not complied with. For example, the Authority may issue a Prohibition Notice⁴ or Fixed Penalty Notice⁵ against you or may commence criminal proceedings against you.
13. A person commits an offence if, without reasonable excuse, the person:⁶
- contravenes a direction under Regulation 4(1); or
 - obstructs a person carrying out a function under the No. 3 Regulations, including any local authority designated officer under Regulation 12 or a constable.

Such an offence is punishable on summary conviction by an unlimited fine.

Appeal/representations

⁴ See regulation 12(2) of the No. 3 Regulations.

⁵ See regulation 14(1) of the No. 3 Regulations

⁶ See regulation 13(1) of the No. 3 Regulations.

14. If you believe that this Direction should not have been issued, and / or it contains incorrect information, please inform the specified point of contact set out below, setting out your reason(s).
15. You have a right to appeal against this Direction to a Magistrates' Court by way of complaint for an order.⁷ The correct Court to appeal to for the Sunderland area is the Sunderland Magistrates' Court. The complaint should be lodged at the Sunderland Magistrates' Court Office at Gillbridge Avenue, Sunderland, Tyne and Wear, SR1 3AP, or by email to NO-Listings@Justice.gov.uk . The Authority's address for the service of a summons is Public Protection and Regulatory Services, Neighbourhoods Directorate, Jack Crawford House, Commercial Road, Sunderland SR2 8QR or public.health@sunderland.gov.uk. There is a time limit of **up to six months from the date of issue of this Direction to appeal to the Magistrates' Court**. However, bear in mind that this Direction will be reviewed by the Authority at least every seven days and it will decide whether to revoke this Direction or revoke and replace it with another Direction.⁸
16. You also have the right to make representations to the Secretary of State about this Direction.⁹ The Secretary of State must consider any such representations as soon as is reasonably practicable, and decide whether it would be appropriate to exercise the Secretary of State's powers set out in Regulation 3 of the No. 3 Regulations. The Secretary of State may direct the Authority to revoke this Direction, or revoke and replace this Direction. The Secretary of State must provide written reasons for the decision to the person who made the representations and to the Authority.
17. In making any representations to the Secretary of State about this Direction, the recipient of the Direction should do this via NHS Test and Trace, with representations emailed to directionnotification@dhsc.gov.uk. This should include:
- a. The name of the Authority;
 - b. The reference listed at the top of this Direction;
 - c. An explanation as to how you have been impacted by the Direction and your relationship to the premises, such as whether you are the owner, occupier or involved in managing entry into, or departure from, the Premises, as set out in Regulation 4(5) of the No.3 Regulations;
 - d. An explanation of the basis upon which the Direction should not have been made and was or is not appropriate, with reference to the conditions set out in Regulation 2(1) / paragraph 2 of this Direction;

⁷ See regulation 4(9)(a) of the No. 3 Regulations.

⁸ If this direction was made pursuant to a direction of the Secretary of State under regulation 3 of the No 3 Regulations, a summons is to be issued to both the Secretary of State and the local authority.

⁹ See regulation 4(9)(b) of the No. 3 Regulations.

- e. Any evidence which supports this contention; and
- f. What action you would like to be taken.

18. You are still required to comply with this Direction pending the outcome of any appeal to the Magistrates' Court or the Secretary of State.

19. You may wish to obtain independent legal advice should you seek to pursue an appeal.

Additional powers and requirements that accompany this Direction

Publication

20. This Direction may also be published in such manner as the Authority considers appropriate to bring it to the attention of other persons who may be affected by it.

Notification

21. The Authority is required to notify any local authority whose area is adjacent to the initiating authority's area of this Direction (and any revocation of the Direction) by the No. 3 Regulations¹⁰. South Tyneside Council, Gateshead Council and Durham County Council have been notified of the service of this Direction.

22. The Authority is required to notify the Secretary of State as soon as reasonably practicable after the Direction is given.



