



**DEVON & CORNWALL
CONSTABULARY**

Licensing Team
Torbay Council
C/O Torquay Town Hall
Castle Circus
TORQUAY
TQ1 3DR

Licensing Department East
Devon and Cornwall Constabulary
Force Headquarters
EXETER
EX2 7HQ

Telephone: 01392 452225

17 June 2014

Dear Sir/Madam

Park Lane, 1 Torwood Street, Torquay

I refer to an application for the Variation of the Premises Licence in respect of the above premises, submitted by the Premises Licence Holders, Jam Leisure (Park Lane) Ltd.

Having considered the application, and discussed the matter with Mr Adrian Hobbs, who is both a director of Jam Leisure (Park Lane) Ltd and the current Designated Premises Supervisor, the police make the following representation:

Park Lane is situated within the Torbay Council Cumulative Impact Area and currently consists of a ground floor terrace, ground floor bar, first floor bar and nightclub area, with an additional bar on the second floor. Due to the ground floor terrace not meeting the requirements of the smoking legislation, smoking is not permitted in this area and customers from Park Lane are directed to the road (also known as Park Lane) to smoke. This has led to complaints from residents concerning incidents and public nuisance issues and supervision issues for the premises as there is no defined/dedicated smoking area. In an attempt to address this issue, the Premises Licence Holders are now seeking, via this application, to include a roof top terrace within the Premises Licence.

Whilst recently conducting research in relation to recorded crime levels at the busiest late night licensed premises in Torquay, on 12 May 2014 my Police Licensing Officer, Mrs Julie Smart, identified that there has been a dramatic increase in recorded crime in

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relation to Park Lane since the beginning of 2014 when compared to the figures for 2013. The Premises Licence Holder, Jam Leisure (Park Lane) Ltd, and the Designated Premises Supervisor, Mr Adrian Hobbs, were therefore requested to attend a meeting at Torquay Police Station on 14 May 2014 in order to discuss this matter. A copy of the minutes of that meeting are attached for your information, together with tables showing the recorded crime levels for 1 January - 31 December 2013, 1 January 2014 - 12 May 2014 and 1 January 2014 - 17 June 2014 (ie crime figures up to the date of this letter).

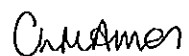
Park Lane is now the subject of a Police Problem Solving Profile, which indicates that this premises is considered to be a high risk premises and subsequently it will receive frequent monitoring in order to identify potential factors which may be contributing to the significant increase in crime at the premises and regular meetings with the Premises Licence Holder and Designated Premises Supervisor will take place in order to address any identified issues.

In relation to this variation application, it is noted by the police that despite Torbay Council's Licensing Statement of Principles 2011 stating that a variation would normally be refused unless the applicant has demonstrated in the operating schedule that there will be no negative impact on one or more of the Licensing Objectives, the applicant has not proposed any additional measures indicating how he will manage and supervise the proposed new roof top terrace. Due to issues currently being experienced by the police and residents regarding public nuisance issues in the road outside Park Lane, the police do not wish to object to this new roof top terrace, but due to escalating crime at the premises we wish to ensure that this area is adequately supervised and that where possible the number of customers smoking outside Park Lane is reduced. We therefore request that the following conditions be imposed on the licence:

1. In respect of the roof top terrace, CCTV camera's shall be installed in this area to the satisfaction of the police and there shall be a monitor situated behind the ground floor bar for viewing by staff.
2. At all times that the roof top terrace is open to the public after 2300 hrs, an SIA registered door steward shall be employed in this area.
3. From 12 midnight until the premises close, door stewards shall direct, as far as reasonably practicable, any customers wishing to smoke to the roof top smoking area.
4. Notices shall be prominently displayed within all bars of the premises informing customers that smokers should use the roof top terrace.

Should you require any further information, please do not hesitate to contact Julie Smart on 01803 218900.

Yours faithfully

A handwritten signature in cursive script, appearing to read 'C. Armes'.

