

# **REVIEW OF PREMISES LICENCE – Escape (PL0436)**

## **Licensing Sub-Committee**

**1pm Monday 6th September 2021**

### **Remote Hearing**

#### **1.0 Purpose of Report**

1.1 To consider a request from Northamptonshire Police for the Review of the Premises Licence for Escape, a nightclub at 5 Horseshoe Street, Northampton.

#### **2.0 Summary**

2.1 The review application was received on the 13th July 2021 and submitted in accordance with licensing objective(s) for;

- The Prevention of Crime and Disorder

2.2 The current licence holder is Mr Dan Kituno.

#### **3.0 Consultations/Representations**

3.1 When a request for the review of a premises licence or club premises certificate is received, the licensing authority must display a notice at or near the premises, and on the council's website. This gives responsible authorities and any other interested parties a 28-day period for the opportunity to make representations in relation to the review application. It is the responsibility of the applicant to serve a copy of the review application onto the licence holder and the responsible authorities.

3.2 The local authority displayed the obligatory notice on the 14th July 2021.

3.3 During the 28-day period there have been further representations from the public, one from a housing manager from White & Browns property management company on behalf of residents at Intoto House which is next to Escape on Horseshoe Street. This is on the grounds of public nuisance. There have also been some representations from customers and staff from the premises itself expressing their positive views of the safety and security at the premises.

#### **4.0 Attendance**

4.1 The local authority is required to request confirmation of attendance from all interested parties. The following have to date confirmed attendance at today's hearing:

PC Sandy Tracey – Northamptonshire Police

**5.0 Premises Licence Details**

5.1 **Licence Number:** PL0436

**The current Licence Holder of the premises is:**

Mr Dan Kituno

**The DPS at Escape is:**

Mr Dan Kituno

**The premises are licensed for the following activities and times:**

**The Performance of Live Music (Indoors)**

Mon – Thurs 10.00 – 03.00

Fri – Sat 10.00 – 04.00

Sun 12.00 - 2.00

**Playing of Recorded Music (Indoors)**

Mon – Thurs 10.00 – 03.00

Fri - Sat 10.00 – 04.00

Sun 12.00 – 02.00

**The Performance of Dance (Indoors)**

Mon – Thurs 10.00 – 03.00

Fri – Sat 10.00 – 04.00

Sun 12.00 – 02.00

**Late-Night Refreshment (Indoors)**

Mon – Thurs 23.00 – 03.00

Fri – Sat 23.00 – 04.00

Sun 23.00 – 02.00

**The Sale of Alcohol by Retail (on & off the premises)**

Mon - Wed 10.00 – 02.00

Thurs 10.00 – 03.00

Fri- Sat 10.00 – 04.00

Sun 12.00 – 02.00

## **Premises Opening Hours**

Mon – Thurs 10.00 – 03.30

Fri- Sat 10.00 – 04.30

Sun 12.00 02.30

## **6.0 History of Premises & Licence Holder**

6.1 Mr Dan Kituno has been the licence holder at Escape since December 2017 .

6.2 He has also been the DPS since that time..

## **7.0 Options**

7.1 At the end of the consultation period the licensing authority must hold a hearing. It must take such steps as it considers appropriate for the promotion of the licensing objectives, which are:

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance; and
- the protection of children from harm.

The steps the Sub-Committee can take are to:

- to modify the conditions of the licence;
- to exclude a licensable activity from the licence;
- to remove the designated premises supervisor;
- to suspend the licence for a period not exceeding 3 months;
- to revoke the licence.

Or take no action.

For those purposes, a condition of the licence is modified if any of them are altered or omitted or a new condition is added.

## **8.0 Policy Considerations**

8.1 Northampton Borough Council Statement of Licensing Policy

8.2 s.182 Guidance Licensing Act 2003

Sections 11 & 13 give guidance for determination of this application.

Subsections 11.24 to 11.28 highlight the elements of the Guidance that are most relevant with respect to this application. This is not exhaustive, and guidance should be considered fully prior to making decisions with respect to applications.

## 9.0 Committee

Each application must be considered on its own merits and any conditions attached to licences and certificates must be tailored to the individual style and characteristics of the premises and events concerned. This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions. Standardised conditions should be avoided and indeed, may be unlawful where they cannot be shown to be necessary for the promotion of the licensing objectives in any individual case.

<b>Report Contents</b>	<b>Title</b>
Appendix 1.	Review Application
Appendix 2.	Premises Licence
Appendix 3.	Public Notice
Appendix 4.	Police Evidential Bundle
Appendix 5.	Representation, emails and photographs Intoto House
Appendix 6.	Supporting representations (Redacted of personal details)
<b>Report Author</b>	Martin O'Connell

# APPENDIX 1.

[Insert name and address of relevant licensing authority and its reference number (optional)]

## 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 **Police Constable 0010 TRACEY**

(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

Escape Venue, 5 Horseshoe St, Northampton, NN1 1AJ.

(The Premises Licence shows the address: The Old Factory, Adelaide Place, Horseshoe St, Northampton, NN1 1AJ)

Post town Northampton

Post code (if known) NN1 1AJ

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

Mr Dan Mandaba KITUNO, Old School Building, Horseshoe St, Northampton, NN1 1AJ

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

PL0436

#### 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

**PC 0010 S TRACEY  
Northamptonshire Police  
Wellingborough Police Station  
Midland Road  
Wellingborough  
Northamptonshire  
NN8 1HF**

Telephone number (if any)

**101 EXT 346307**

E-mail address (optional)

**Sandy.tracey@northants.pnn.police.uk**

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

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

Please tick one or more boxes ✓

**X**

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

**I act on behalf of the Chief Officer of Police for Northamptonshire, Mr Adderley. He has delegated responsibility and has authorised me to act on his behalf with regard to representations made by Northamptonshire Police to Licensing Authorities across the county of Northamptonshire.**

**Northamptonshire Police call for the Review of the Premises Licence for ESCAPE VENUE under the Licensing Objectives of the Prevention of Crime and Disorder.**

**This Review relates to the offence of:**

- 1. Allowing disorderly conduct on a licenced premises (S140 Licensing Act 2003)**
- 2. Affray (S3 Public Order Act 1986)**
- 3. Possession of a Pointed or Bladed Article (S139 Criminal Justice Act 1988)**
- 4. S18 Wounding with Intent (Offences against the Person Act 1861)**