Fiona Brown
Executive Director Neighbourhoods

¹⁰ See Regulation 11(1)(a) – (d) of the No. 3 Regulations

NOT FOR PUBLICATION AS THE ITEM CONTAINS INFORMATION RELATING TO MATTERS TREATED AS EXEMPT BY VIRTUE OF PARAGRAPHS 1 AND 3, PART 1, SCHEDULE 12A OF THE LOCAL GOVERNMENT ACT 1972

REPORT OF THE EXECUTIVE DIRECTOR OF NEIGHBOURHOODS

LICENSING SUB-COMMITTEE – 25 NOVEMBER 2021

LICENSING ACT 2003 – CONSIDERATION OF APPLICATION TO VARY A PREMISES LICENCE TO SPECIFY AN INDIVIDUAL AS A DESIGNATED PREMISES SUPERVISOR

JUNGLE BAR, 20 VINE PLACE, SUNDERLAND, SR1 3NA

1.0 PURPOSE OF REPORT

- 1.1 To consider an application to vary the premises licence to specify an individual as a designated premises supervisor of the above-mentioned premises.

2.0 DESCRIPTION OF DECISION

- 2.1 The Sub-Committee is requested to have regard to the representations detailed in paragraph 4.1 below and to reject the application if they consider it appropriate for the prevention of the crime prevention objective to do so.

3.0 INTRODUCTION/BACKGROUND

- 3.1 On 26 October 2021 an application was received from John Kerr the joint premises licence holder in respect of the Jungle Bar to vary the premises licence to specify Mr Mark Morrison as the designated premises supervisor under section 37 of the Licensing Act 2003. A copy of the application form is attached as Appendix A.
- 3.2 Mr Morrison currently holds a Personal Licence issued by the Council.

4.0 CURRENT POSITION

- 4.1 On 2 November 2021 an email was received on behalf of the Chief Officer of Northumbria Police stating that they wish to object to the application to vary the premises licence to specify Mark Morrison as the designated premises supervisor. A copy of the emailed objection received from the Police along with further information subsequently submitted by them is attached at Appendix B.
- 4.2 The Secretary of State's Guidance under the Licensing Act at Section 4.39 includes that "the police may object to the designation of a new DPS where, in exceptional circumstances, they believe that the appointment would undermine the crime prevention objective. The police can object where, for example, a DPS is first specified in relation to particular premises and the specification of that DPS in relation to particular premises gives rise to exceptional concerns.

5.0 REASONS FOR THE DECISION

- 5.1 To determine the application as requested by section 39(3) of the Licensing Act 2003.

5.0 ALTERNATIVE OPTIONS

6.1 None submitted.

6.0 RELEVANT CONSIDERATIONS/CONSULTATIONS

7.1 There are no other considerations that require the attention of the Sub-Committee.

8.0 GLOSSARY

8.1 No acronyms or abbreviations have been used in this report.

9.0 LIST OF APPENDICES

9.1 Appendix A – Application form

9.2 Appendix B - Objection from Northumbria Police.

10.0 BACKGROUND PAPERS

None.

Appendix A

Section 1 of 4

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference	<input type="text" value="Not Currently In Use"/>	This is the unique reference for this application generated by the system.
Your reference	<input type="text" value="jungle bar LETS GET WILD"/>	You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☐ Yes ☒ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name	<input type="text" value="JOHN"/>	
* Family name	<input type="text" value="KERR"/>	
* E-mail	<input type="text" value="junglebarsunderland@gmail.com"/>	
Main telephone number	<input type="text" value="REDACTED"/>	Include country code.
Other telephone number	<input type="text"/>	

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

☐ Applying as a business or organisation, including as a sole trader
☒ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Your Address

Address official correspondence should be sent to.

* Building number or name	20
* Street	VINE PLACE
District	
* City or town	sunderland
County or administrative area	
* Postcode	SR13NA
* Country	United Kingdom

Section 2 of 4

PREMISES DETAILS

I/we apply to vary a premises licence to specify the individual named in this application as the premises supervisor under section 37 of the Licensing Act 2003.