Superintendent C Armes
LPA Commander

PARK LANE, TORWOOD STREET, TORQUAY

RECORDED CRIMES 2013

PREMISES	COMMON ASSAULT	S47 ABH	S18 GBH	S20 GBH	AFRRAY	ASSAULTS SUB-TOTAL	THEFT	DRUGS	OTHER	TOTAL
Park Lane	1	5	1	0	0	7	22	2	1	32

JANUARY – 12 MAY 2014

PREMISES	COMMON ASSAULT	S47 ABH	S18 GBH	S20 GBH	AFRRAY	ASSAULTS SUB-TOTAL	THEFT	DRUGS	OTHER	TOTAL
Park Lane	2	15	0	0	0	17	13	2	1	33

JANUARY – 17 JUNE 2014

PREMISES	COMMON ASSAULT	S47 ABH	S18 GBH	S20 GBH	AFRRAY	ASSAULTS SUB-TOTAL	THEFT	DRUGS	OTHER	TOTAL
Park Lane	2	17	0	1	0	20	16	2	1	39

MINUTES OF MEETING

TORQUAY POLICE STATION - 14 MAY 2014

Present: Sgt Mike Norsworthy – MN
Mrs Julie Smart – JS
Mr Adrian HOBBS – AH
Mr Antony Jones – AJ
James, Eliminate Risk Security – J

Those present were informed that this meeting had been called to raise police concerns with the Premises Licence Holder/DPS concerning the dramatic increase in crimes in relation to Park Lane. JS gave a breakdown of the figures, which showed that between March – December 2013 there were 32 recorded crimes which included 7 assaults, yet between January – 12 May 2014 there were already 33 crimes recorded in relation to Park Lane, of which 17 are assaults.

The Premises Licence Holder was asked if he was aware of any reasons why there had been such an increase in crime, and AH replied that there had been change in door stewards and perhaps their diligence had led to more positive reporting of offences. He further stated that now Bohemia has closed all the customers from there were attending Park Lane. It was pointed out that Park Lane had been consistently full to capacity throughout last year so the effect of Bohemia closing may not have had an impact. JS confirmed that if you add the assault figures for Park Lane and Bohemia for 2013 together they do correspond with the 17 assaults currently recorded in respect of Park Lane, however it is the responsibility of each individual premises to ensure that they do not impact on the licensing objective the Prevention of Crime and Disorder and recorded crime is likely to increase throughout the remainder of the year.

A number of L10's were discussed and a potential issue with CCTV coverage within Park Lane was highlighted. JS produced plans of the premises and AH marked the position of existing CCTV cameras and agreed to install additional cameras within various locations, including the search room, the lobby of the ground floor rear fire escape (through which persons are frequently ejected) and within the ground and first floor areas to ensure greater coverage.

A discussion followed concerning persons smoking outside of Park Lane and the proposed new roof top terrace. JS asked what the capacity for this area was intended to be and AH replied "About 100". JS asked how the premises will supervise this area and AH stated that there would be CCTV coverage with a monitor behind the 2nd floor cocktail bar. JS asked how the roof top would be supervised if the 2nd floor cocktail bar wasn't in use and AH stated he would place a monitor at the entrance for viewing by door stewards.

Discussion then took place concerning a proposed police initiative to obtain funding for 4 ID Scanners which would be sited within the 4 busiest late night premises within Torquay. These scanners will detect fake or fraudulently altered identification documents and will ensure increased vigilance for those premises where they are installed. Should sufficient funding be gained, it is proposed to install a scanner within Park Lane and A/Sgt Jeff Coe and Vicky Booty of Torbay Council will liaise accordingly with AH regarding this matter.

MN stated that it is likely that there will be an increase in licensing inspections over the forthcoming summer period and advised AH to ensure that the premises were complying with all conditions contained on the licence. JS highlighted that during a recent inspection at another premises several breaches of conditions were identified, these conditions concerned placement of posters etc and

although easy to rectify should have been complied with it all times. JS then read out a condition on the premises licence in relation to warning notices to be placed at the entrance door outlining conditions of entry, including ID checks, random searches and use of metal detectors. AH could not confirm that these notices were in place and was given suitable advice.

It was pointed out that the police are concerned re escalating crime levels at Park Lane, the premises will be closely monitored and should any further issues be identified they will be brought to the attention of the PLH/DPS.