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

1. This Review is based on an incident of Affray that occurred both inside and outside The ESCAPE VENUE, HORSESHOE STREET, NORTHAMPTON whereby a young male received serious stabbing injuries. As a result of numerous police requests to make contact with them to the Premises Licence holder and DPS, Mr Dan KITUNO he has failed to do so.
2. In the early hours of Sunday 13<sup>th</sup> June, 2021, Northamptonshire Police Response Officers attended an incident that occurred in close proximity to ESCAPE VENUE. An anonymous male had dialled 999 requesting police at 03:31hrs. He stated that a stabbing had occurred in the car park, St Peters Way, Northampton adjacent to the club. He stated the injured party was 'dying'.
3. Officers made their way to the scene, the first officers arrived at 03:35hrs and saw around 70-100 young people in the car park. The majority of the group were young males who were of African Caribbean decent.
4. Police enquiries revealed that the group had been attending a birthday party inside ESCAPE VENUE which was not pre-booked. There had been a violent altercation within the club whereby a knife was produced by one of the persons involved. This altercation spilled out as the club was closing into the car park. It was in the car park where a male was then stabbed 3 times receiving serious injuries for which he was hospitalised.
5. Officers at the scene spoke to the manager of the bar, a Mr Dan KITUNO to establish what had happened as he was present. He confirmed who he was and provided his details. He was told that police would need the CCTV from inside the club to establish what had happened inside prior to the altercation outside. Mr KITUNO stated that he had hosted a birthday party for a group of 100 persons.
6. It was established that members of the group involved in the altercation are Gang nominals known to Northamptonshire Police
7. On Monday 14<sup>th</sup> June, 2021 PC TRACEY from Northamptonshire Police Licensing Team wrote an email to Mr KITUNO (SAT/1) requesting the following information;
  - Details of the event you held at his premises on the night of Saturday into Sunday the 12<sup>th</sup>-13<sup>th</sup> June, 2021
  - The number of people he had inside his premises
  - Copies of his risk assessments
  - Details of any promoters he may have used
  - Details of the door staff he employed that evening (names, SIA numbers and dates of birth plus the hours they worked)

- Copies of his incident logs (both his and SIA staffs)
  - CCTV footage from 02:00hrs to 03:45hrs covering all aspects of his premises.
8. On Monday 14<sup>th</sup> June, 2021 PC Tracey also called Mr KITUNO's mobile phone and left a voice mail message for him to contact her urgently. She explained it was regarding the stabbing incident outside his club and the altercation inside. She explained she's like to discuss working in a partnership approach in the first instance to ensure this didn't happen again.
  9. Mr KITUNO has not responded to either the email or the phone message.
  10. On Thursday 17<sup>th</sup> June, 2021 PC Tracey left another message on MR KITUNO's voice mail stating that she was concerned she had not heard from him and that she presumed that this was because he was unwilling to liaise with her and work in a Partnership approach to deal with the incidents that had occurred both inside and outside his venue the previous weekend.
  11. On Monday 21<sup>st</sup> June PC TRACEY left another telephone voicemail for MR KITUNO to get in touch with her as a matter of urgency.
  12. On Thursday 24<sup>th</sup> June, PC Tracey called him again and left another voice mail.
  13. On Monday 28<sup>th</sup> June, 2021 PC Tracey wrote to Mr KITUNO again (SAT/2) and outlined the following:
    - To get in touch with her regarding the incident on the night of the 12/13<sup>th</sup> June at ESCAPE VENUE, Northampton.
    - The fact she had emailed him and then called him 3 times.
    - That she was trying to establish facts around the incident and to implement procedures to ensure an incident of this type doesn't reoccur in a partnership approach.
    - That she was disappointed that he hadn't been in touch as expected.
    - That as a result she was left with no choice other than to implement Review proceedings against his premises.
    - That if she didn't hear from him by midday on Wednesday 30<sup>th</sup> June she would assume that he did not wish to engage and work with Northamptonshire Police and that Review papers would be submitted in due course to Northampton Borough Council.
  14. To date MR KITUNO has not made any contact either directly or indirectly with Northamptonshire Police Licensing Team. He has not left a message on PC Tracey's mobile telephone or via any other means. PC TRACEY has provided her contact details to Mr KITUNO during every correspondence she's made.
  15. Northamptonshire Police has lost confidence in Mr KITUNO as a DPS and licence holder based on his failure to communicate with our licensing department when requested.

16. Northamptonshire Police has concerns on MR KITUNO's ability to run a Late Night venue such as the ESCAPE VENUE and keep the public safe; A knife was used in an altercation within his premises and later outside whereby a young man was stabbed 3 times. Mr KITUNO has not engaged with either the officer in the case or PC TRACEY at any point to offer an explanation, his help or his support.
17. Mr KITUNO was present through the evening at the venue as an earlier visit by the authorities placed him there. We know he was present at the venue between 02:00hrs and 03:00hrs on Sunday 13<sup>th</sup> June, 2021. We have a statement to this affect. MR KITUNO has not engaged with police as requested and what is expected as a responsible operator, therefore Northamptonshire Police seek revocation of the premises licence PL0436.
18. Mr KITUNO has had the opportunity to work with us in a partnership approach in dealing with what happened at his venue and putting measures in place to try and ensure an incident of this type doesn't happen again. His failure to get in touch has left us with no option other than to seek revocation of the premises licence for which he is legally responsible.

When making this application Northamptonshire Police have consulted the statutory section 182 Guidance that accompanies the Licensing Act 2003, specifically paragraphs 11.24 – 11.28 (specifically paragraph 2.1) which relates to Reviews in connection with crime.

R (Bassetlaw District Council) v Worksop Magistrates Court outlines the case that the action(s) taken by the Licensing Committee can be punitive. Northamptonshire Police ask the Licensing Committee to consider Revocation of this particular Premises Licence in the interests of the wider community for reasons detailed in the above case.

This is Northamptonshire Police's initial submission to the Licensing Authority further details regarding the incident, where appropriate will be submitted in accordance with the Licensing Act 2003 Hearing Regulations.

Please tick ✓ yes

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

If yes please state the date of that application

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

NA

Please tick ✓

- 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

**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

*Tracey PC10*

Date

7<sup>th</sup> July, 2021

Capacity **Northamptonshire Police Licensing Constable**

**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.





You are here » Home » Licensing Act Premises Search » Detail » Application

Licensing Act 2003 - Premises Licence Register as at 11:16 on 17 August 2021

**Escape Venue**

Old School Building, Horseshoe, Northampton, NN1 1AJ

**Premises Licence PL0436 from from 18/12/2017 to indefinite**

**Licence holder(s)**

<b>Full Name:</b>	Mr Dan Mandaba Kituno
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**Designated Premises Supervisor**

<b>Full Name:</b>	Mr Dan Mandaba Kituno
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**Permitted Activities**

- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment facilities for making music
- entertainment facilities for dancing
- the sale by retail of alcohol
- provision of late night refreshment

**Premises Open Hours Granted**

	<b>Time From</b>	<b>Time To</b>
Monday-Thursday	10:00	03:30
Friday-Saturday	10:00	04:30
Sunday	12:00	02:30

**Activities - Times Granted**

	<b>Time From</b>	<b>Time To</b>
<b>E. Performance of live music (Indoors)</b>		
Monday-Thursday	10:00	03:00
Friday-Saturday	10:00	04:00
Sunday	12:00	02:00
<b>F. Playing of recorded music (Indoors)</b>		
Monday-Thursday	10:00	03:00
Friday-Saturday	10:00	04:00
Sunday	12:00	02:00
<b>G. Performance of dance (Indoors)</b>		
Monday-Thursday	10:00	03:00
Friday-Saturday	10:00	04:00
Sunday	12:00	02:00
<b>I. Provision of facilities for making music (Indoors)</b>		
Monday-Thursday	10:00	03:00
Friday-Saturday	10:00	04:00
Sunday	12:00	02:00

**J. Provision of facilities for dancing (Outdoors)**

Monday-Thursday	10:00	03:00
Friday-Saturday	10:00	04:00
Sunday	10:00	02:00

**L. Late night refreshment (Indoors)**

Monday-Thursday	23:00	03:00
Friday-Saturday	23:00	04:00
Sunday	23:00	02:00

**M. The sale by retail of alcohol for consumption ON and OFF the premises**

Monday	10:00	02:00
Tuesday	10:00	02:00
Wednesday	10:00	02:00
Thursday	10:00	03:00
Friday-Saturday	10:00	04:00
Sunday	12:00	02:00

**Additional Conditions****ANNEX 1 - MANDATORY CONDITIONS****Mandatory conditions where licence authorises supply of alcohol**

- (1) No supply of alcohol may be made under the premises licence -
- (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - (b) at a time when the designated premises supervisor does not hold a personal licence or his 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.