* Premises licence number	00CMPREM00798
---------------------------	---------------

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

Address

* Building number or name	20
* Street	VINE PLACE
District	
* City or town	SUNDERLAND
County or administrative area	
Postcode	SR13NA
* Country	United Kingdom

Contact Details

E-mail	JUNGLEBARSUNDERLAND@GMAIL.COM
Telephone number	
Other telephone number	

Describe the premises. For example, what type of premises it is

BAR/ NIGHT CLUB

Continued from previous page...

Section 3 of 4

SUPERVISOR

Full Name Of Proposed Designated Premises Supervisor

* First name

* Family name

* Nationality

* Place of birth

* Date of birth / /

Personal licence number of proposed designated premises supervisor

Issuing authority of that licence

Full Name Of Existing Designated Premises Supervisor

First name

Family name

* Would you like this application to have immediate effect under section 38 of the Licensing Act 2003?

☒ Yes ☐ No

☒ I will notify the existing premises supervisor (if any) of this application

* Will the premises licence or relevant part of it be submitted with this application?

☒ Yes ☐ No

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

☒ Electronically, by the proposed designated premises supervisor

☐ As an attachment to this variation

Reference number for consent form (if known)

The premises licence holder can continue the supply of alcohol if, for example, the existing premises supervisor is suddenly indisposed or unable to work.

It is sufficient for the licensee to inform the existing premises supervisor in writing, without sharing the specific details of the application.

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'

Section 4 of 4

PAYMENT DETAILS

Continued from previous page...

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

This formality requires a fixed fee of £23

DECLARATION

*

☒ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

JOHN KERR

* Capacity

300

* Date

22

/

10

/

2021

dd

mm

yyyy

Remove this signatory

Full name

Capacity

* Date

/

/

dd

mm

yyyy

Remove this signatory

Add another signatory

Appendix B

Steve Wearing

From: Scott Lawrence
Sent: 02 November 2021 13:06
To: Steve Wearing; Dawn Howley
Subject: FW: Vary DPS - Jungle Bar, 20 Vine Place, Sunderland. SR1 3NA

From: Southern Licensing Mailbox <southern.licensing@northumbria.pnn.police.uk>
Sent: 02 November 2021 11:23
To: Scott Lawrence <Scott.Lawrence@sunderland.gov.uk>
Subject: RE: Vary DPS - Jungle Bar, 20 Vine Place, Sunderland. SR1 3NA

***This message originates from outside your organisation. Do not provide login or password details. Do not click on links or attachments unless you are sure of their authenticity. If in doubt, email 'Ask.ICT@Sunderland.gov.uk' or call 561 5000 ***

Morning Scott

Having discussed the attached application via Skype with C.Insp Liddell and Sgt Ord, Northumbria Police wish to object to the application. Due to a positive Covid test and therefore currently isolating I am unable to meet with Sgt Ord in person until Friday 5th November at the very earliest (Sgt Ord is due to work a late shift). I note the date for objection is Monday 8th November however Sgt Ord is not available on this date and is not due on shift again until Wednesday 10th November. In this circumstance Northumbria Police would request this email is accepted as the objection to the application to vary the DPS to Mark Morrison and confirm further correspondence will be submitted in due course outlining the full grounds for objection.

Many Thanks

Kim Berston

Kim Berston 4946
Licensing Coordinator
Southern

Ext: 75580 | M: 07590013592 | W: www.northumbria.police.uk

We are a flexible working organisation. Please only respond to this email in your own working hours.

'Our vision is to deliver an outstanding police service; working with communities to prevent crime and disorder and protect the most vulnerable people from harm.'

From: Christopher Wood [<mailto:Christopher.Wood@sunderland.gov.uk>]
Sent: 26 October 2021 16:28
To: Southern Licensing Mailbox; Licensing Business Support
Cc: Steve Wearing; Scott Lawrence; Dawn Howley; Les Reay; Helen Robson; Michelle Williamson
Subject: Vary DPS - Jungle Bar, 20 Vine Place, Sunderland. SR1 3NA

Good Afternoon,

The following application has been received/accepted.

Application Type – Variation of Premises Licence to specify an individual as Designated Premises Supervisor.