DEVON & CORNWALL
CONSTABULARY

Jam Leisure (Park Lane) Ltd
Park Lane
1 Torwood Street
TORQUAY
Devon
TQ1 1ED

Licensing Department
Devon and Cornwall Police
Middlemoor HQ
Exeter, EX2 7HQ

Telephone: 01392 452225

18 June 2014

Dear Sir/Madam

Notification of High Risk Status

Due to a significant increase in recorded crime, particularly with regards to assaults, at your premise, together with several complaints from residents concerning anti-social behaviour, noise nuisance and incidents involving your customers which have occurred in the road adjacent to your premise (also known as Park Lane), your premise has been identified as high risk by Devon and Cornwall Police.

The licensing officer for your area will meet with you to discuss the reasons for your premises being graded as such and the actions you need to take to reduce the level of risk currently attached to your premises.

You are advised that a lack of significant improvement in your premises may result in further action being taken in relation to your licence to provide Licensable Activities. A copy of this letter will remain on your file and a copy sent to the Licensing Authority for their records.

I am aware that you attended Torquay Police Station on 14 May 2014 to discuss the police concerns regarding the crimes levels at your premises and can inform you that this letter has been sent to you now due to changes in Police Licensing procedures which commenced on Monday 16 June 2014, where all high risk premises will be notified in writing of their status.

Please note that this letter has been re-sent to you due to the date being incorrect on the first letter and I apologise for this error.

licensingeast@devonandcornwall.pnn.police.uk



If you have any further queries please do not hesitate to contact the licensing team on the number above or our email address below.

Yours Sincerely

A handwritten signature in black ink that reads "Phil Kennedy". The signature is written in a cursive style with a large, looping 'P' and 'K'.

Superintendent Phil KENNEDY
Local Policing and Partnerships
Devon & Cornwall Police



**DEVON & CORNWALL
CONSTABULARY**

Mr A M Hobbs
Designated Premises Supervisor
Park Lane
1 Torwood Street
TORQUAY
TQ1 1ED

Licensing Department
Devon and Cornwall Police
Middlemoor HQ
Exeter, EX2 7HQ

Telephone: 01392 452225

18 June 2014

Dear Sir

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If you have any further queries please do not hesitate to contact the licensing team on the number above or our email address below.

Yours Sincerely

A handwritten signature in black ink that reads "Phil Kennedy". The signature is written in a cursive style with a large, sweeping "K" and a long tail on the "y".

Superintendent Phil KENNEDY
Local Policing and Partnerships
Devon & Cornwall Police

File No.:		Computer URN:		Minute No.:	
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To be completed for any incident or for information on any licensed premises. This form to be submitted to the Licensing Unit as soon as possible. Nominal and / or intelligence **MUST** be submitted via Source and Covert Intelligence System (CIS).

- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Name of premises: Park Lane	
Address: Torwood Street Torquay	
Report type: <input type="checkbox"/> Visit <input checked="" type="checkbox"/> Incident <input checked="" type="checkbox"/> Other	Date: 23/11/2013 Time: 23:00 -
OIS Ref.:	Crime No.:
Brief summary / action taken (if not recorded elsewhere):	
<p>Parklane have changed their designated smoking area and have moved it to the front of the premises, during the evening the move a few poles and some red rope and corden off an area around 1 meter in front of the premises to the left of the property when looking at it.</p> <p>They then allow members of the public to smoke in this area until they close this area is on the main footpath and next to Sizzles Takeaway so you end up with a big group of people blocking the area around Parklane making it difficult to identify who has come out of the premises and who is just hanging around.</p> <p>Also I believe other premises have been stopped from using the footpath in this manner.</p>	
Submitted by: Name: Daniel Gouldthorpe	Force No.: 11697
Signed: D GOULDTHORPE	Date: 23/11/13 Time:
Action taken by Licensing Unit:	
Licensing officer:	
Forwarded to Daily Tasking:	

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Officers present at inspection:

Administration:

1. Designated Premises Supervisor (DPS) on the premises? Yes No
Name of DPS (or person in charge if no DPS):
 Helpful Unhelpful Obstructive Other:
2. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
3. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

1. Any violence inside / outside premises? Yes No
2. Any public order inside / outside premises? Yes No
3. Any evidence of drugs found inside / outside premises? Yes No
4. Any drinks promotions in operation at time of visit? Yes No
5. Any evidence of excessive drunkenness? Yes No

Public Safety:

1. CCTV on premises? Yes No Working at time of visit? Yes No
Incident captured? Yes No Staff able to download? Yes No
Image quality? Good Poor Other:
2. Door staff on duty? Yes No If Yes, number:
SIA licensed? Yes No Licence displayed? Yes No
3. Do the premises look overcrowded? Yes No
4. Method of checking the customer numbers:
5. Radio system in use? Yes No
6. Tables / glasses kept tidy? Yes No
7. Any smoking inside premises? Yes No

Public Nuisance:

1. Any noise or nuisance outside of premises? Yes No
2. Any smokers standing outside of premises? Yes No
3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

1. Any underage offences detected on the premises? Yes No
2. What proof of age policy is operated in the premises?
3. How is this publicised?
4. Do staff appear trained in proof of age? Yes No



Alcohol / Licensing Information Form

File No.:		Computer URN:		Minute No.:	
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To be completed for any alcohol related incident or for information on any licensed premises. When attending an incident please use the reverse of this form to record as much detail as operationally possible. This form to be submitted to the Licensing Unit as soon as possible. **Nominal and / or intelligence MUST be submitted via Source and Covert Intelligence System (CIS).**

- Licensing objective:
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type: <input type="checkbox"/> Visit <input type="checkbox"/> Incident <input checked="" type="checkbox"/> Other	Date: 29/11/13 -1/12/13	Time:
OIS Ref.:	Crime No.:	
Name of premises (where applicable): Park Lane		
Address: Torwood Street, Torquay		
Brief summary / action taken:		
Designated Premises Supervisor (DPS) on the premises? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Name of DPS (or person in charge if no DPS): N/A		
<input type="checkbox"/> Helpful <input type="checkbox"/> Unhelpful <input type="checkbox"/> Obstructive Other:		
On Friday 29/11/13 A/PS 6777 Dutton spoke to the manager at Park Lane to discuss the smoking area which staff have created at the front of the building, he stated that the DPS had been directed by the council that they were happy for him to create a cordoned area on the pavement for customers to smoke in and that they could then return to the club even after 0200hrs.		
When visiting the club around 2100hrs 29/11/13 two males were observed stood in the middle of the covered seating area smoking.		
Submitted by: Name: A/PS DUTTON	Force No.: 16777	
Signed: E DUTTON	Date: 1/12/13	Time: 2300HRS
Officers present at inspection:		

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Administration:

1. Premises Licence (summary displayed)? Yes No
(It should be displayed in the public area)
2. Premises Licence (complete) produced to officers? Yes No
(A constable can request to see full licence)

Crime and Disorder:

1. Any violence inside / outside premises? Yes No
2. Any public order inside / outside premises? Yes No
3. Any evidence of drugs found inside / outside premises? Yes No
4. Any drinks promotions in operation at time of visit? Yes No
5. Any evidence of excessive drunkenness? Yes No

Public Safety:

1. CCTV on premises? Yes No Working at time of visit? Yes No
Incident captured? Yes No Staff able to download? Yes No
Image quality? Good Poor Other:
2. Door staff on duty? Yes No If Yes, number:
SIA licensed? Yes No Licence displayed? Yes No
3. Do the premises look overcrowded? Yes No
4. Method of checking the customer numbers:
5. Radio system in use? Yes No
6. Tables / glasses kept tidy? Yes No
7. Any smoking inside premises? Yes No

Public Nuisance:

1. Any noise or nuisance outside of premises? Yes No
2. Any smokers standing outside of premises? Yes No
3. Any excessive litter / debris outside of premises? Yes No

Protection of Children:

1. Any underage offences detected on the premises? Yes No
2. What proof of age policy is operated in the premises?
3. How is this publicised?
4. Do staff appear trained in proof of age? Yes No

Any other information:



Alcohol / Licensing Information Form

File No.:		Computer URN:		Minute No.:	
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- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type: <input type="checkbox"/> Visit <input type="checkbox"/> Incident <input checked="" type="checkbox"/> Other	Date: 06, 07 and 08/11/13	Time:
OIS Ref.:	Crime No.:	
Name of premises (where applicable): Park Lane		
Address: Torwood Street, Torquay		
Brief summary / action taken:		
Designated Premises Supervisor (DPS) on the premises? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Name of DPS (or person in charge if no DPS): N/A		
<input type="checkbox"/> Helpful <input type="checkbox"/> Unhelpful <input type="checkbox"/> Obstructive Other:		
Park Lane's owner Adrian has implimented a new smoking area this weekend. After 0200hrs on both nights he created an area under on the covered balcony at the front of the premises. A 3ft high temporary barrier was put across the area in a diagonal line, Adrian claims this creates an area which has more than 50% open. This prevented the previous problem of people leaving the premises and re-entering after 0200hrs however I think the use of this area is in breach of smoking legislation. The balcony was used by customers for the period 0200hrs unti Park Lane closed.		
Submitted by: Name: A/PS DUTTON	Force No.: 16777	
Signed: E DUTTON	Date: 8/12/13	Time: 1800HRS
Officers present at inspection:		

Licensed Premises Visit Checklist

Any information from these checks to be included in 'Brief summary' overleaf.

Administration:

1. Premises Licence (summary displayed)?
(It should be displayed in the public area) Yes No
2. Premises Licence (complete) produced to officers?
(A constable can request to see full licence) Yes No

Crime and Disorder:

1. Any violence inside / outside premises? Yes No
2. Any public order inside / outside premises? Yes No
3. Any evidence of drugs found inside / outside premises? Yes No
4. Any drinks promotions in operation at time of visit? Yes No
5. Any evidence of excessive drunkenness? Yes No

Public Safety:

1. CCTV on premises? Yes No
Incident captured? Yes No
Image quality? Good Poor Other:
Working at time of visit? Yes No
Staff able to download? Yes No
2. Door staff on duty? Yes No If Yes, number:
SIA licensed? Yes No
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3. Do the premises look overcrowded? Yes No
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Protection of Children:

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2. What proof of age policy is operated in the premises?
3. How is this publicised?
4. Do staff appear trained in proof of age? Yes No

Any other information:



Alcohol / Licensing Information Form

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- Licensing objective:**
- The prevention of crime and disorder;
 - Public safety;
 - The prevention of public nuisance; and
 - The protection of children from harm.

Report type:	<input type="checkbox"/> Visit	<input type="checkbox"/> Incident	<input checked="" type="checkbox"/> Other Public Order	Date: 13/06/14	Time: 0100
OIS Ref.:				Crime No.:	
Name of premises (where applicable): PARK LANE, TORQUAY					
Address:					
Brief summary / action taken:					
Designated Premises Supervisor (DPS) on the premises? <input type="checkbox"/> Yes <input type="checkbox"/> No					
Name of DPS (or person in charge if no DPS):					
<input type="checkbox"/> Helpful	<input type="checkbox"/> Unhelpful	<input type="checkbox"/> Obstructive	Other:		
Submitted by: Name: HOGAN				Force No.: 16815	
Signed: M HOGAN			Date: 140614	Time: 2130	
Officers present at inspection:					
PC2811 MAIDENS					

Licensed Premises Visit Checklist

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3. How is this publicised?
4. Do staff appear trained in proof of age? Yes No

Any other information:

Whilst on duty outside Park Lane, Torquay there is a lane to the right hand side of the premises as you are looking at the front.

This lane has become the space where smokers come out during the evening. The whole lane is becoming completely blocked by drunk persons. Moving said people is a time consuming process should emergency services require to get access to this lane.

There have been a number of complaints from the public house at the top of this lane reference anti social behaviour. Also, on the evening a female was seen with a glass outside of the premises. whilst it was not seen if she came from Park lane I would suggest there was a high probability of this being the case.

The lane itself runs directly on to the main road onto the clock tower. Due to the high numbers of people congregating in this lane there is no protection for those that are drunk and stumbling into the road where oncoming traffic are.

From a visual point of view when passing this area it would appear very attractive to passing clientele as there are usually a large crowd of people. This attracts others to wonder over out of curiosity and further causes issues should access be required. Once people are let out of Park Lane premises there is no supervision of these persons by Park Lane staff. If Police officers are there it becomes their issue to resolve should disorder break out.

Park Lane do have a sheltered area at the front of the premises which potentially could be used as a smokers area, however due to legislation I am not sure that this would be possible to enforce?.