



PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing the form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary

I - Superintendent Lisa –Jayne Robson

(on behalf of) the chief officer of Police for the West Midlands Police area apply for the review of a premises licence under section 53A of the Licensing Act 2003

1. Premises details: MJ's Bar and Venue

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

38 Bridge Street

Post Town: **Wednesbury, West Midlands**

Post Code (if known): **WS10 0AQ**

2. Premises Licence details:

Name of premise licence holder (if known): **MJ's Bar & Venue Ltd**

Number of premise licence (if known): **19/000017/LAPREM**

3. Certificate under section 53A (1)(B) of the Licensing Act 2003 (Please read guidance note 1)

I confirm that this is a certificate has been given by a senior member of the police force for the police area above that in his/her opinion the above premises are associated with serious crime or serious disorder or both, and the certificate accompanies this application.

(Please tick the box to confirm)



4. Details of association of the above premises with serious crime, serious disorder or both:
(Please read guidance note 2)

At 0407hours on 13th August 2023, a male was dropped off at Walsall Manor Hospital with serious injuries. At this time no earlier calls had been made to West Midlands Police reporting a serious incident and no reports made to the West Midlands Ambulance Service of any incident.

An investigation is commenced immediately and it has been ascertained that an incident occurred inside MJ's Bar and Venue, 38 Bridge Street, Wednesbury, WS10 0AQ.

Officers have viewed the CCTV at the Premises and have confirmed MJ's Bar and Venue was open and trading for licensable activities at the time the incident occurred and that the incident took place at the venue. CCTV has also shown the offenders have been in attendance inside the venue.

This is currently an attempted murder investigation and would therefore constitute a serious crime for the purposes of utilising the summary review powers contained within the Licensing Act 2003.

For ease of reference, the tests to determine the kinds of conduct that amount to serious crime are set out in section 81(2) and (3) (a) and (b) of the Regulation of Investigatory Powers Act 2000.

Those tests are that the conduct:

(a) constitutes an offence for which a person who is 21 years of age or over with no previous convictions could reasonably be expected to be sentenced to imprisonment for 3 years or more; or

(b) Involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.

Given the severity of the incident itself, the lack of call from the venue or its staff to the Police or Ambulance Service and the intention to continue to trade the following day despite a serious incident occurring, West Midlands Police have significant concerns about the continued operation of the Premises and request that this matter is brought to the urgent attention of the Licensing Sub Committee and respectfully request the suspension of the Premises Licence with immediate effect.

Signature of applicant:

 Supt 4050.

Date: 15th August 2023

Rank/Capacity: Superintendent

Contact details for matters concerning this application: Licensing Team for Sandwell LPA

Address: West Bromwich Police Station, Moor St, West Bromwich, B70 7AQ,

Telephone Number(s): 101 ext 8113063

E-mail - sw_licensing@west-midlands.pnn.police.uk

Notes for guidance:

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.

Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:

- conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
- conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.

Serious Disorder is not defined in legislation, and so bears its ordinary English meaning.

2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder or both.