Applicant – John Kerr

Premises – Jungle Bar, 20 Vine Place, Sunderland. SR1 3NA`

Proposed DPS- Mark Morrison DOB [REDACTED] Personal Licence Ref OOCMPER03262 issuing authority - Sunderland

Last day for representations: 8th November 2021.

Regards,

Chris

Chris Wood

Licensing & Enforcement Officer

Neighbourhoods Directorate

Sunderland City Council

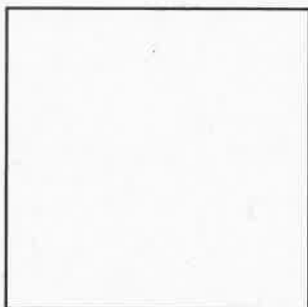
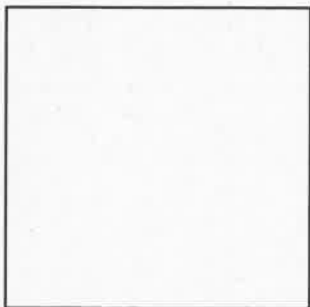
Jack Crawford House

Commercial Road

Sunderland

SR2 8QR

Mob - 07468701466



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**NORTHUMBRIA
POLICE**

South Shields Police Station
Millbank
Station Road
South Shields
NE33 1RR
16 November 2021

Senior Licensing Officer
Licensing Department
Jack Crawford House
Commercial Road
Sunderland
SR2 8QR

Dear Sir/Madam

RE: Application to Vary DPS to Mr Mark Morrison, Jungle Bar, 20 Vine Place, Sunderland, SR1 3NA

Northumbria Police are in receipt of the above application and wish to place a representation to the application to vary a premises licence to specify Mark Morrison as DPS on the grounds of Crime and Disorder and The Protection of Children from Harm.

Mr Morrison's involvement with Jungle Bar commenced on 30th July 2021, whereby an application was submitted by Jade Mulley to vary the DPS to Mark Morrison with immediate effect.

During a meeting held on 3rd August 2021 Mark was asked by Sgt 1305 Ord to outline his involvement in the premises along with his previous experience. Mark advised he had previously worked in Josephs bar, however it was noted this was not in the position of DPS. Mark had been working at Josephs recently but only for a few days a week. His intention at Jungle Bar was to make sure things initially went ok and then he would look to take a back seat after a month or so. Mark advised he had known Stan Johnston for a few weeks and was asked to be DPS on a temporary basis. Jade Mulley advised she had spoken with Tony Shipley who is the premises licence holder of Josephs and also Marks step son and this is how he had become involved. Jade advised she would have been DPS if she held a personal licence. Mark knew a very brief history of Jungle Bar but advised he was fully aware of his responsibilities as DPS and he was confident he could turn the premises around. He advised he would be at the premises every night for the first month. Further details of this meeting are detailed in the statement of Sgt 1305 Ord.

An email was received from Council Licensing on 12th October 2021 advising Mark had surrendered his position. Mark was spoken to by Council Licensing and stated he had left the position as of 3rd October 2021.

A further application was submitted by John Kerr on 22nd October 2021 to vary the DPS with immediate effect to Mark Morrison. The application was however submitted incorrectly. Mark Morrison was advised of this by Council Licensing on 25th October 2021 and advised the premises could not trade until a further completed application was received.

A further application was submitted by John Kerr on 26th October 2021 to vary the DPS with immediate effect to Mark Morrison.

A meeting was held on 29th October 2021 with Mark in attendance alongside Tony Shipley. Tony Shipley was in attendance due to moving forward the plan was for Tony to transfer the premises licence into his name. Tony said he had been approached by Jade Mulley to be the license holder but confirmed he had never spoken to the actual license holder, John Kerr. Mark was asked why he wanted to be DPS at the premises again after he had removed himself from the position 17 days prior. Mark said he would perform the role of DPS at the premises due to the fact Tony was involved and that he felt they could make the relevant changes. Mark was asked what changes he had made at Jungle Bar during his initial period as DPS but was unable to list any specific detail of any improvements which had been implemented. Mark confirmed he could not dedicate any time to the premise for the next 3 weeks due to his wife recuperating from an illness. Mark confirmed when he took over the role as DPS originally he was unaware of the extent of the



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issues and had not been given all of the facts. Further details of this meeting are detailed in the statement of Sgt 1305 Ord.