**ADDITIONAL MANDATORY CONDITIONS.**

The following mandatory conditions are to be applied to the licence stated above in accordance with The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 as amended by the The Licensing Act 2003 (Mandatory Licensing Conditions)(Amendment) Order 2014.

**The following conditions shall come into force on 1<sup>st</sup> October 2014**

1. (1) 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.

(2) 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 disability).

2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

3. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

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

(3) 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) a holographic mark, or
- (b) an ultraviolet feature.

4. 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: ½ pint;
  - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
  - (iii) still wine in a glass: 125 ml;
- (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.”

The following mandatory conditions are to be applied to the licence stated above in accordance with The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014.

**The following conditions shall come into force on 28th May 2014**

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 the condition set out in paragraph 1-
  - (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-

$$P = D + (D \times V)$$

**Where -**

- (i) P is the permitted price,
  - (ii) D is the rate 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) "valued 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 this 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.

### **Licensing Act 2003**

This licence is granted on the condition that the restrictions contained within the enactments specified under the Licensing Act 2003 Schedule 8 (1 & 6) are adhered to.

### **Police Conditions**

- 1 The operator in order to secure the integrity of the licensing objective the prevention of crime & disorder shall ensure that bottles, glasses and other open containers are not taken from the premise unless the practise is specifically authorised by the premise license.
- 2 To co-operate fully with any agency to ensure that the promotion of the four licensing objectives is actively supported by the use of crime prevention notices and similar.
- 3 To prevent incidents of crime and disorder an expectation prevails that the operators of premises and their staff will at all reasonable times co-operate fully with the Police and other enforcement agencies and take steps to ensure that members of their staff understand the importance of the responsibility they hold.



APPENDIX 3.



**Notice of Application for a Review of Professional Licence  
under Section 11 of the Licensing Act, 2001**

An application has been made for a review of the previous  
licence held in respect of the following profession:

The College of Surgeons, 15, Old Bailey Street, Northampton, NN1 1AT

The grounds of the Application for review are:

The grounds for the review are to revoke the Licensing  
Conditions of Subverting Order and Disorder due to a minor  
breach of the conditions.

Representations can be made in writing  
Reference: 18/07/2021 and 18/08/2021

Please write to the address below:

The Licensing Team	Trn	0300 123 7700
West Yorkshire Council	Trn	
Colindale		
20-21st Floor		
Northampton	Web:	<a href="http://www.west-yorkshire.gov.uk">www.west-yorkshire.gov.uk</a>
NN1 2JX		

It is an offence knowingly or recklessly to make a false  
statement in connection with an application and the  
maximum fine for which a person is liable on summary  
conviction for this offence is unlimited.





**Check in now** 

Make sure you check in with the app before you arrive at the site and check in again when you leave.

**Easy to use**

The free COVID-19 app is shown to help with the spread of COVID-19.

Number Approved 0300 344 344



**COVID-19**

It is an offence knowingly or recklessness to make a false statement in connection with an application and the maximum fine for which a person is liable on summary conviction for this offence is £5,000.

**COVID-19**

It is an offence knowingly or recklessness to make a false statement in connection with an application and the maximum fine for which a person is liable on summary conviction for this offence is £5,000.







# Appendix 4 – Police Evidential Bundle

## Contents

1. Statement of PC 1567 Jason White
2. Statement of Sgt. Jack Mitchinson
3. Statement of Sgt. Sally O'Neill
4. Email to WNC Licensing from PC Sandy Tracey (Police Licensing Officer)
5. Email from Louise Faulkner to PC Sandy Tracey confirming contact with Dan Kituno
6. Proposed conditions (in event premises licence is not revoked by the sub-committee)



Complete

GSC Class:

Reason:

If Req'd

Handling Conditions:

MG11

Occurrence Ref:

### WITNESS STATEMENT

Criminal Procedure Rules, r. 16.2; Criminal Justice Act 1967, s. 9

URN 

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Statement of: Jason White 1567

Age if under 18: Over 18 (if over 18 insert 'over 18')

Occupation: Police Constable

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:.....

Date: 19/07/2021

I am a serving police constable and I am writing this statement in relation to a crime I am investigating whereby a male was stabbed after exiting ESCAPE VENUE bar following an altercation inside the venue. This occurred on 13/06/2021 at roughly 0330 hours in the ST PETERS WAY CAR PARK, NORTHAMPTON.

On 13/06/2021 I was allocated as the office in case for a GBH assault which occurred earlier that day, Northants police occurrence number 21000327170 refers. I was informed that at roughly 0330 the same morning a male had been stabbed 3 times in the ST PETERS WAY CAR PARK and was currently in WALGRAVES hospital receiving treatment for his injuries. I started my investigation by reviewing all the information and evidence already gathered by the initial attending officers which I will summarise.

At 0331 hours police received a 999 call from a member of the public stating someone at ST PETERS WAY CAR PARK had been stabbed. This caller states the victim has come from "ESCAPE". The informant goes on to say he was speaking to a male with the knife who was with 2 other males who also had knives. The informant told the call handler this started inside ESCAPE but the actual stabbing happened outside in the car park. At 0357 there is a note on the incident log where the informant tells the call handler that he has seen pretty much everything and the suspect brought out the knife inside ESCAPE. The informant was uncooperative with police and refused to provide any further details. All this information is recorded on the Northamptonshire police call log, reference NP-20210613-0108.

Uniformed police officers arrived at 0336 hours and located the victim, confirming his injuries as a serious stab wound to the leg and two more to his shoulder. The victim initially refused to provide any details but eventually provided an initial account confirming he had been in ESCAPE and left into the ST PETERS WAY CAR PARK when he was attacked by another group of males who are unknown to him. I have since spoken to the victim on multiple occasions and he has further stated that he was in ESCAPE with some friends. There was an altercation inside the venue but he was not involved in this and doesn't know who was. He then left with his friends and was waiting in ST PETERS WAY CAR PARK when he was set upon by another group of males who he believes were also in ESCAPE as everyone in the car park had just come out from the bar. It was during this altercation outside that he was stabbed.

There were also multiple large groups of people present upon police arrival who had also just come from ESCAPE. Members of the public were spoken to and one witness informed officers that whilst he was waiting outside he has seen the altercation in the car park. He recalls seeing the victim and his friends waiting in the car park and another group of males who had come from ESCAPE attacking them. He has

Signature: ..... Signature witnessed by: .....

Continuation of Statement of:.....

seen a bat being used during the assault and he saw the suspects drive off from the scene from a car parked behind the premises. He had also heard from other members of the public that there was an incident inside ESCAPE where a knife was mentioned but he did not see this himself as he was outside.

Officers have also noted that they spoke to the owner of ESCAPE VENUE, Dan KITUNO on initial attendance. He informed them that a group of 100 people arrived for someone's birthday night out but this was not pre-booked. He told officers there was CCTV on the outside of the premises but he was unable to review it at the time.

Signature: ..... Signature witnessed by: .....

## POLICE STATEMENT

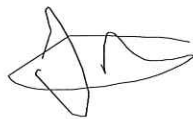
Criminal Procedure Rules, r.16.2; Criminal Justice Act 1967, s.9

NICHE Ref No:

**Statement of:** 34P0337, Sergeant Jack Mitchinson

This statement 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.

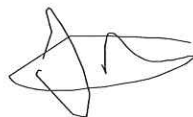
Signature



Date: 28-06-2021

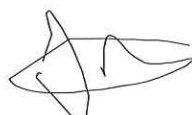
I make this statement in relation to an incident I attended on SUNDAY 13th JUNE 2021 at around 0330hrs, whilst on duty in full uniform and crewed with PC 960 PERCH. At the above time we were deployed to ST PETERS WAY CAR PARK, ST PETERS WAY, NORTHAMPTON to reports of a Stabbing, with a number of other officers. On arrival there were a number of people hanging around in the car park at the rear of ARGOS and the ESCAPE CLUB and there was an Ambulance treating the victim of the stabbing. I spoke with the Paramedics who advised that the victim wasn't forthcoming with information and the other family member was present wouldn't say a lot about what had happened. I then went with the Ambulance up to WALSGRAVE HOSPITAL, whilst PC 960 PERCH travelled in the rear. I did not physically speak to the victim, and have no further involvement in the matter, however I did hear over my Police Radio that the persons involved had been in the Escape Bar.

Signature



Date: 28-06-2021

Signature



Date: 28-06-2021

Statement started: 28-06-2021 21:00:34

Statement completed: 28-06-2021 21:01:11



<b>Complete</b> <b>If Req'd</b>	GSC Class:	Reason:
	Handling Conditions:	

MG11

Occurrence Ref:

### WITNESS STATEMENT

Criminal Procedure Rules, r. 16.2; Criminal Justice Act 1967, s. 9

URN 

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Statement of: PS Sally O'NEILL 437

Age if under 18: Over 18 *(if over 18 insert 'over 18')*

Occupation: Police Officer

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.

I am a police officer based at WESTON FAVELL POLICE STATION. On Sunday 13<sup>th</sup> June 2021 I was on duty on mobile patrol, in full uniform, in my capacity as the Duty Sergeant for Northampton Town.

At approximately 0330 hours I was called to attend ST PETERS WAY CARPARK, NORTHAMPTON following reports of a male having been stabbed. On attendance paramedics were already at scene and treating the male victim in the back of their ambulance. There were approximately 70-100 people loitering in the area and they were all coming from the direction of a venue unknown to me at the top of the car park.

During my conversations with witnesses I was led to believe that the victim had previously been inside this venue, which I now know to be ESCAPE VENUE, which is situated at the top left-hand corner, behind DOMINOS PIZZA. I initially approached the venue in order to establish if there were any CCTV cameras. Information from witnesses was almost non-existent and nobody wanted to confirm what had happened or where the incident had occurred.

I noticed a camera situated above the main entrance of the venue, it had a light on and appeared to be working. I then approached the side entrance, on the left-hand side of the building, where 2 people were bringing full bin bags outside, and asked to speak to the venue owner or person in charge. A short while after a male approached me to state he was the venue owner. He identified himself to me as DAN KITUNO born 16<sup>th</sup> JULY 1982 and provided a telephone number of 07710139761.

I asked him about whether the CCTV was functioning and explained to him that a male, who had been in attendance at his venue, had been stabbed. KITUNO seemed shocked but confirmed the CCTV was new and would be working. I asked him whether there had been an event at the location, he stated that there had not and they were just open for a few customers prior to their full opening party. He stated that a large group had arrived, and he was aware that it was one of the groups birthdays. He said that the group seemed in good spirits and he allowed them entry as he knew the "BIRTHDAY BOY" who he named as "SASHA". He was keen to tell me that there had been no trouble inside and that all the patrons had been observing social distancing guidelines. KITUNO was unable to access the CCTV there and then so I obtained his details and stated investigators would be back in contact to see if it had captured anything. I had no specific reason to disbelieve KITUNO'S account, however I did think it strange that such a large group would randomly attend this location, and that the owner would know them, when this wasn't an official birthday party event.

I would describe KITUNO as an IC3 male, aged around 35-45 years old, 5'5 in height and of average build. From my recollection I believe him to have had a bald head and he was wearing a light-coloured short sleeve shirt. It has been around 2 weeks since the incident occurred and writing this statement.

Unfortunately, the incident had been captured on BWV however there has been a corruption to the file download, and I have been unable to locate or review it.

Signature:.....

Date: 29/06/2021

Signature: ..... Signature witnessed by: .....

Continuation of Statement of:.....

Signature: ..... Signature witnessed by: .....



## Martin O'Connell

---

**From:** Tracey Sandy <Sandy.Tracey@northants.pnn.police.uk>  
**Sent:** 10 August 2021 15:59  
**To:** Martin O'Connell  
**Cc:** Liquor Licensing; Moreton Simon  
**Subject:** Escape conditions  
**Attachments:** Escapeconditions.docx; MG11 PC 1567 WHITE - GBH ST PETERS WAY.doc; ESCAPE Bar Statement.pdf; P0437 MG11 ESCAPE VENUE.doc

Dear Martin,

As discussed earlier, please find attached the conditions we would like to committee to consider should they decide against revocation of the licence. I feel they are proportionate, fair and specific to the seriousness of the recent incident and the lack of engagement from the premises licence holder and DPS, Mr Kituno when requested by us.

We understand that Mr Kituno has been unwell and we wish him a speedy recovery, however I am aware that the venue has continued to trade in his absence. We are therefore disappointed and frustrated that a staff member has been unable to download the CCTV as requested by me in an email to Mr Kituno's legal representative sent 27/7/2021. We have had no response to this email.

Mr Kituno made contact with me this morning (10/8/21) for the first time via mobile telephone and via my work land line phone so he clearly has my number, I advised him this was unwise and it was best to wait until the hearing. He stated he had been advised not to make contact with me by his solicitor too but wanted to apologise for not getting in touch. When I asked him about the CCTV he stated he had deleted the footage but then later corrected himself and said that as it had gone over the 31 days the system had automatically deleted the footage. This was despite knowing the footage was required when he was spoken to on the night, after the incident by my colleagues and later numerous times by me.

We continue to seek revocation of the licence as we have no confidence in him as a responsible operator being able to support the licensing objectives.

Please also find attached a statement by the officer in the case, DC WHITE. I have a redacted copy of the incident report (108-13JUNE21) that DC WHITE makes reference to in his statement detailing a knife was seen inside the venue. I have highlighted the relevant comments with a \* to assist the committee in reading the incident logs and will have it available on the day for them to read. I am uncomfortable about providing it at this stage due to our data protection rules. Also attached are statements from PC Mitchinson and PS O'Neill.

We had an incident at the venue last weekend whereby a 17 year old boy had been inside the venue. This young male was struck and injured by a car once he had left the venue and crowds were loitering outside across the carriageway rather than being supervised by door staff in dispersing. Details are as follows:

### DETAILS FOR 60A (21\*444339 REFERS)

need for the 60a has arisen owing to the manner of egress en masse of patrons of Escape Venue. Large numbers have encroached into the carriageway, are sat upon the central reservation or simply stood in the road with scant regard for traffic or the dangers therein.

Elysium queues are separate to this and the patrons from Escape are seen simply emerging and spilling onto road

One group stood in lane 2 is where a FTS incident occurs - vehicle has struck one of these persons and flung them into air and forward.

Vehicle is a FTS.

This isn't first time this issue has been raised and it is lucky it was not fatal.

---

### Details from Crime report ref: 21\*444339

CCTV operators are informed by a Club that there has just been a hit and run outside the location.

Officers arrive and 2 males are identified as having been hit by a \*\*\*\*\* (Car). Whilst there, a number of persons are aggressive towards officer and have to be pushed back. The details of one IP is not known at this time.

Injured party (aged 17, Dob – 21/8/2003) has lost an earring, has small cuts to his fingers, and pain to his leg. He had no neck pain, and no pain to any part of his head. No obvious lumps//bumps found. EMAS have attended and spoken to him. He refused treatment and just wanted to go home.

The second male also refused treatment.

The vehicle remains unknown at this time.

**Victim:**

Victim is known and has been spoken to. He has not had an MG11 taken yet

**Witnesses:**

There were in excess of 200 people who had just been ejected from a club outside. It is not known how many of these witnessed the RTC

---

Submitted for the information of the Committee in preparation for the hearing. More to follow. I got the date being the 6<sup>th</sup> September, thank you.

Kind regards,

Sandy

**Police Constable 0010 Sandy TRACEY**

Northamptonshire Police Alcohol Licensing Constable

Wellingborough Police Station  
Midland Road, Wellingborough. NN8 1HF.

Telephone 101 Ext. 346307

Mobile 07973 880381

Email [Sandy.Tracey@northants.pnn.police.uk](mailto:Sandy.Tracey@northants.pnn.police.uk)

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## Martin O'Connell

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**From:** Tracey Sandy <Sandy.Tracey@northants.pnn.police.uk>  
**Sent:** 12 August 2021 08:49  
**To:** Martin O'Connell  
**Cc:** Louise Faulkner  
**Subject:** Escape Review Papers

Dear Martin,

Please can Mrs Faulkner's email be added to the report for Escape venue's Review. It evidences that Mr Kintu was receiving and acknowledging emails to the same email address I sent all my correspondence to that he says he didn't receive.

Many thanks and regards,

Sandy

**Police Constable 0010 Sandy TRACEY**  
Northamptonshire Police Alcohol Licensing Constable

Wellingborough Police Station  
Midland Road, Wellingborough. NN8 1HF.

Telephone 101 Ext. 346307

Mobile 07973 880381

Email [Sandy.Tracey@northants.pnn.police.uk](mailto:Sandy.Tracey@northants.pnn.police.uk)

---

**From:** Louise Faulkner <Louise.Faulkner@westnorthants.gov.uk>  
**Sent:** 12 August 2021 08:41  
**To:** Tracey Sandy <Sandy.Tracey@northants.pnn.police.uk>  
**Subject:** FW: Escape Review Papers

Good morning,

I can confirm that I sent an email on the 10<sup>th</sup> July 2021 to Danny Kituno using; [danny\\_kintu@hotmail.com](mailto:danny_kintu@hotmail.com)

I received a response from the same email address at 10:06 on the 13<sup>th</sup> July 2021

I trust this clarifies the communications and contact information that the Licensing Department have on record.

Kind Regards

Louise Faulkner  
Environmental Health and Licensing Manager  
07900 670738

West Northamptonshire Council | The Guildhall | St Giles Square | Northampton | NN1 1DE



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**Proposed Police Conditions for Escape Venue, 5 Horseshoe Street, Northampton, NN1 1AJ**

**The conditions below are to replace Police Conditions 1, 2 & 3 shown on the venue's current operating schedule ( PL0436)**

**CCTV**

1. A fully working and maintained CCTV system capable of recording and storing images must be installed on the premises. The system must record at all times whilst the premises are open to the public and images must be stored for a minimum of 31 days with date & time stamping. As a minimum this must cover all entry and exit points, both sides of all areas where the sale/supply of alcohol takes place.
2. A person conversant with the retrieval and down loading of CCTV and Body Worn Video footage must be present on the premises at all times whilst it is open to the public.
3. All CCTV and Body Worn Video recordings must be made available to an officer from a responsible authority upon reasonable request and in line with the provisions of the current Data Protection Legislation.

**SIA**

4. A minimum of ---- SIA licensed door supervisors shall be on duty at the premises from when the premises opens at ----- . A further ---- will be on duty from midnight, a further ---- from 01.30hrs until the venue has closed. (appropriate numbers to be confirmed once the venue's capacity is established)
5. From 23:00hrs until closing there shall be at least 2 members of the SIA licensed door supervisors wearing Body Worn Video. Body worn video will be activated during any verbal altercation with staff where appropriate.
6. Any additional SIA licensed door supervisors the venue may require will be calculated via a risk assessment conducted by the Designated Premises Supervisor.
7. A Search Arch will be installed at the premises and will be in use when the venue is open to the public. Every person entering the premises, including promoters, performers and their entourage/staff will pass through the search arch when they enter or –re-enter the premises. (Only permanent staff employed at this venue are excluded from this condition)
8. A search policy shall be in place. Regular searches will be carried out where deemed appropriate by SIA licenced door staff or when the search arch is activated. All searches will be monitored by the venue's CCTV system.
9. All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high visibility jackets or vests.

10. There shall be no sales of alcohol for consumption off the premises after **23.00hrs.**
11. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway.
12. The licence holder shall ensure that any crowds forming outside the premises once the premises have closed is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway as they disperse.
13. The premises licence holder shall ensure that any patrons drinking and/or smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance and that customers remain within the Licensable area at all times whilst the premises are open.
14. No glass will be removed from the premises by customers and taken outside of the Licensable Area.
15. All security staff must sign in on a register at the commencement of every duty. This register will contain the name, date of birth and full 16 digit SIA badge number of each security staff member on duty. The register must be fully maintained and kept on the premises at all times and must be made available to an officer from a responsible authority upon reasonable request. Records must be retained for at least 6 months.

### **Policies and Procedures**

16. Vulnerability – The premises will have a written policy in relation to dealing with vulnerable people associated with the venue. This will include as a minimum –
  - a) a means of contacting any scheme that deal with vulnerable people such as Street Pastors;
  - b) a direct line of communication with the local area CCTV operators;
  - c) documented training for all staff members in dealing with vulnerability and how to spot it within the context of the night-time economy;
  - d) identification of a safe area inside the venue where vulnerable people can remain until their safety has been insured;
  - e) a nominated member of staff who can be tasked to deal with any vulnerable people within the venue;
  - f) a method of recording the rationale for actions taken when dealing with a person who is deemed as vulnerable.

A copy of this policy will remain on the premises and be made available to all staff as they need to refer to it and to an officer from a responsible authority at all times upon reasonable request.

17. The premises will have a documented searching policy which has been agreed between the management and Northamptonshire Police. This document will be retained upon the premises and made available to an officer from a responsible authority for inspection upon reasonable request.
18. The premises will have a documented drugs policy which has been agreed between the management and Northamptonshire Police. This document will be retained upon the premises and made available to an officer from a responsible authority for inspection upon reasonable request.
19. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the Council at all times whilst the premises is open.
20. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police. It must be completed within 24 hours of the incident and will record the following:
- (a) All crimes reported to the venue
  - (b) All ejections of patrons
  - (c) Any complaints received concerning crime and disorder
  - (d) Any incidents of disorder (e) all seizures of drugs or offensive weapons (f) any faults in the CCTV system, searching equipment or scanning equipment
  - (g) Any refusal of the sale of alcohol
  - (h) Any visit by a relevant authority or emergency service
21. In the event that a serious and/or sexual assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:
- (a) The police (and, where appropriate, the East Midlands Ambulance Service) are called without delay;
  - (b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
  - (c) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
  - (d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.

### **Training**

22. All staff involved in the retail of alcohol will be trained in relation to the law regarding its sale. This training must be completed prior to them being authorised to sell alcohol and refreshed every 12 months as a minimum. A record of this training must be kept and maintained with a copy of the syllabus attached. The recipient of the training must sign to state that they have received and understood the training and this should be dated. Training records must be kept on the premises at all times and made available to an officer from a responsible authority upon reasonable request.

### **Public Safety**

23. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers outside of the Licensable area.
24. There must be at least 1 personal licence holders on duty and present at all times whilst the premises are open to the public.
25. The premises will have a means of monitoring and controlling it's capacity during peak times, (clickers, head count etc). A policy in terms of the maximum and any comfort capacity figures decided upon for the venue will be documented in the venues fire risk assessment and made known to any member of staff employed in the control of entry/exit points.
26. The Police Licensing Unit will be advised 7 days prior to any externally promoted event taking place within the venue's nightclub by a member of the venue's management team.
27. Food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
28. The last entry time for these premises will be 1 hour before closing.

### **Prevention of Public Nuisance**

29. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises
30. Signs will be displayed at the exit points of the venue requesting that customers respect local residents by leaving and dispersing from the premises and immediate area quietly.

### **Protection of children**

31. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
32. No children under the age of 18 will be allowed to enter or remain on the premises after 21.00 unless for the purposes of attendance at a pre-booked private function and in which case under the supervision of a person age no less than 21-years-old. *\*(Times are negotiable, any requests to extend times will be made by the venue's management team via the Police Licensing Unit)*
33. There shall be a defined gap of at least one hour between any specified under 18 event and the commencement of alcohol sales at any later opening of the venue.
34. Any under 18 events will go on until no later than 22.30hrs. *(\* times are negotiable depending on circumstances, any requests to extend times will be made by the venue's management team via the Police Licensing Unit)*



# **Appendix 5.**

## **Representation from White & Brown on behalf of residents at Intoto House**

### **Contents**

1. Original representation by email dated 15th July 2021
2. Further Email introducing photo evidence
3. Photographs x 3 of littered area directly outside Escape premises



-----Original Message-----

From: White & Browns <

Sent: 15 July 2021 16:19

To: NBC Licensing <[Licensing.NBC@westnorthants.gov.uk](mailto:Licensing.NBC@westnorthants.gov.uk)>

Cc: White Browns <

Subject: The Escape Venue License Review

Dear Licensing department,

I hope this finds you well. I am the managing agent of the Intoto House 5-11 Horseshoe Street which is adjacent to the The Escape Venue 5 Horseshoe Street. The property our company manages is a residential dwelling with 10 occupants. Property is occupied since early 2019.

We would like to make our representation to this Review of Premises License as a neighbouring property that is directly affected by the Licensed premises. It is understood from the notice displayed on the premises that license is being reviewed on the grounds of major incident on the premises which occurred due to failing one of four licensing objectives in particular the prevention of crime and disorder.

We would like to request further changes and/or conditions to be added to the license on grounds of 2 other licensing objectives:

1. Public Safety
2. The prevention of public nuisance

We have received various complaints from our residents about the nuisance caused to them by a loud live music and live entertainment coming from your building after 11pm and various fights, police, noise, nuisance & rubbish left just outside the residential dwelling over the time while venue was operating.

We would appreciate it if the following matters are addressed in this review and appropriate measures conditioned:

1. Queue control. There seem to be no queue control and no SIA security member or a manager is seen to be managing the queue making sure there is no loitering and nuisance and excessive noise. The Club uses the small door nearer the street as an entrance to the venue and often people are seen queuing and loitering on the main road and in front of our residential building. It is proposed to condition and use their MAIN entrance to the club located further from horseshoe street and only use entrance looking at the Horseshoe Street as a fire exit only.
2. Dispersal policy. Could we have a copy of a dispersal policy please? Such should be available and we would like to request and condition that at the closure of the venue and during opening hours guests are safely and professionally dispersed towards the Gold Street in that way not causing nuisance to Intoto House residents when drunken & loud guests loiter outside the residential building and on 2 occasions causing criminal damage to the property (broken off external light and kicked glass entrance door) and we had police over a few times breaking up fights just on the doorstep of our property. An SIA security member should be employed and positioned at all times to control this and adhere to a dispersal policy of the venue. All crowds are to be diverted towards the gold street & town centre where taxis can be taken safely rather than have people loitering around the club in early hours causing nuisance and fights. Dispersal is a very important part of

professionally running a late night venue. Last entry should be limited to not too late in the night and no return policy should be implemented to avoid drug use and antisocial behaviour.

3. Sound eruption from the building. When Entering and Exiting the club at no time should both entrance doors be open as sound escapes that way. Only 1 door can be open at a time to avoid sound erupting from the building. The original license was issued very long time ago. On this review sound levels should be reviewed and sound breakout from the building should be addressed and Venue should provide professional noise reports and take measures to prevent sound outbreak from the venue. Limiters and sound insulation should be applied to the building according to today's regulations. Sound levels inside the venue should be limited to those safe

4. Bass levels & music levels. It has been noticed that sound levels and bass have increased, we would appreciate if this is properly controlled please.

5. Opening hours. We have emailed this already before, but it has been noted the venue has been advertising and staying open longer than licensed hours. After checking premises license we understand the venue is licensed to play recorded music and live music till 2am on Sundays and 4am on Fridays and Saturdays. It has been noted the venue been open till early hours and we have attached advertisements of the same. Opening hours should be enforced and blatant breach of license conditions is unacceptable. We did not find any TENs at a time for those dates. Thanks for your email. They advertise an event for this Saturday as 11pm-5am when they are only licensed till 4am- clear breach? I have attached the screenshot from the ticketing company! Few Sundays they had an event till 5am when they are licensed till 2am. 18th May 2019 they advertise an event that will go till 6am on all channels and selling tickets when they're licensed till 4am only again. with a bass that will shake the floor. It's bad. I have attached tickets with timings below. We suggest Hours to be reviewed till 1am on Fri and Sat and 11pm Sunday-Thursday with proper management implemented as per all the points raised above.

Please email me shall you require more information and we would like to be involved & present in any meetings regarding this review.

Please confirm this has been received and our comments have been read and will be actioned.

Regards,  
Alex @W&B

**From:** White & Browns  
**Sent:** 03 August 2021 11:06  
**To:** NBC Licensing <Licensing.NBC@westnorthants.gov.uk>  
**Subject:** Re: The Escape Venue License Review

Dear licensing,

We havent had a confirmation that this representation has been received?

we would also like to add a loitering and upkeep problem our tenants have to face. Photo attached is an entrance to the club and mess left behind on the main street in Northampton. Someone needs to be responsible for tidying after themselves. Photo taken at the time of sending this email on Tuesday 2nd of August 2021 11am

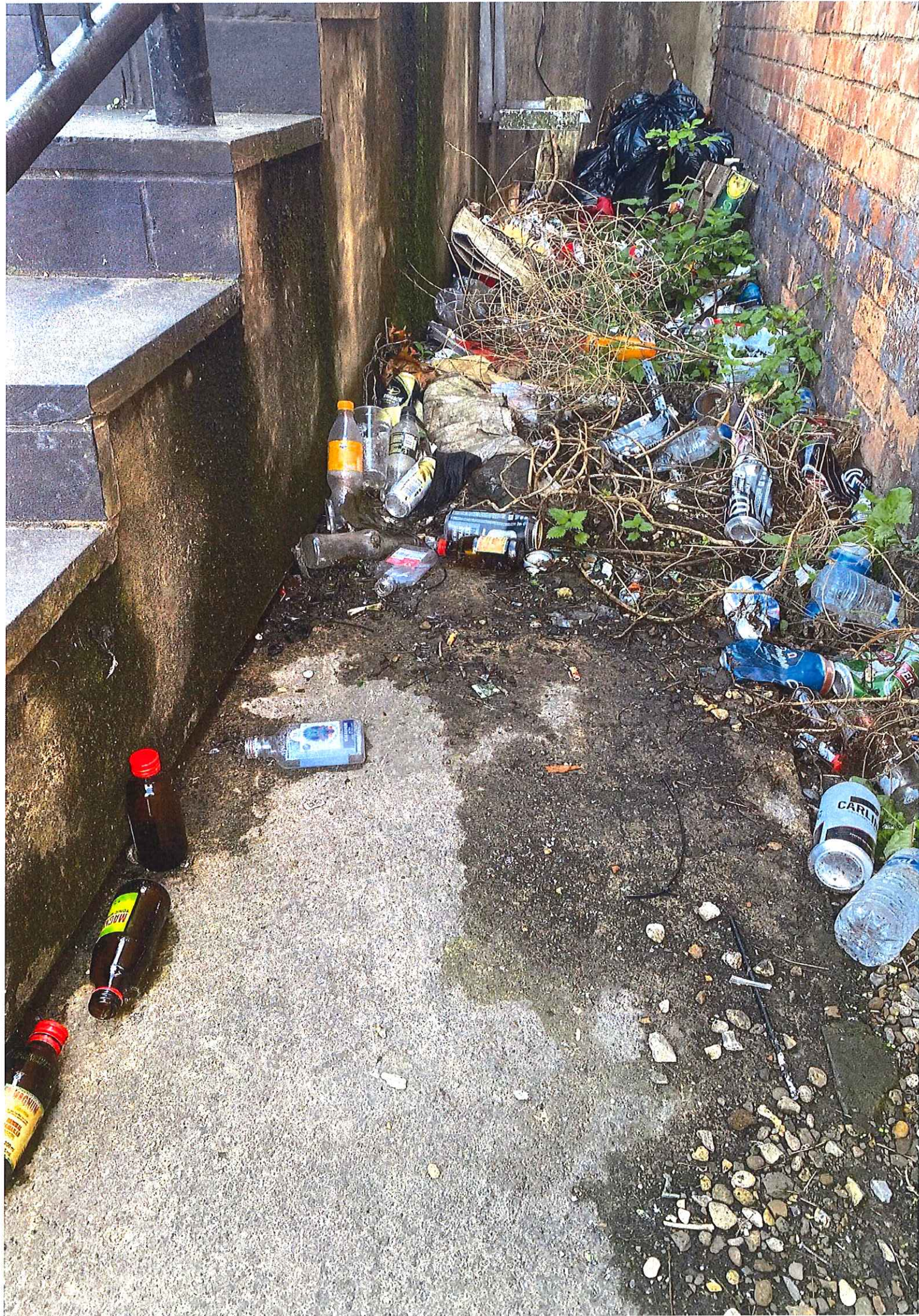
Regards,  
Alex @W&B



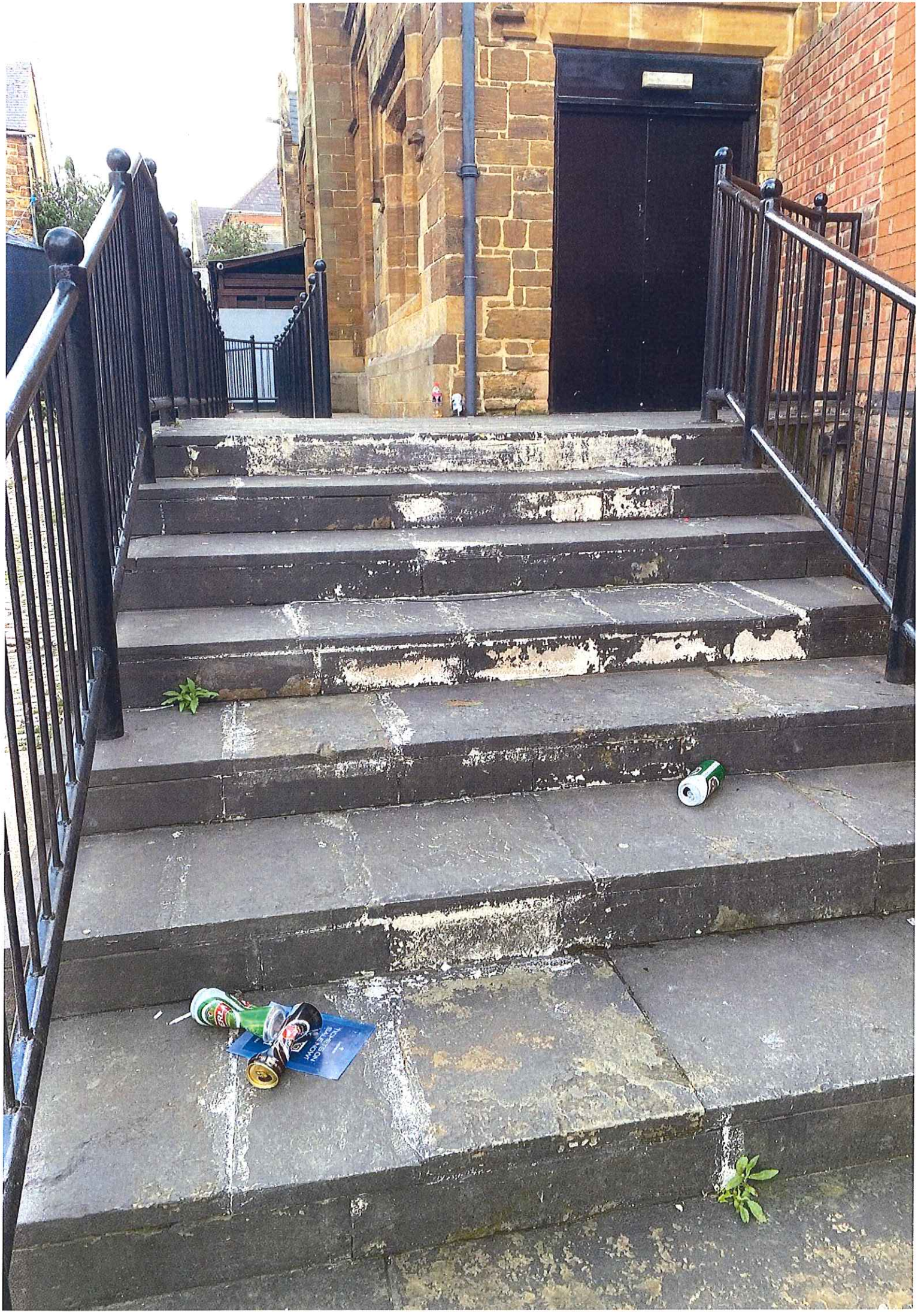














**Appendix 6.**  
**Supporting Representations from Customers  
and staff at Escape**



**Supporting Representations (Redacted of Personal Information) –  
Escape Review of Premises Licence**

Sent 20.58hrs on 09/08/21 Leona Chambers

Licensing Dept,

I frequently go to Escape venue at 5 Horseshoe street as a customer and regularly work there as a Stewart to look after mainly the safety of vulnerable females and prevent crime and public disorder. Two days ago I came across a notice of premises license review displayed on the venue exterior door, I would like to make a representation on the review but due to the short time scale I am not in a position to put together a more detailed document to support this, please accept this as formal representation for now. I will send in more information soon.

In short, having worked in several venues as a security guard for 15 years, my honest opinion on this will be bearing in mind all the challenges of the pandemic and strain it has put on this particular sector. I think the venue owners have done well in putting a lot of measures in place (will be explained further in my letter) to ensure public safety and issues relating to crime and public nuisance. The place is very safe as compared to other venues around. Revoking the license will lead to closure and closure of these facilities is not a solution to our community challenges in relation to crime and disorder, I suggest the authorities should meet with the owners and work together on further ways of improving the safety and security of our people and their property.

Yours faithfully

*Leona Chambers*

Sent from my iPhone

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Sent 18.34 09/08/21 – Lisette Kuria- Joseph

Hello,

I am emailing to say how much of a great experience Escape brings to Northampton, escape is the most diverse club I've been to in Northampton and it's somewhere I feel comfortable, they bring some of the best DJs from around the U.K. and there's always a range of different music playing, the security is super strict

Kind Regards

-Lisette

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Sent 18.29 09/08/21 – Awani Oritsetseyi

West Northamptonshire Council  
Northampton area  
The Licensing Department  
The Guildhall  
St Giles Square  
Northampton  
NN1 1DE

Re: Representation to Escape venue premises licence Review

Dear Northampton Licensing,

I am a frequent customer of Escape venue due to their amazing dishes, great services and serenity of the immediate environment, I can confidently say they have put in place significant measures in place to prevent crime and disorder.

First, before entering the premises, The security agents (bouncers) check your ID and immediately after confirming that the customer meets the age requirements, a full body search is conducted including inspection of any bags and pockets you may have on you. This is to make sure there are no sharp objects that may be used to inflict pain and injury on another person. To me this makes feel safe and confident that chances of someone sneaking in something with intend to inflict pain and injury are significantly reduced.

Also there are security cameras with signs SMILE YOU ARE BEING WATCHED ON CCTV everywhere you look including at front entry. The venue has a number of security-personnel in place at strategic points in the venue to monitor activities and make sure that customers are safe and the security personnel are always ready to step in to handle outraging public decency.

It is on this basis that I kindly ask you consider not reviewing this venue's premises licence but rather work closely with its management to help them work on any improvements you may consider vital. This is the only place in Northampton as a young Blackman go and feel completely at home.

Thanks for your consideration

Yours faithfully

Awani Oritsetseyi

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Sent 13.45 09.08.21 – Casey Prinzi

Escape venue has brought many good memories to me and my friends over the past few weeks and has also allowed me to gain more friends.

It is different to other clubs, the layout is perfect and allows everyone to bond a lot easier. The set up for the dj is perfect because the dj isn't hidden away and allows perfect engagement. I feel like the escape venue is the perfect club for beginners because it allows you to feel safe and secure and security is always on top of everything.

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Sent 02.09 09.08.21 – Roshan Williamson

**From:** roshan williamson

**Sent:** 09 August 2021 02:09

**To:** NBC Licensing <[Licensing.NBC@westnorthants.gov.uk](mailto:Licensing.NBC@westnorthants.gov.uk)>

**Subject:** Escape venue premises licensing review

WestNorthamptonshire Council

Northampton area  
The Licensing Department  
The Guildhall



St Giles Square  
Northampton  
NN1 1DE

To whom it may concern:

I'm writing to you in a capacity of a manager of escape venue in response to the ongoing application to review the venue premises licence. The venue management has worked tirelessly to improve the venue facilities including putting in place significant measures to promote public safety and prevent crime and disorder.

We've employed two undercover stewards both female and male dressed in normal clothes working to identify and report potential sexual harassment, sex predators, illegal drug misuse and weapons.

I provide our team of security guards and bartenders with radios at every start of their shift to monitor and coordinate on events happening throughout the night.

I have instructed my bar staff to never sell or attempt to sell alcohol to a person who is drunk to only offer water and alert the security guards of their vulnerability.

Kind regards,  
Roshan Williamson

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Sent 01.40 09.08.21 – Justice Agbouti

**From:**

**Sent:** 09 August 2021 01:40

**To:** NBC Licensing <Licensing.NBC@westnorthants.gov.uk>

**Subject:** Escape Venue Northampton premises review

West Northamptonshire Council  
Northampton area  
The licensing Department  
The Guildhall  
St Giles Square  
Northampton  
NN1 1DE

Dear Sir/Madam

I am writing in regards to the review notice for escape venue(the old house building).There is hardly any disturbance at the venue ever.Moreso after lockdown,there has been a lot of changes and can confidently say it is one of the best places to hangout in town.

I always hang out with my friends there,staff are helpful and they have lots of security there all the time.

Yours sincerely  
Justice Agbotui

Sent 10.24 08.08.21 – Dee Akindiran

West Northamptonshire Council

Northampton area

The licensing department

The guildhall

At Giles square

Northampton

NN1 1DE

To Whom It May Concern:

I writing to you to share my experience as customer of how Escape venue put some safety measure in place which help in the prevention of public crime and disorder.

Escape venue always have security at all entrances, these securities are there to conduct both body and bag searches to ensure no one is carrying things they are not supposed to be carrying and this also help to prevent public crime and disorder.

There's a security gate and it can be locked from both inside and outside, it controlled by the security guard at the venue, this helps with the crowd control and safety of the public.

Escape venue encourages people who seem to have to many drinks for this night to sobber up and give water to help them feel better. There was a time my friends attended the venue and had too many drinks for the night, the venue stops serving drinks and offered a cab service to get us home and a member of the staff later called to check if we got home safe.

Escape venue Security avoids public nuisance by not allowing those too intoxicated into the venue and encourages them to go home for the night as they seem to have too much to drink for the night.

Kind regards

Dee Akindiran

SCOOP CONCEPTUK LTD