On 2nd November 2021 Northumbria Police advised Council Licensing they were objecting to the application to vary the DPS to Mark Morrison and further information would be sent in due course

During the periods of Mark holding the position of DPS a number of licensed visits have been carried out to the premises and a number of issues have been found as detailed in statements submitted by Sgt 1305 Ord. During the visits carried out Mark was not on site and officers were either advised that he had 'popped out' or that he was not present but contactable. It is clear no improvements had been made to the premises or any policies and procedures implemented to assist in the effective running of the premises.

During the periods of Mark holding the position of DPS there have been a number of incidents at the premises as detailed in statements submitted by Sgt 1305 Ord. The incidents include sexual assault, a 15 year old found unconscious in the toilets, assaults, theft, criminal damage and threats.

During the periods of Mark holding the position of DPS a disclosure was made to SIA regarding unnecessary force by door staff resulting in the males' badge being suspended. Unlicensed door staff have also been found to be operating at the premises during a licensed visit carried out on 7th November 2021.

Northumbria Police believe Mr Morrison is not a suitable person to carry out the role of DPS. The role of the DPS is to effectively manage the day to day running of the premises and is crucial to ensuring that the licensing objectives are promoted. The DPS is also an essential point of contact so that any problems or issues can be dealt with swiftly and effectively. Northumbria Police believe Mr Morrison has failed to demonstrate he can uphold the responsibility of the role of DPS.

Northumbria Police believe the licensing objective of Crime and Disorder and The Protection of Children from Harm will be undermined should this application be granted in its current form.

Yours faithfully

Chief Inspector Stuart Liddell
Southern Area Command

Cc: Mr J Kerr

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

URN

Statement of: Maria Ord.....

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Sergeant 1305

This statement (consisting of page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe to be true.

Signature:

Date: 15th November 2021

Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

Further to my original statement dated 8th October 2021 regarding the Jungle bar, there have been a further 5 recorded incidents at the premises since. I will detail those as follows:-

9/10/21 – FWIN 0119 – Report stating that Stanley Johnston was inside the premises at the time and this was in breach of his pub watch ban. Cameras have confirmed when he left the building and was standing at the front of the premises.

11/10/21 – FWIN 0042 - Report of a S47 Assault on a female by a member of door staff. The female received hospital treatment but refused to assist with a prosecution despite some of the incident being captured on CCTV. Civic Centre Cameras also reported the same incident to Police stating door staff were being overly aggressive with the female.

16/10/21 – FWIN 116 – Report of Assault. Police attended the Jungle Bar after a call from the Ambulance service reported they were attending to a male who was unconscious in the street. This was a result of 2 males being ejected from the Jungle Bar. CCTV from the Civic centre camera's shows victim 1 being thrown to the ground on ejection by door staff into the railing outside the venue, the victim then gets back to his feet and approaches the entrance before being thrown again to the ground. A short time later another male who is a friend of victim 1 is ejected and is thrown directly into the lamp post outside the venue causing substantial injuries to his face. Victim 1 is then further assaulted by a unknown male outside the venue and knocked unconscious, the door staff fail in their duty to assist with any first aid and are seen hugging the male who committed the assault. The incident was not reported by the Jungle Bar, staff from a nearby premise called the ambulance.

I attended the premises on behalf of the OIC in an attempt to obtain the CCTV and details of the door staff involved. As part of this visit I checked the incident book inside the premises and confirmed there were no entries of incidents which had occurred since 7th August 2021. The officer investigating had been unsuccessful in obtaining CCTV despite numerous attempts to contact the bar.

18/10/21 – FWIN 93 – Report of a large scale disturbance outside of the venue which had been observed by cameras. A victim was assaulted, receiving S47 injuries. The victim refused to assist with a prosecution.

06/11/21 – FWIN 160 – Report of theft of a mobile phone, this was taken from the female's bag inside the premise.

Between the dates of 9th October 2021 and 13th November 2021 there have been 7 licensed visits to the premises and a number of events have occurred. I will detail those in date order as follows:-

9th October 2021 – Jade Mulley was present as manager at the premises and CCTV was recording as per the conditions of the licence. Mark Morrison was not at the venue. During the visit evidence was found of cocaine drug use in both the male and female toilets.

PC 2631 Sargent has written a statement of her findings in the female toilets and her statement is exhibited to this statement as exhibit MO/ 12.

PC 1553 Stringer has written a statement of his findings in the male toilets and his statement is exhibited to this statement as exhibit MO/ 13.

11th October 2021 – Mark Morrison emailed council licensing to advise he surrendered his position as DPS at Jungle bar. When Mark was spoken to by council licensing he confirmed he had left his role on 3rd October 2021. Jade was subsequently contacted by council licensing and stated she was not aware that he had left. She was advised that she could not trade and agreed the premises would close.

14th October 2021 - I met with both license holders, John Kerr and Paul Rowe regarding the pending review and served them with their bundles of evidence. Paul advised his plan was to remove himself from the license as he has no interest in the business and has not been involved since 2018. John stated he still had a huge financial interest in the business and would subsequently attend the review.

15th October 2021 – An email was received from council licensing to advise they had spoken to Jade Mulley who had informed them that she had appointed a new DPS named Sandra Hesslewood, this was to take immediate effect. Jade had however incorrectly completed the application which had to be submitted by the license holder John Kerr, this was actioned later that day. Both Jade and John confirmed Sandra would take over as the DPS and had previous experience in managing pubs; however neither knew which premises she had worked in. In addition, Jade confirmed that Sandra was fully aware of the situation at the premises.

I spoke with Sandra over the telephone to request a meeting with her regarding her new role as DPS of Jungle Bar. I advised that as the premises were under review we would need a conversation regarding the issues and how she proposed to implement change moving forward. She agreed to meet me early the following week at Southwick Police Station.

16th October 2021 – A licensed visit was carried out to the premises. Jade Mulley was present as manager at the premises and stated the new DPS was Sandra Hesslewood. Sandra was not present at the time of the visit.

19th October 2021 - An email was received by council licensing confirming Sandra Hesslewood had withdrawn from her position as DPS. She stated she did not know and has never met the license holders, John Kerr and Paul Rowe. She stated she did know Jade Mulley who had approached her regarding the role. She advised Jade had said she would only be required for a number of weeks until she had taken her personal license. She was also told this was a new business venture. Sandra was unaware of the issues / ongoing review at Jungle Bar and stated she did not have the time to commit to that type of premises.

Council Licensing spoke to John Kerr who confirmed he was unaware Sandra had left. Jade was also spoken to and unaware Sandra had left. Sandra had however sent me a text message to advise she had updated the management.

Subsequently Jade was made aware that she could not sell alcohol with no DPS at the premises.

A visit confirmed that the premises remained closed on 20th October 2021.

22nd October 2021 – An application was received from John Kerr to vary the DPS back to Mark Morrison with immediate effect; however this form was incorrectly signed.

23rd October 2021 – A license visit was conducted which found the premises closed to the public, however inside the venue was Tony Shipley and an unknown female.

26th October 2021 – A further application was received from John Kerr to vary the DPS to Mark Morrison with immediate effect from this date.

29th October 2021 – A meeting was held with myself, C/Insp Stuart Liddell and Mark Morrison. Also present was Tony Shipley, Mark's step son. Tony Shipley was in attendance due to the fact that the plan with the premise moving forward was for Tony to transfer the License into his name and take an active part in the running the premises. Tony said he had been approached by Jade Mulley to be the license holder but confirmed he had never spoken to the actual license holder, John Kerr. Mark Morrison was asked why he wanted to be DPS at the premises again after he had removed himself 17 days earlier. Mark said he would perform the role of DPS at the premises due to the fact Tony would be involved and felt they could make the relevant changes. Mark was asked what changes he had made at Jungle Bar during his initial period as DPS but was unable to list any specific detail of any improvements which had been implemented. Mark confirmed he could not dedicate any time to the premise for the next 3 weeks due to his wife recuperating from an illness. Mark and Tony were briefly updated with the current situation regarding the review; however this not in detail due to the fact Tony had made no formal application at this point to transfer the licence. Mark confirmed when he originally took over the role as DPS he was unaware of the extent of the issues and had not been given all of the facts.

Later the same day I conducted a licensed visit at the Jungle Bar in company with other members of the City Centre Neighbourhood Team. Mark Morrison was not present. Annaliece Johnston was in charge at the time of the visit and was unable to gain access to the CCTV. Subsequently Jade Mulley and Tony Shipley attended shortly after in order to assist officers.

2nd November 2021 – Council Licensing were informed Northumbria Police would be objecting to the application to vary the DPS to Mark Morrison. It was advised further information would be sent in due course.

7th November 2021 – A licensed visit was conducted by myself and the City Centre Neighbourhood Team. Jade Mulley was present at the time of visit, stating she was the current manager. The DPS, Mark Morrison was not present at the venue. The door staff present was different to the regular company used. The details were obtained of the 2 males present. The first was displaying an SIA badge which expired in 2010. When questioned regarding the date on the badge he stated he had picked the wrong one up. The second male was displaying no SIA badge. Initially he stated he was not there in a capacity of door staff and was the other male's friend. However, when questioned further stated he had a badge; however he had left it in the house. They stated they were both working for MWS SECURITY which was based in Hartlepool. Subsequent enquiries with the SIA revealed neither male held a current SIA badge and the premises had used unlicensed door staff. There was no record found of the Company name given.

Tony Shipley attended the premises and stated he had arranged the new door staff after sacking the previous door provider due to them not meeting the standards required. I advised him regarding the issues with the badges which he said he would sort out with the company. Tony also stated in conversation that he has been discussing the licence transfer with 'Stan' stating if Stan didn't sort it this week he would go directly to John.

In addition following the visit I raised concerns with Environmental Health regarding the general cleanliness and hygiene at the premise. A visit is to be arranged in due course.

10th November 2021 – A meeting was planned at Jungle Bar with Police, Council Licensing, Environmental Health, Mark Morrison and John Kerr. Mark advised council licensing on the morning of the meeting that he was unable to attend due to illness. John Kerr and Paul Rowe were contacted via telephone and also stated they were unable to attend. Paul Rowe also advised he still planned to remove himself as premises licence holder.

12th November 2021 – Council Licensing confirmed they had received an email from Paul Rowe stating he had removed himself as premise licence holder.

13th November 2021 – Licensed visit carried out at the premises. The doors were closed to the general public. Jade Mulley was present inside and advised she was unable to open until door staff arrived. The premises remained closed for the rest of the night.

In summary, I am still of the opinion there are no other options at this stage other than Northumbria Police to review the licence and I fully support a full revocation.

Signature:

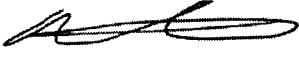
Mord 13/11/21

Signature witnessed by:

NORTHUMBRIA POLICE


RESTRICTED (when complete)

Page 1 of 1

WITNESS STATEMENT		Form MG11T
(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)		
Statement of :	Melanie Sargent	
Age if under 18:	Over 18	(if over 18 insert 'over 18') Occupation: Police Constable 2631
This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything which I know to be false, or do not believe to be true.		
Signature:		Date: Sunday 10th October 2021
Tick if witness is visually recorded <input type="checkbox"/> (supply witness details on rear)		

I am the above named person and am employed by Northumbria Police as a Police Constable based at Southwick Police Station. Yesterday, Saturday 9th October 2021 I was on duty wearing full uniform teamed up with Sergeant 1305 ORD, PC 1553 STRINGER and PC 2070 CATTON.

At 23:20hrs on Saturday 9th October 2021 we attended JUNGLE BAR, VINE PLACE, SUNDERLAND to conduct a licensing visit. As part of the visit we conducted a walkthrough of the premises, there were around 20 customers inside of the pub during this visit. Myself and Sergeant 1305 ORD then entered the female toilets within the premises, I used a SIRCHIE NARK 2 COCAINE ID SWIPE to wipe the surface of the area around the sinks. The swipes are designed to presumptively identify trace amounts of Cocaine Hcl (powder) or Cocaine Base (crack or freebase). The swipe will turn blue if Cocaine is present. The swipe immediately turned blue. This was a positive indication that cocaine was present on the area around the sink.

Signature		Signature witnessed by	
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RESTRICTED (when complete)


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Witness Statement

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

 Statement of: Stephen Stringer URN
 Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: S.L Stringer

 This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false, or do not believe to be true.

Signature:

PRINT NAME: S.L StringerDate 10 / 10 / 2021
 Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

At 01:45hrs on Sunday 10th October 2021 I was on duty in full uniform with PC 2070 Catton and other colleagues when we attended JUNGLE BAR, VINE PLACE, SUNDERLAND to conduct a licensing visit.

As part of the visit I conducted a walk through of the premises accompanied by my colleagues. There were around 20 customers inside of the pub the majority of which were under the influence of alcohol.

I then made my way to the gents toilets within the premises again accompanied by PC 2070 Catton. I used a SIRCHIE NARK 2 COCAINE ID SWIPE to wipe the surface of the area around the sink in the gents toilet. The swipes are designed to presumptively identify trace amounts of Cocaine Hcl (powder) or Cocaine Base (crack or freebase). The swipe will turn blue if Cocaine is present. The swipe immediately turned blue. This was a positive indication that cocaine was present on the area around the sink.

Witness contact details

Home address: Postcode:

Home telephone No: Work telephone No:

Mobile/Pager No: E-mail address:

Preferred means of contact (specify details):

Best time of contact (specify details):

Former name: Date and place of birth:

Male ☐ Female ☐ Ethnicity Code (16 + 1) Religion / Belief (Specify)

DATES OF WITNESS NON-AVAILABILITY:

(Consider: Booked holidays, usual holiday dates, set medical or other appointments, religious requirements, academic exam dates and any other known commitments.)

Witness care

- a) Is the witness willing to attend court? Yes ☐ No ☐ If 'No', include reason(s) on form **MG6**.
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness?
 Yes ☐ No ☐ If 'Yes' submit **MG2** with file.
- d) Does the witness have any particular needs? Yes ☐ No ☐ If 'Yes' what are they? (Disability, healthcare, childcare, transport, language difficulties, visually impaired, restricted mobility or other concerns?)

Witness Consent (for witness completion)

- a) The Victim Personal Statement scheme (victims only) has been explained to me: Yes ☐ No ☐
- b) I have provided a Victim Personal Statement Yes ☐ No ☐
- c) I require my VPS to be read at court on my behalf / I wish to read VPS personally *delete as appropriate*
- d) I have been given the Victim Personal Statement leaflet Yes ☐ No ☐
- e) I have been given the leaflet "Giving a witness statement to the police – what happens next?" Yes ☐ No ☐
- f) I consent to police having access to my medical record(s) in relation to this matter (obtained in accordance with local practice) Yes ☐ No ☐ N/A ☐
- g) I consent to my medical record in relation to this matter being disclosed to the defence: Yes ☐ No ☐ N/A ☐
- h) I consent to the statement being disclosed for the purposes of civil proceedings if applicable, e.g. child care proceedings, CICA: Yes ☐ No ☐
- i) The information recorded above will be disclosed to the Witness Service so that they can offer help and support, unless you ask them not to. **Tick this box to decline their services:** ☐
- j) Your contact details may be disclosed to Victims First Northumbria if it is felt that you may benefit from their support, unless you prefer not to. **Tick this box to decline their services:** ☐

Signature of witness:

PRINT NAME:

Signature of parent/guardian /appropriate adult:

PRINT NAME:

Address and telephone number if different from above:

Statement taken by (print name):

Station:

Time and place statement taken: