

AGENDA SUPPLEMENT (1)

Meeting: Northern Area Licensing Sub Committee
Place: Council Chamber - Council Offices, Monkton Park, Chippenham, SN15 1ER
Date: Friday 12 April 2013
Time: 10.30 am
Matter: Provisional Statement - SN15, Station, Hill, Chippenham

The Agenda for the above meeting was published on 7 April 2013 and this is further material that has been received

Please direct any enquiries on this Agenda to Pam Denton, of Democratic Services, County Hall, Bythesea Road, Trowbridge, direct line 01225 718371 or email pam.denton@wiltshire.gov.uk

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12 **Police submission** *(Pages 1 - 54)*

DATE OF PUBLICATION: 8 April 2013

WILTSHIRE POLICE

LICENSING REPORT – APRIL 2013

PREMISES LICENCE APPLICATION - SN15 LEISURE LTD STATION HILL CHIPPENHAM

Material to be relied upon at the hearing listed for the 12th of April 2014, Wiltshire Council
Offices Monkton Park Chippenham Wiltshire

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Police represented by – Miss
J Gallimore

Police witness – Inspector
Staynings

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Date 20th March 2013

Dear Mrs Holland

**Ref: SN15 Leisure Ltd – Application for Premises Licence 17A Station Hill
Chippenham**

Wiltshire Police are in receipt of the above described application and have given consideration to the proposals described within including the associated management plan.

Police are concerned that the presence of a late night venue at this location has historically resulted in a significant increase in alcohol related crime, in particular violent crime, public disorder and anti-social behaviour. This has had a negative impact on the community.

To act as an illustration the attached data indicates the reduction in reported violent crime, alcohol related arrests and numbers of police incident (Storm) logs following the licensing reviews of Karma Nightclub and its subsequent closure in October 2011.

Police therefore wish to make a formal representation in respect of this application relating to the licensing objectives of:

Prevention of crime and disorder

Public safety

Prevention of public nuisance

Yours sincerely,



David Bennett

WILTSHIRE POLICE

LICENSING REPORT 2011 – KARMA NIGHTCLUB CHIPPENHAM

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Background

Karma nightclub is situated on Station Hill, within the town centre area of Chippenham.

Chippenham is a market town, with a population of approximately 35,000 inhabitants. Its night time economy attracts in the region of a 1,000 persons into the town on a Thursday, Friday and Saturday night. Thursday nights have become increasingly popular with students in the 18 to 25 age group, as a number of venues offer a variety of drinks promotions.

The town centre offers two traditional night club operations including Karma, two national operators licensed until 01.00 hours and a number of smaller independents that offer a variety of early evening entertainment. The town has five late night refreshment houses located in the immediate town centre, with the latest terminal hour being 04.30 hours.

Karma nightclub fronts directly onto the road. The area provided for entertainment and the sale of alcohol ranges over two floors, a 'garden area' is provided for smokers which is contained within the perimeter of the building at the rear.

It is currently operated as a night club, entertainment includes a range of guest DJ's, student nights and foam parties. The premises licence limits the capacity to 700 persons. The venue has operated under the current management since September 2008. Prior to this it operated as a night club known as 'Buds'. It is frequented by predominantly 18 to 25 year olds, who travel from surrounding towns, some by limousine transport provided by the club.

During the summer of 2009 police found that unacceptable levels of crime and disorder were associated with the club, and a period of consultation began with the venues owners, managers and door staff to secure improvements. Regular meetings were held to address specific issues. Some improvement was seen during this period, but the premises continued to be associated with unacceptable levels of crime and disorder, during the spring of 2010,

the shift pattern of the response officers covering Chippenham and the surrounding towns was adjusted to take account of the clubs popularity on a Thursday night into a Friday morning.

On June 3rd 2010 an incident at the premises resulted in the arrest of three members of door staff from the club, for assault police and obstructing police. Two members of doorstaff appeared in court, and on 29/03/11 changed their plea from not guilty to guilty, for the offence of obstructing a police officer in the execution of his duty. They were both given a conditional discharge and ordered to pay CPS costs. One of the males was also ordered to pay compensation.

On the 10th of June 2010 review papers were served by Wiltshire Police on Constantine Leisure Limited, known as Karma Chippenham. The designated premises supervisor was at the time a Peter Beckenham, the club was owned by Mr. Beckenham and a Michael Rosser. The premises were at the time managed on a day to day basis by a Karl Frost. Door supervisors were supplied by Steve Dunn as Director of Nightlife Security.

The grounds stated on the application in 2010 were as follows -

Crime and disorder

1. Concerns were first raised formally with the management of the premises during the summer of 2009, regarding the levels of crime and disorder associated with the premises, both on the premises and in the vicinity.

2. A series of meetings were held to explore the issues and seek solutions, a number of measures were put in place by Karma management and police to support the licensing objectives.

3. During the monitoring period which followed these meeting, police recorded a reduction in crime and disorder linked to the venue, but noted that the venue consistently featured prominently in the statistical analysis of alcohol related arrests within the county.

4. When compared to similar venues police find that a disproportionate level of crime and disorder can be associated with the venue.

5. Police have intelligence which supports the view that the heavily discounted drinks promotions offered by the venue, encourage excessive consumption which leads to acts of criminal and disorderly behaviour.

6. During the monitoring period a number of breaches of licence have been detected; these breaches have been brought to the attention of both the licensing authority and the premises. Several inspections of the venue have been conducted, to date police are not satisfied that robust recording systems intended to promote the licensing objectives and demonstrate good management practice are in place.

7. Since August 2009, police have found that the premises support for Chippenham Pubwatch has been sporadic, the venue has not promoted used the civil banning process to good effect.

8. During inspections it has been found that at some times, inexperienced or ineffective persons have been left in sole charge, the Designated Premises Supervisor does not play an active and regular managerial role during key trading times.

Protection of children

9. Intelligence received by police suggests that persons under the age of 18 years old frequent the venue, social networking sites support this intelligence.

10. The premises have not made application to vary the licence to ensure that the 'under 18's nights', are run in accordance with the licence, to date the management have failed to produce an operating schedule to police which describes how they intend to protect children during these events.

Public safety

11. Police are aware that a number of incidents which have resulted in injuries requiring hospital treatment have been sustained in the venue which has not been reported to police.

12. Police have information which supports the view that the intoxication levels of those leaving the venue have in some cases required ambulance and or hospital treatment, police have concerns that these individuals are at risk as a result of their intoxication levels.

Prior to any evidence being heard on the 2nd of August 2010, the Karma representative advised the committee that application to vary the designated premises supervisor was being made on that day, the new DPS being a Karl (Jack) Frost.

At the hearing, police presented a comprehensive file of evidence which summarised 84 recorded incidents of crime and disorder (*appendix 1*) associated with Karma between September 2009 and June 2010; this was supported by the verbal evidence of local officers, the sector Inspector and the police licensing officer.

Decision of Northern Area Licensing Sub-committee Wiltshire Council

In reaching their decision the Sub-committee took into account the relevant provisions of the Licensing Act 2003 (in particular Sections 4 and 52); the guidance issued under Section 182 of the Act and the Wiltshire Council Statement of Licensing Policy.

The Sub-committee also took into account the written application for review submitted by Wiltshire Police and the supporting evidence, the 16 written representations by Interested Parties and the information submitted on behalf of the Premises Licence holder.

The application for the Review was presented by Mr. R. Light. At the start of the hearing Mr. Holley, representing the Premises Licence holder, agreed to accept the police incident reports as presented at items 1 - 100 in the Appendices to the police evidence. As well as referring to the written submissions, Mr. Light called evidence from witnesses.

The main points of the oral evidence presented by the police were:-

- *There was concern about the promotion of what was considered to be irresponsible cheap drinks promotions, in particular the sale of shots of spirits for 50p,*
- *The Facebook page for the Club appeared to condone excessive drink and, in relation to some of the entries, possibly also violence*
- *The entries on the Club's Facebook page also indicated that there had been underage drinking in the club, although there had been no evidence of this during visits by officers*
- *There appeared to be some confusion as to what use of the premises was permitted by under 18s and how such events should operate*
- *Whilst there had been discussions with the Club about improving the levels of disorder, there were still a number of issues that needed to be resolved*

- *There were concerns that the maximum capacity of the club may have been exceeded on occasions and that the systems for monitoring the number of people in the Club did not seem to be robust*
- *There were also concerns that door staff were not sufficiently easily identifiable*
- *Whilst representatives of Karma had attended meetings of Pubwatch, they had not been putting forward sufficient numbers names of persons to be banned, given the number of incidents that had occurred at the Club. Only 4 of the current banned list of 15 had originated from Karma*
- *Whilst there had been some improvement in the numbers of incidents involving Karma, this improvement had not been sustained and the number of incidents had increased in April and May.*
- *There was no visible leadership by the DPS. Most staff there did not seem to know what his role was*
- *There was need for a long-term sustained improvement and a change of culture*
- *Two of the door staff had been charged with obstruction of the police and one with assault of a police officer.*
- *If the licensing hours were reduced, as requested, this would mean that closing time would not coincide with the end of police shifts, which would reduce the need for overtime*

In response to these points, Mr. Holley, on behalf of Karma, called evidence from management and employees of the club and made the following points:

- *He accepted that the incidents in the submissions from the Police had occurred. However, he said that the Club could not always prevent violent incidents from occurring*
- *Every time the Club had been asked to make changes they had sought to do it*
- *There were other licensed premises in the town that had drinks promotions and Karma needed to compete with them.*
- *They did have arrangements for dealing with people considered to be intoxicated*
- *They had a procedure for checking numbers of people going into and leaving the Club. They had never exceeded the maximum number allowed*
- *The Club had appointed a consultant to audit the procedures at the Club and to develop and implement new policies and training*

- *Very few of the reported incidents took place before 3.00 a.m., so reducing the Club's hours would not assist. In fact, the situation may be made worse, as there would be people leaving several premises at the same time.*

Cllr Caswill, as local member for the area commented on the complaints he had received about noise from local residents, which had also been mentioned in the representations from other Interested Parties. He commented that the Club could do more to reduce the problems caused by excessive noise.

In their deliberations, the Sub-committee considered each of the proposed conditions that had been submitted by Wiltshire Police as part of their review with a view to deciding whether those conditions were necessary to meet the licensing objectives and also whether any other conditions should be applied, in view of the representations that had been made and the evidence presented. As regards the proposed conditions put forward by the police, the Sub-committee came to the following views on each of them:-

- i. Whilst there had been weaknesses with the current security staffing arrangements, the Sub-committee felt that progress was being made towards improving these and did not consider that these weaknesses necessitated the replacement of the current security provider;*
- ii. This was felt to be a useful additional condition to help prevent any acts of violence in the vicinity of the Club and to encourage patrons to leave the area, thereby reducing the levels of nuisance to neighbouring residents and businesses*
- iii. The Sub-committee did not consider that a reduction in opening hours was necessary. Whilst the current hours did cause difficulties for the police, given their current shift arrangements, there was insufficient evidence that a reduction in hours would lead to a reduction in the levels of crime and disorder and that these problems were better addressed by improved management arrangements*
- iv. As iii above*
- v. As iii above*
- vi. The Sub-committee felt that it was important that a personal licence holder was present at the venue during all key trading times. It had been accepted*

by the parties that it was not reasonable for the DPS to be on site at all time, but that there should be an identified responsible person. The proposed condition would be amended accordingly

- vii. This was considered to be beneficial and to contribute to the good management of the Club and the promotion of the licensing objectives*
- viii. The Sub-committee felt that the key to addressing the problems at the Club and to promoting all of the licensing objectives was to get improved management practices and procedures that were understood and implemented by all staff. In addition to the management structure information requested by the police, the Sub-committee felt that there should be a detailed Management Plan which also included, risk assessments, policies and procedures to enable the Premises Licence holder to comply with the four licensing objectives*
- ix. This was agreed to be appropriate for the same reasons as viii above*
- x. It had been accepted by the police that it was not necessary to bar all under 18s and that properly managed events for under 18s should not be prevented. Again, the Sub-committee felt that there should be clear procedures for the operation of such events for the protection of children*
- xi. This was felt to be appropriate as it would reduce the likelihood of harm, in the event of incidents at the club, thereby promoting public safety*
- xii. This was also felt to be appropriate for the promotion of the licensing objectives and it would help detect and deter acts of crime and disorder and public nuisance.*
- xiii. The Sub-committee felt that, whilst active participation in Pubwatch was to be encouraged, it was not appropriate to impose this as a condition*
- xiv. As stated in viii above, the Sub-committee felt that the required improvements to the club were best addressed through management training and the development of proper policies. It was not felt necessary for there to be a period of closure to enable these changes to be implemented.*

In addition to the above, the Sub-committee took account of the concerns about noise that had been raised by Interested Parties. They noted that the current conditions required noise observations to be carried out in the vicinity of the premises. They felt that this needed strengthening by a record of this monitoring to be maintained.

The Sub-committee also noted that the Club had stated during the hearing that they either had produced or were developing policies and procedures to address the concerns that had been raised by the police. The Sub-committee therefore felt that the amended conditions should all be fully implemented within two months.

- 1. All security staff to wear clothing that clearly identifies them at all times (including outerwear).*
- 2. Door supervisors are to remain on duty outside the venue for not less than 30 minutes after the last customer has left the venue, to provide a visible presence and deter anti social and/or criminal behaviour.*
- 3. The Designated Premises Supervisor or another identified responsible person who holds a valid Personal Licence is to be present at the venue during all key trading times.*
- 4. The Designated Premises Supervisor is to undertake or to have undertaken training as approved by Wiltshire Police within 2 months.*
- 5. The Premises Licence holder to develop, maintain and implement a detailed Management Plan which must include the chain of command and responsibilities, risk assessments, policies, procedures to enable the Premises Licence holder to comply with the four licensing objectives. Such plan to be available for inspection upon request by the Police and Licensing Authority and to be accessible to staff. To be fully implemented by 31st October 2010.*
- 6. All bar staff to be trained in the responsible sale of alcohol by a recognised training provider within 2 months.*
- 7. All staff (to include Management) to undertake induction/fresher training to include roles and responsibilities and the current Licensing Objectives within 2 months.*

8. *Clear procedures to be in place for the operation of private parties and under 18 events.*
9. *An accurate and up to date incident log to be maintained at all times.*
10. *By 30th September 2010 only Polycarbonate glasses are to be in use at **all** times throughout the venue, the venue is to operate a bottle decanting policy, and no glass bottles are to be present in the public areas.*
11. *The CCTV is to be reviewed and if necessary upgraded to standards required by Wiltshire Police Crime Reduction Officer.*
12. *For a period of 6 months, from this date, a record is to be kept of noise monitoring activity to include date, time and location.*

Informative

- 1 *The venue is encouraged to continue to be active members of Pubwatch or any successor organisation that is responsible or the promotion of the Licensing Objectives.*

Wiltshire Police recorded a minute of the proceedings on the 2nd of August 2010 (*appendix 2*).

Following the review, police and officers of the licensing authority continued to monitor the premises.

Licence breaches

A short time after the review council licensing officers met with the management of the premises to offer advice and discuss future compliance with conditions.

On the 25th of November 2010 council licensing officers carried a detailed during performance inspection.

On the 10th of January 2011 Wiltshire Council wrote to Karma detailing breaches of nine conditions of the premises licence found during the inspection on the 25th of November. A formal warning in relation to these breaches as outlined below was issued (*appendix 3*).

Noise Nuisance and Monitoring

Upon attendance at the premises, noise break out from the main entrance of the premises was sufficient to constitute a statutory nuisance. Your attention is drawn to the condition on the Premises Licence under Prevention of Public Nuisance, which states:

- (a) Noise generated on the premises shall be kept at such a level at the boundary of any occupied property that it shall not be a nuisance to the occupier of that property. The Premises Licence Holder or the Designated Premises Supervisor shall carry out observations from time to time in the vicinity of the nearby properties, between 23.00 hrs to closing time, to establish whether there is a noise break out from the premises.*

Security Staff

At the time of the inspection it was noted that the persons acting as door stewards on the front entrance were not easily identifiable. They were not wearing hi-visibility clothing or displaying their SIA badges. This situation was only rectified 30 minutes into the inspection by bringing it to the attention of the Designated Premises Supervisor, Mr Jack Frost, who contacted his head doorman by mobile phone.

Your attention is drawn to the condition on the Premises Licence under Annex 3 – Hearing.

- (a) *All security staff to wear clothing that clearly identifies them at all times (including outerwear).*

CCTV

At the time of the inspection the CCTV system in the premises had not been maintained in a fully functioning order. The images were of a very poor quality and seven cameras were not working. It was also noted that not all the exits were covered by the system.

Your attention is drawn to the following conditions as shown on your Premises Licence under Annex 2a Converted Conditions, Prevention of Crime and Disorder.

- (a) *A CCTV system with recording or monitoring capability shall be installed to cover all floors of the premises used under the terms of the Licence and shall also cover all entrances, exits and external areas immediately around entrances. Tapes shall be kept for 28 days and be made readily available to any authorised Officer of the Council or Police Officer on duty.*
- (b) *The CCTV system shall be maintained in full functioning order and used at all times when the premises are open.*

Management Plans

Mr Jack Frost, the Designated Premises Supervisor (DPS), produced an A4 red ring binder containing 20 sheets of paper, plus a letter from Mr D Holley, Licensing Agent, dated 11th November 2010. The letter stated that the Licence Holder did not wish to hold mixed aged parties. Mr Frost's attention was drawn to a Sixth Form party booked for the 15th December 2010 on the second floor of the premises. The red file was checked for a Policy which would give clear guidance to the DPS on how to manage such a party responsibly, but no documentation was available. Mr Frost confirmed verbally that he had not been given such a document, only the documents within the red folder.

Upon further inspection of the contents of the red folder, it was found to contain Policy Statements and reference was made to a Drugs Policy, but no such Policy could be produced. No Procedural Guidance was available to the DPS, who has been made responsible for promoting the Licensing Objectives.

Your attention is drawn to the following conditions as shown on your Premises Licence under Annex 3 Hearing.

- (a) The Premises Licence holder is to develop, maintain and implement a detailed Management Plan which must include the chain of command and responsibilities, risk assessments, policies, procedures to enable the Premises Licence holder to comply with the four licensing objectives. Such plan to be available for inspection upon request by the Police and Licensing Authority and to be accessible to staff. To be fully implemented by 31st October 2010.*

- (b) Clear procedures are to be in place for the operation of private parties and under 18 events.*

Staff Training Records/Authorisation

The only records available at the time of the inspection were certificates for staff members who had recently undertaken the BIIAB Responsible Alcohol Sales Course. Mr Frost advised that there were no other training records or any programmed on-going refresher training for staff members. When asked about staff authorisation to sell alcohol Mr Frost stated that he thought the BIIAB Course was sufficient. No written authorisation was seen during the inspection visit.

Your attention is drawn to the following conditions as shown on your Premises Licence under Annex 3 Hearing.

- (a) The Designated Premises Supervisor is to undertake or to have undertaken training as approved by Wiltshire Police within 2 months.*

- (b) All bar staff to be trained in the responsible sale of alcohol by a recognised training provider within 2 months.*

- (c) All staff (to include Management) to undertake induction/fresher training to include roles and responsibilities and the current Licensing Objectives within 2 months.*

Door Steward Log

At the time of the visit the door steward Log Book was also inspected and it was noted that the details contained within were insufficient and often incomplete, with stewards omitting to put their full names. Often all stewards were signed out at the same time and there was no indication that the stewards were remaining on site 30 minutes after the last customer had left the premises, contrary to the condition as shown on your Premises Licence under Annex 3 Hearing.

- (a) Door supervisors are to remain on duty outside the venue for not less than 30 minutes after the last customer has left the venue, to provide a visible presence and deter anti social and/or criminal behaviour.*

Police have collated CCTV evidence to show breaches of the condition in relation to security staff, their clothing and their presence outside the venue for 30 minutes after the last customer has left the venue. These breaches are recorded between September 2010 and January 2011, and are dealt with by way of the statement of Sergeant George (*appendix 4*).

Police have seized the premise incident book which evidences the breach of the condition in relation to maintaining an 'accurate and up to date incident log', and are dealt with by way of the statement of Sergeant George (*appendix 4*).

On the 12th of December 2010, the police crime reduction officer carried out a survey of the premises CCTV system and found it to be unfit for purpose (*appendix 5*).

On the 15th of December 2010, the Wiltshire Police Licensing Manager wrote to Karma advising of the reports findings (*appendix 6*).

Police continued to record incidents of crime and disorder associated with Karma Chippenham, from September 2010.

Summary of incidents linked to Karma Chippenham September 2010 to May 2011

September 2010

1. Log number 86 (*appendix 7*)

On the 05/09/10 at 02:24 police attended a report of disorder outside Karma, which was reported by the town centre CCTV operator. Upon police arrival the fight had stopped. No persons were injured and no complaints of assault were made.

There is an entry in the incident book which relates to two males being taken out for fighting, but it is not clear if that relates to this incident, and it is dated as 04/09/10.

- Reported by town centre CCTV

2. 54100074223 (*appendix 8*)

On the 05/09/10 at 02:45 a male was issued a section 27 notice to leave the area and not return to the town centre for 10 hours. The male was heavily intoxicated, and was harassing and provoking people on Station Hill. This male had been drinking in Karma prior to the notice being served.

- Reported by patrolling officer

3. Log number 105 (*appendix 9*)

On 05/09/10 at 03:05 a male was found fitting outside of Karma. An ambulance was tasked and the male was taken to hospital. He had more than 10 fits whilst police and ambulance were in attendance. He admitted to having taken ecstasy and cocaine in karma.

This incident was not recorded in the incident book. When asked about this Karl Frost stated it wasn't recorded as the club was closed.

- Reported by patrolling officer

4. Log number 9 – 54100076550 (*appendix 10*)

On 10/09/10 at 00:26 police called an ambulance for an 18 year old female who was extremely intoxicated. She was sick three times before passing out on the ground. Members of the public believed she had stopped breathing at one point. She was unresponsive to

voice or pressure points and an ambulance was called and she was taken to hospital. She claimed to have drunk 2 WKD's at home and then drank at least 4 shots and 2 bottles of wkd inside Karma. It was believed that she was taking medication also.

There is an entry in the incident book that relates to this incident, although it has been dated as 09/09/10.

- Reported by patrolling officer

5. 54100076054 (*appendix 11*)

On 10/09/10 at 01:00 a female was punched to the face inside Karma on the dance floor. The offender was a male who ran out when door staff approached. The female remembered that door staff approached her but stated that she was too drunk to remember anything else. The female declined to make a complaint after her initial report.

This was not recorded in the incident book.

- Reported by victim

6. 54100096031 (*appendix 12*)

On the 10/09/10 at 00:57 officers witnessed a male urinating outside of Karma. He was issued a FPN. The issuing officer confirmed that the male had been drinking in Karma.

- Reported by patrolling officer

7. Log number 28 (*appendix 13*)

On the 10/09/10 at 01:47 a male called police to report that the door staff at Karma were 'kicking off' and that he had been assaulted by them, being grabbed by the hair and kicked down an alley. He did not want to make a complaint, only to let police know what the bouncers were doing.

This was not recorded in the incident book

- Reported by victim

8. 54100075861 (*appendix 14*)

On the 10/09/10 at 03:06 a male was arrested on New Road for being drunk and disorderly. The following morning in custody he stated that he had been drinking in Karma. He was issued with a fixed penalty notice for disorder prior to his release from custody.

- Reporting method not known

9. Log number 4 (*appendix 15*)

On the 11/09/10 at 00:05 a male called police to report that three doormen from Karma had assaulted him, throwing him to the floor outside. He stated that this caused his neck, shoulders and jaw to hurt. The call dropped out and went to voicemail when called back. Once the control room made contact with the male he declined to make a complaint as he was on his way home on the train, stating that we took too long to get to him.

There is an entry in the club incident book relating to a male being taken out of the club by force for fighting in the premises. However, this has been dated as 10/09/10.

- Reported by victim

10. 54100078553 (*appendix 16*)

On 17/09/10 at around 01:00 a female reported that her handbag was stolen from Karma. She placed the bag on the table beside her whilst she was talking.

This case was recorded as undetected.

This has not been recorded in the incident book, although it is thought that staff were not made aware.

- Reported by victim

11. Log number 21 (*appendix 17*)

On 17/09/10 at 02:13 police called ambulance for a female with a head injury. She had been in Karma when a bottle hit her on the head. She believed that this had fallen from the floor above. The only people on the floor above were the DJ and his girlfriend. Door staff provided first aid, but did not call an ambulance. They were advised that they should call an ambulance for anyone with a head injury. The female had been drinking but was not excessively intoxicated. There was no complaint of assault made.

This was recorded in the incident book, although the entry is dated 16/09/10.

- Reported by patrolling officer

12. 54100078482 (*appendix 18*)

On 19/09/10 at 02:28 police were called following a fight outside of Karma. A female had been assaulted with a bottle causing cuts to her face. One of the females had taken the bottle out of Karma and past a door man stood outside. The bottle was taken from her by the door man after the fight had started. All parties had been in Karma. An argument had started inside of the club earlier in the night, which was reported to door staff. The female suffered bleeding and facial injuries which required stitches. Door staff from Karma tried to move her along after the incident and made no attempt to help her.

The offenders were cautioned for affray

This was not recorded in the club's incident book.

- Reported by victim

13. 54090078491 (*appendix 19*)

On 19/09/10 at 01:28 a report was made by a male who alledged that he had been assaulted by Karl Frost, the designated premises supervisor of Karma. Frost has been charged and is on court bail awaiting trial.

There is an entry in the club's incident book relating to this.

- Reported by victim

October 2010

14. 54100082998 (*appendix 20*)

On 03/10/10 at around 01:00 an 18 year old female was assaulted inside of Karma. She was barged into and hit in the face causing bruising to her face and ribs. She was treated by ambulance but later declined to make a complaint to police.

This was not recorded in the club's incident book.

- Reported by victim

15. 54100082614 (*appendix 21*)

On 03/10/10 at 01:27 two males were seen by police fighting with one another on The Bridge. They ran from police, but were detained and arrested in Bath Road Car Park (location to be verified). One of the males was arrested for affray, and the other for affray, threats to kill and possession of class 'A' drug. This fight was the result of one of the males getting into a fight with a friend of the other in Karma night club earlier that night.

The initial fight in the club may have been recorded in the incident book as a male being taken out for starting to fight. There is insufficient detail to confirm that it is the same incident, and this is recorded as 02/10/10.

- Reported by patrolling officer

16. 54100084472 (*appendix 22*)

On 08/10/10 at 01:30 a handbag was stolen from the dance floor area.

This crime was recorded as undetected.

This was not recorded in the incident book, although it is believed that staff were not aware of the theft.

- Reported by victim

17. 54100087295 & 362 (*appendix 23*)

On 17/10/10 at 01:28 a male was arrested for assaulting two members of door staff at Karma. The offender was in the club and was escorted out of the club following an argument with a girl. As he was being ejected he told the door man not to touch him. Once out in the smoking area he punched the door man twice in the throat before heading back to the dance floor. Another door man removed him from the club in a bear hug. Once outside the male punched this door man in the eye.

The male described himself as merry, but stated that he couldn't remember punching the door staff.

The male was charged with the offence and sentenced to a supervision order by the court.

There is a brief entry regarding this in the club incident book, although it is dated 16/10/10.

- Reported by patrolling officer

18. 54100087280 (*appendix 24*)

On 17/10/10 at 02.15 a fight was reported at Karma. A drunk male had been dancing in an erotic way behind a girl on the dance floor. The girls' brother got annoyed with this as she has a boyfriend, and so he punched the male to the face. They fell to the floor where there was a scuffle.

The male was charged by police and appeared in court where he was fined.

There is an entry in the incident book relating to this, although it is dated 16/10/10.

- Reported by patrolling officer

19. 54100091568 (*appendix 25*)

On 30/10/10 at 23:37 police received a report that a female had been assaulted in Karma, by a female and then by door staff. The female was hit in the face by what was believed to be a glass bottle causing significant pain and bruising. She was ejected from the premises by door staff having grabbed the offender by the hair after being punched. She reported that her arm was gripped very tightly and twisted behind her back hard, causing lasting pain and muscle damage. The complaint against door staff was not fully supported by the female.

There is no record of this in the club incident book.

- Reported by victim

20. 54100091726 (*appendix 26*)

On 31/10/10 between 00:30 and 00:45 a handbag was stolen from the dance floor area of Karma.

This crime has been recorded as undetected.

This was not recorded in the club's incident book, although it is believed that staff were not aware of the theft.

- Reported by victim

November 2010

21. 54100093239 (*appendix 27*)

On 05/11/10 at 03:01 a male was arrested on Station Hill for being drunk and disorderly. The arresting officer states that the male had been drinking in Karma.

The male was issued with a fixed penalty notice for disorder prior to his release from custody

- Reported by patrolling officer

22. 541000096983 (*appendix 28*)

On 12/11/10 at 02:10 police issued a FPN to a female on The Bridge for being drunk and disorderly, and took her out of the town centre.

- Reported by patrolling officer

23. 54100095306 (*appendix 29*)

On 12/11/10 at 03:22 police were tasked to an address in Chippenham following a report of a domestic disorder. A very drunk couple were both arrested for assault on each other. They both stated that they had been drinking in Karma. The female was the same person who was issued with an FPN on The Bridge at 02:10.

Neither person wanted to make a complaint of assault on the other, and the case was closed with no further action

- Reported by a member of the public

24. 54100097511 (*appendix 30*)

On 19/11/10 at 01:06 police were called by a member of the public to Karma following a report of drug dealing on the premises. The description was passed to door staff, who located and searched a male matching that description. Drugs and cash were found on him and the police were called. The male was arrested for possession with intent to supply.

The male was charged with the supply offence and is on court bail.

There is an entry in the club incident book that describes this event, however, it has been recorded as occurring on 15/11/10.

- Police called by Karma staff

December 2010

25. 54100101593 (*appendix 31*)

On 03/12/10 at 02:40 the town centre CCTV operator reported that there was a fight on Station Hill. Three males were arrested, one for ABH and two for affray. As a result of this

disorder a male was taken to hospital. He woke up the following day not knowing what had happened. He had received an injury to his ear that required stitches.

The arrested males stated that they had been drinking in Karma prior to this.

No further action was taken against one of the males. Another was given an adult caution, and the final male was charged with the offence and found guilty at court and is awaiting sentence.

- Reported by town centre CCTV

There is an entry in the incident book for this; however it is recorded as 02/12/10.

26. 54100103724 (*appendix 32*)

On 10/12/10 at 02:28 a FPN was issued to a male on Station Hill for being drunk and disorderly. The issuing officer confirms that the male had been drinking in Karma.

- Reported by patrolling officer

27. 54100104290 (*appendix 33*)

On 12/12/10 at 01:58 town centre CCTV reported disorder and a male on the ground outside Karma. Police attended and found a male who had been kicked and punched whilst on the ground. The offender was arrested for the assault. The two men had just been ejected from Karma.

The male was charged by police and is awaiting trial at court.

There is an entry in the incident book relating to a fight, but no details of the fight or persons ejected. This is also recorded as being 11/12/10

- Reported by town centre CCTV

28. 54100104297 (*appendix 34*)

On 12/12/10 at 02:02 on New Road police arrested a male and female for assault. The pair had been drinking in Karma and the female was, by her own admission, paralytic. They went into a food take-away and the female bumped into a male causing him to drop his food. She was initially apologetic, but her partner became abusive and began to fight with the male. The female then joined in, punching the male in the head whilst he was on the floor.

The male and female were charged with the offence and bailed to appear in court.

- Reported by a member of the public

29. 54100104307 (*appendix 35*)

On 12/12/10 at 03:08 officers on patrol were tasked to New Road to a male being restrained by door staff from Bar 11 after they had intervened in a row between an aggressive male and a female. The male was drunk, and had been swinging punches at the door staff. The male was arrested for affray. He stated that he had been drinking in karma.

The male was issued with a fixed penalty notice for disorder prior to his release from custody.

- Reported by a member of the public

30. 54100104315 (*appendix 36*)

On 12/12/10 at 04:24 a male was arrested for being drunk and disorderly on New Road (exact location not known). The arresting officer confirmed that the male had come out of Karma.

This male was issued with a fixed penalty notice for disorder prior to his release from custody.

- Reported by patrolling officer

31. 54100105926 (*appendix 37*)

On 17/12/10 at 03:28 officers on duty came across a female slumped in a shop doorway, near to Revolutions Restaurant on New Road. She was with friends but was exposing the lower part of her body in -6 temperatures. The female was extremely intoxicated. Officers attempted to get her into a taxi and home, but this failed and she was abusive and attempted to punch a police officer. The female was arrested for being drunk and disorderly. Her friend stated that they had been out for the night in Karma.

The female was charged with the offence and sentenced with a conditional discharge in court.

- Reported by patrolling officer

32. 54100106431 (*appendix 38*)

On 19/12/10 at 00:31 a report was made by a male who stated that he had been assaulted in the toilets of Karma, and then assaulted by the manager as he was thrown out. The male making the report was actually the offender for the assault in the toilets of Karma. He was ejected from the club, and then went on to assault another male outside subway. He was arrested for both assaults.

One of the males required stitches to his lip following the assault.

The offender declined to pursue a complaint against the manager of Karma as he stated his uncle was a door man there and it had all been sorted out.

This was recorded in the incident book, although it is dated 18/12/10

- Reported by member of the public

33. 54100107652 (*appendix 39*)

On 24/12/10 at 03:14 officers on patrol witnessed a female acting in an aggressive manner towards others, and using abusive language. This was in a shop doorway next to Subway. She was spoken to by officers and warned about her behaviour but she continued and was arrested for being drunk and disorderly. The female stated that she had been out in Karma.

The female was charged with the offence and sentenced with a conditional discharge in court.

- Reported by patrolling officer

January 2011

34. 54110000004 (*appendix 40*)

On 01/01/11 at 00:10 a female was arrested on The Bridge for a public order offence. The arresting officer confirmed that she was drunk and had been drinking in Karma.

This female was issued with a fixed penalty notice for disorder prior to her release from custody.

- Reported by patrolling officer

35. 54110000074 (*appendix 41*)

On 01/01/11 at 03:54 It was reported that a male and female was attacked in The Causeway by two males in an unprovoked attack. They then went onto allegedly assault another male.

The injuries included a broken nose, a facial injury requiring several stitches, a split cheek and three metal plates and screws for a jaw broken in three places.

The two suspects were arrested. They stated they had both been drinking in Karma. One of the males stated that whilst at Karma he had drunk 12 pints, 10 Souls, 2 Coronas and 3 shots of Sambucca.

This case is on-going.

- Reported by the victims

36. 54110000381 (*appendix 42*)

On 03/01/11 at 00:17 a male reported being assaulted by door staff at Karma. He stated that he had made a comment about the door staff using their phones whilst they were meant to be working and responsible for the safety of the people in the club. When walking back past the door staff one of them approached him, made a comment and pushed him down the stairs. The male was then ejected.

This case has been closed as undetected due to a lack of cooperation from witnesses.

There is an entry relating to this in the incident book, although it is recorded as 02/01/11.

- Reported by the victim

37. 54110002111 (*appendix 43*)

On 09/01/11 at 02:30 it is alleged that an assault occurred in Karma whereby a female was hit on the shoulder by a bottle, it is not known whether the bottle was glass or plastic, thrown by a suspect. It is alleged she was stamped on by named suspects in heels, causing bruising and scratches to her legs and chest. It is alleged the boyfriend of the female was also assaulted, being punched in the face and then kned in the testicles. The alleged offender left and a member of door staff is alleged to have thrown the male against a fire exit door and then down a flight of 5 to 6 steps. One of the females later arrested stated that she couldn't remember anything as she was so drunk, and that one of the other females in her group was already drunk when they went to Karma. She stated that she remembered drinking 10 or 11 sambuccas, loads of WKD and lots of other spirits .

This case has been closed as there is insufficient evident to support a prosecution.

The incident book has not been viewed since before this incident so it is not known if it was recorded.

- Reported by the victims

38. 54110003879 (*appendix 44*)

On 14/01/11 at 01:25 a male was issued a section 27 notice to leave Chippenham town centre and not return for 24 hours. This male was involved in disorder on Station Hill. He had been drinking in and was ejected from Karma.

- Reported by patrolling officer

39. 54110003883 (*appendix 45*)

On 14/01/11 at 01:40 a male was issued a section 27 notice to leave Chippenham town centre and not return for 24 hours. This male was involved in disorder on Station Hill. He had been drinking in and was ejected from Karma.

- Reported by patrolling officer

40. Log Number 75 (*appendix 46*)

On 16/01/11 at 02:18 a male was issued a section 27 notice to leave the Station Hill and New Road areas of Chippenham, and not return for 12 hours. This male had been ejected from Karma.

- Reported by patrolling officer

41. Log Number 18 (*appendix 47*)

On 28/01/2011 at 01:13 hours the town centre CCTV operator reported disorder at Karma, and that a male was ejected in a heavy handed way and then retaliated against door staff before walking away. The male felt he had been ejected roughly but made no complaint. There was no complaint made by the door staff.

- Reported by town centre CCTV

42. No log or niche (*appendix 48*)

On 28/01/2011 at 01:55 hours police located a drunken male, who was positioned on all fours and had been sick outside Chic-o-land. His friends left him outside, but came out and took him home. They stated that he had been in Karma and was actually already drunk when they went in.

- Reported by patrolling officer

43. No log or niche (*appendix 49*)

On 28/01/2011 at 02:47 hours police officers on patrol saw a first responder ambulance pulling up outside of Karma. Ambulance had been called to check out an intoxicated female. Whilst outside the club officers were made aware of a male in a doorway. He was drunk and had vomited over himself and on the floor in the doorway. This male had been out with the female being seen by ambulance and stated that they had come from Karma.

- Reported by patrolling officer

44. 54110008659 (*appendix 50*)

On 29/01/2011 at 22:40 hours a member of staff from Karma called police as they had detained a male found to be in possession of drugs. A quantity of cannabis had been found on the male. He was issued a cannabis street warning

- Police called by Karma staff

45. Log Number 81 (*appendix 51*)

On 30/01/2011 at 02:52 hour's police on duty reported disorder on Station Hill and requested additional units. Further units arrived and the situation was calmed down. No further action was taken.

- Reported by patrolling officer

February 2011

46. 54110011008 (*appendix 52*)

On 06/02/2011 at 02:09 hours a male was arrested in St Marys Place, Chippenham for assaulting two males. A police officer witnessed the offender punch a male and then kick him whilst he was on the ground. One of the injured persons had reddening to his eye and the other had a cut around his eye which was bleeding. The town centre night time economy log records that the persons involved in this incident had been in Karma.

This injured male declined to support a complaint of assault, and no further action was taken.

- Reported by patrolling officer

47. 54110011009 (*appendix 53*)

On 06/02/2011 at 02:36 hours an assault was reported to police by ambulance. A male was allegedly in the smoking area of Karma when a confrontation took place. The male was punched in the face by another male, causing eye injuries which required hospital treatment and subsequent surgery. The suspect approached and spoke to door staff after the incident, but was not detained and left the club. He was arrested on New Road.

The offender is currently on court bail for the offence, awaiting trial.

- Reported by ambulance

48. 54110011020 (*appendix 54*)

On 06/02/2011 at 03:01 a police officer on duty requested assistance due to public disorder outside Karma. A fight broke out between numerous persons. One person fell into a parked car, and others received punches to the face. Some of the injuries recorded include cut to knuckles, lump to head, and split lip inside and out requiring stitches. This incident started inside Karma when one of the arrested males was barged on the stairs. This sparked a verbal confrontation, which was diffused by door staff. The male left on his own, but then saw the male that had barged him outside. He confronted him and a fight broke out, with numerous others getting involved. This male was arrested. In interview the male stated that he had acted in this way because he was drunk.

The other male involved, who was also arrested, put himself at 8 on a scale of 1-10 of drunkenness. He stated that he could not remember what had happened, or what his actions had been.

The two males are on police bail for affray.

Another male was arrested in relation to this incident and he was given a fixed penalty notice for disorder upon his release from custody.

Two other males were issued fixed penalty notices for disorder as a result of this incident. One being for section 5 public order, and the other for drunk and disorderly.

- Reported by patrolling officer

49. 54110013519 (*appendix 55*)

On 12/02/2011 at 23:30 an assault took place inside of Karma. A female reports that she went to the toilet in the club and the offender, who was not known to her, was in there bad

mouthed a family member. She took exception to this and remonstrated with the offender who punched her, scratched her face, and bit her on the back.

The offender was ejected from the club by door staff.

The injured female did not want to make a complaint of assault, and reported the incident as advised to do so by a member of staff at Karma.

This incident has been closed with no further action.

- Reported by victim who was advised to do so by Karma staff

50. 54110015660 (*appendix 56*)

On 20/02/2011 at 02:32 an FPN was issued to a male for being drunk and disorderly. This was on the Town Bridge in Chippenham. The issuing officer confirmed that the male had been drinking in Karma.

- Reported by patrolling officer

51. 54110017144 (*appendix 57*)

On 25/02/2011 at 02:36 a male was arrested on New Road in the area of Chickoland for assaulting a police officer, and affray. The male was seen by police to push another male and swing his arms at the male in an attempt to punch him. Police intervened but the male continued to be act in an aggressive manner towards the other male. Police physically restrained the male who pushed an officer in the chest before punching him in the head. The male was extremely abusive to officers, and head-butted the window inside the police car.

Whilst in custody the male stated that he had been drinking in Karma.

The male was sentenced at court and received a conditional discharge.

- Reported by patrolling officer

52. 54110017742 (*appendix 58*)

On 27/02/2011 at 02:47 a male was arrested in the area of Subway late night refreshment house, for failing to comply with a section 27 notice to leave the town. This male had been involved in a disturbance outside Karma, which was being separated by door staff when police arrived. A male who appeared to be the main aggressor walked away before being spoken to by police. He was stopped in the area of New Road and given a section 27 notice,

requiring him to leave the town centre immediately and not return. The male stated he was going to get a taxi, and walked in the direction of the taxi rank. Soon after this police broke up a fight in a food outlet on The Bridge. The same male was involved in this fight, and so was arrested.

The male was charged with the offence and bailed to appear at court.

- Reported by patrolling officer

March 2011

53. Log Number 28 (appendix 74)

On 04/03/2011 at 02:56 the town centre CCTV operator reported and called police to disorder on Station Hill. Police attended but there were no complaints made and the disorder had ended.

- Reported by town centre CCTV

54. Log Number 81 (appendix 75)

On 06/03/2011 at 02:31 police were called to a report of a fight on Station Hill. The report was made by the town centre CCTV operator. The males moved away into the town prior to police arrival. No injuries were seen and no complaints of assault were made to police.

- Reported by town centre CCTV

55. 54110021657 (appendix 76)

On 11/03/2011 at 01:22 police were called to Karma nightclub following a report from staff there that a male had been detained for assaulting a female.

Two males had been in karma where they had been drinking. They were extremely drunk and were then refused service at the bar. They began to throw drinks across the bar causing a female and her friends to get wet, causing an argument. One of the male was ejected, and the other remained in the club where he punched the female to the face. Approximately 5 minutes later the argument continues and the male punches the female in the face again. The male was then detained by doorstaff.

Both males were arrested. One has been charged with assault and the other was issued with a fixed penalty notice for disorder.

- Reported by Karma staff member

56. 54110022530 (appendix 77)

On 13/03/2011 between 00:01 and 04:00 a customer at Karma had a mobile and phone and bank card stolen from her handbag.

- Reported by the victim of the theft.

57. 54110026655 (appendix 78)

On 27/03/2011 at 03:11 a police officer called for another police unit to attend Karma following an assault. A female had been assaulted inside of the club, being pushed to the ground by another female. This was witnessed by staff and door staff and the offender was ejected from the club. Outside the club the same offender punched the same female to the face. The offender was by her own admission very drunk and could not remember much about the night.

The female was arrested for assault and has been released on police bail.

- Reported by patrolling officer.

April 2011

58. 54110028302 (appendix 79)

On 01/04/2011 at 01:30 an incident occurred in Karma where a female was assaulted. She reports that she was attacked in the smoking area by two females, one she knows and another who she does not. She received scratches over her body. This was reported to police the following day and the investigation is on-going.

- Reported by the victim of the assault.

59. 54110030426 (appendix 80)

On 08/04/2011 at 03:07 a fight occurred on New Road, in the area near to chic-o-land. 2 males attack another who was stood with friends. The male is punched and head butted, before being knocked to the ground where he continues to be punched and where his head is kicked and stamped on. Another male intervenes and is swung to the ground where he is punched to the head. A further male is punched in the head and knocked to the ground.

The first male who was attacked returns to the area, having earlier run away, carrying a plank of wood which he uses to hit one of the males who had attacked him.

Three males were arrested for affray. One was released the following day with no further action to be taken against him. The other two have been released on bail. Both of these males stated that they had been drinking in Karma and were drunk, placing themselves at 8, and 9.5 on a 1-10 scale of drunkenness. They could remember very little about the events which led up to their arrest. One of these stated that he had spent £70 on Jack Daniels.

- Reported by town centre CCTV

60. Log Number 53 (appendix 81)

On 25/04/11 at 03:16 a member of public reported disorder, with drunk persons shouting and swearing at each other. Police were unable to attend immediately and there were no further calls made. The town centre log states that it is suspected that these people came from Karma as all other premises had closed much earlier.

- Reported by a member of the public.

May 2011

61. 54110037255 (appendix 82)

On 01/05/11 at 00:16 a report was taken that a male was selling drugs in the garden area of Karma nightclub. Police attended and located the male suspected of selling these drugs. A search of the male revealed a quantity of suspected Class A drugs. The male was arrested for possession of these drugs with intent to supply. He is currently on police bail.

- Reporting person not known.

Review of samples of town centre CCTV

The Chippenham town centre CCTV system is a multiple camera system which covers areas of the town centre including New Road and Station Hill. The footage reviewed was recorded from the camera which covers these two roads. As the camera covers more than one location it is moved by the operator on duty at the time and does not cover the Karma area of Station Road exclusively. The CCTV system also has an automatic roving patrol function which can be set by the operator whilst on duty, or to cover when the system is not staffed.

A summary of the footage is as follows:

03/09/2010 – This footage shows 2 females with approximately 6 males walking down Station Hill away from Karma. The females are clearly intoxicated and sit and roll around on the pavement having to be helped up, they get to their feet after a number of attempts.

05/09/2010 – This footage shows an extremely intoxicated male stumble out of Karma at 01:51 hours watched by door staff. He stumbles across the road and down Station Hill. He goes into the doorway of the flower shop and out of view for approximately 30 seconds, where it is believed he urinates. He continues to stumble down the hill, almost hitting a lamp post before going into the doorway of the Indian restaurant at the bottom of Station Hill. Here the male is seen to vomit before leaning against the restaurant window. The male then slides along the window and falls on the ground. The male makes numerous attempts to stand up

but is not able to and he falls back down. The male is approached by another male, believed to be a friend, who helps him up, and they walk away. The footage ends at 01:56 hours.

09/09/2010 – This footage shows a female being escorted from the club by two doormen at 23:19 hours. A third doorman also follows and the female is put into the alley. This female appears to be very intoxicated. The footage ends at 23:21 hours with a doorman stood by the alley where the female was placed.

10/09/2010 – At 00:01 hours Karl Frost, along with others look into the alley next to the entrance to Karma. A female in a dark colour dress speaks with Frost and then flags down a taxi. She walks to the alley with another person and exits with a female who appears to be extremely intoxicated. The female in the dark dress leans into the taxi, but it is driven away and they do not enter. The drunk female stumbles back towards the club and sits down on the pavement. The female in the dark dress sits down and the drunk female lies on her. The female lies motionless. Door staff approach and police attend. A first responder paramedic arrives and tends to the female. The footage ends at 01:136 hours with the female still on the pavement, but with an ambulance in attendance.

17/09/2010 – This footage shows a male being carried out of the front of Karma by two doormen at 00:37 hours. He is extremely intoxicated and seems unable to support his weight on his legs. The male is put on the pavement and lies down. Persons approach and take photos of the male before appearing to try and help the male to his feet. The male tries to fight with these persons and is restrained by them. The group go into a shop doorway at 00:42 hours out of view. The footage ends at 00:48 hours.

04/11/2010 – This footage shows a male at 22:36 hours stand up from behind a parked car, being watched by door staff from Karma. The male stumbles around in front of them. One member of door staff is seen drinking from a mug. The male drops items believed to be money, and he bends over to pick this up. His trousers start to fall down and he places a note in his mouth and tries to pull his trousers up, losing balance and falling into a window face first. The door staff at Karma watch the events laughing. The male stumbles away down Station Hill and the member of door staff having the drink walks to where the male had been

and picks up items dropped, believed to be cash, making no attempt to go after the male to return it.

07/11/2010 – This footage shows a male come from the alley next the Karma entrance at 01:40 hours. A member of door staff is seen to come out from inside the entrance, and the male is back in the alley. A member of door staff stands by the alley and a member of door staff exits the alley. The male walks away down Station Hill and into a doorway out of view. The footage ends at 01:43 hours.

07/11/2010 – This footage at 02:06 shows the same male as at 01:40 hours being helped up from the ground by police officers hours from between parked cars. He is walked towards a vehicle that had approached. A female from the vehicle approaches the male holding a bucket. The footage then ends.

27/11/2010 – At 01:01 a number of persons are seen outside of Karma, with further persons walking down Station Hill. A female is seen walking away from the club down the hill, watched by a male believed to be Karl Frost. The female stumbles into the road, her legs wobbling. She falls against a shop window before going into the kebab shop on Station Hill.

03/12/2010 At 02:39 hours a fight breaks out in the street outside of the kebab shop on Station Hill. Numerous people are seen to be involved in this fight. One of the males from 02:34 exits the kebab shop and watches the fight. A male is hit to the ground where he lays and is not seen to move. The fighting continues around him, although some people do try to protect him. Once the disorder subsides the second male from 02:34 exits the kebab shop and walks off up the hill. The first male remains and appears to try and keep things calm as smaller fracas take place. This male approaches police and appears to inform them of the events. The footage ends at 02:45 hours. The persons involved in this disorder who were arrested, confirmed that they had come from Karma.

08/12/2010 – At 01:31 Karl Frost exits Karma and leans against the front of a parked car. He appears to be writing notes. He looks up towards the front door of Karma and a male in a

light colour shirt exits the club backwards and airborne. He lands across the pavement hidden from view by a parked car. A member of door staff appears at the entrance of the club and Frost continues to write notes. Approximately 10 seconds later the male begins to get up, and walks towards the door to Karma with his hands by his side. The member of door staff pushes him back keeping him at arm's length. The footage ends at 01:34 with the male stood in front of the club, and the doorman still at the entrance.

07/01/2011 – At 01:02 the footage shows two males and two females outside the entrance to Karma one female is very unsteady on her feet. The group walk off, the same female appears to lose her balance and fall into a nearby shop front. At 01:03 the same female is now being assisted in walking, by a male from the group. They walk very unsteadily down Station Hill and across the road.

09/01/2011 -At 02:43 a female exits Karma in a very unsteady state and has to be held up by a friend and assisted in walking.

16/01/2011 – At 01:51 a male is seen to emerge backwards from the front entrance of Karma, he is seen pointing aggressively at someone inside. He takes his jacket off and tries to re-enter, still pointing and gesticulating. Another male comes out of the front entrance and proceeds to push and shove the male. The males are seen grappling with each other outside, at the time there are no visible door staff. The first male tries to re-enter Karma again. The second male pulls him away. Shortly after the males walk down Station Hill arguing. One male kicks wall of an adjacent property, he tries to return to Karma but is restrained by two males. They are then seen walking off down Station Hill, still arguing.

28/01/2011 – At 01:35 hours 2 males leave Karma and walk into the side alley. At 01:36 hours these males walk from the alley supporting an extremely intoxicated male between them. He was unable to walk unaided. At 02:18 hour's large numbers of people are seen leaving Karma. At 02:27 hours a female in a light coloured top leaves Karma and starts to walk up the hill away from the club, unsteady on her feet. She gets a short way up, and leans against wall still in the vicinity of the club, then slumps down and sits on the pavement.

At 02:28 hours members of door staff are seen leaving the club. At 02:32 hours there are no members of door staff outside the club. The female remains slumped on the pavement. At 02:38 hour's staff from Karma walk to the female and stand by her. At 02:36 hours the lights to the club are switched off. Persons outside are believed to be mainly staff members. At 02:40 hours, the member of staff with the female appears to be on his mobile phone. At 02:45 hours police and ambulance car arrive and approach the female, and the staff member who had been with the female leaves at 02:46 hours. At 02:58 hours no persons can be seen outside of the club.

28/01/2011 – At 01:11 hours a male in a cheque shirt, (male 1) is carried out of the side alley from Karma by two men, one wearing a t-shirt clearly marked 'Security', the other wearing a jacket and hat. Male 1 is put on the pavement and the male wearing the hat returns to the side alley. The doorman wearing the 'security' t-shirt walks to another member of door staff wearing a reflective tabard, who had walked out from the front entrance.

Male 1 quickly gets to his feet and runs back into the alleyway. The doorman wearing the security t-shirt runs in after him and is seen to throw male 1 to the pavement by the collar, and then return to the club through the front entrance.

A female exits the side alley walks toward male 1, who is now up on his feet, and who then returns to the side alley. Within 5 seconds male 1 exits the alley limping. A further male (male 2) who appears to be a customer exits the alley and appears to talk to a doorman. Male 1 limps around in the area of the club, and then sits down on the pavement briefly before standing up and returning to the entrance to the club. Here he joins male 2 and they appear to remonstrate with the doorman in the tabard. Male 1 stands between male 2 and the doorman, and places a hand on the shoulder of the doorman, who sweeps this away with his arm. Male 1 stands with his palms out and then drops his hands and steps back. The doorman in the tabards grapples with male 1, pushing him down the hill away from karma. Male 2 and the female follow, and another member of door staff exit the club along with the DPS. The 2 door men and the DPS walk at male 1 and 2 who walk backwards down the hill away from the club. One of the doormen attempts to kick male 1.

Male 1 is seen limping still as male 2 appears to try to talk to the DPS and doormen.

Male 1 and 2 grapple with each other.

Male 2, the DPS and the doormen walk back towards the club and male 1 attempts to follow. He is pushed back by a member of door staff, and then limps away down station Hill at 01:15 hours.

Analysis of alcohol related arrests and niche record management system by licensed premises January 2010 – June 2010

Alcohol related arrest data is collected through the divisional custody units. Detainees booked in to custody following an arrest for any offence are assessed to establish if they are under the influence of alcohol.

Those arrested for alcohol related offences are questioned when sober to establish at which premises they consumed alcohol. If the response is multiple premises the data is not used. A significant number of detainees decline to provide information. This data is passed electronically to the police licensing department who collate and quality assures it.

The Niche record management system is where all crimes and crime related incidents are recorded by the Force. When a crime or incident is reported and it relates to licensed premises, a licensed premises tag is activated. This allows a data search to be carried out to identify all crimes and crime related incidents that occur on, or that are related to specific licensed premises. This data is extracted and analysed. Any crimes or incidents that cannot possibly be associated with the management of the premises (e.g. a burglary is reported by the licensee) are extracted.

The data is used in part to inform a multi agency tasking group which meets monthly, this group identifies problem premises and develops tactical solutions to resolve concerns surrounding the operation of specific licensed premises.

During the review of the premises licence in August 2010, data and a brief explanation were presented to the Committee.

Between January 2010 and June 2010 Karma Chippenham featured prominently in the top ten premises for both alcohol related arrests and Niche crimes and crime related incidents.

At the available year to date Karma was found to have 30 alcohol related arrests and 20 Niche crimes and crime related incidents, the highest within the County Division.

Niche licensed premises data top 10 - Jan to Dec 2010

Premises	Beat	Total
██████████	Trowbridge	37
Karma	Chippenham	33
██████████	Salisbury	26
██████████	Trowbridge	25
██████████	Salisbury	20
██████████	Salisbury	17
██████████	Westbury	17
██████████	Salisbury	15
██████████	Salisbury	13
██████████	Chippenham	12
██████████	Trowbridge	12

██████████	Melksham	12
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Alcohol related arrests data top 10 - Jan to Dec 2010

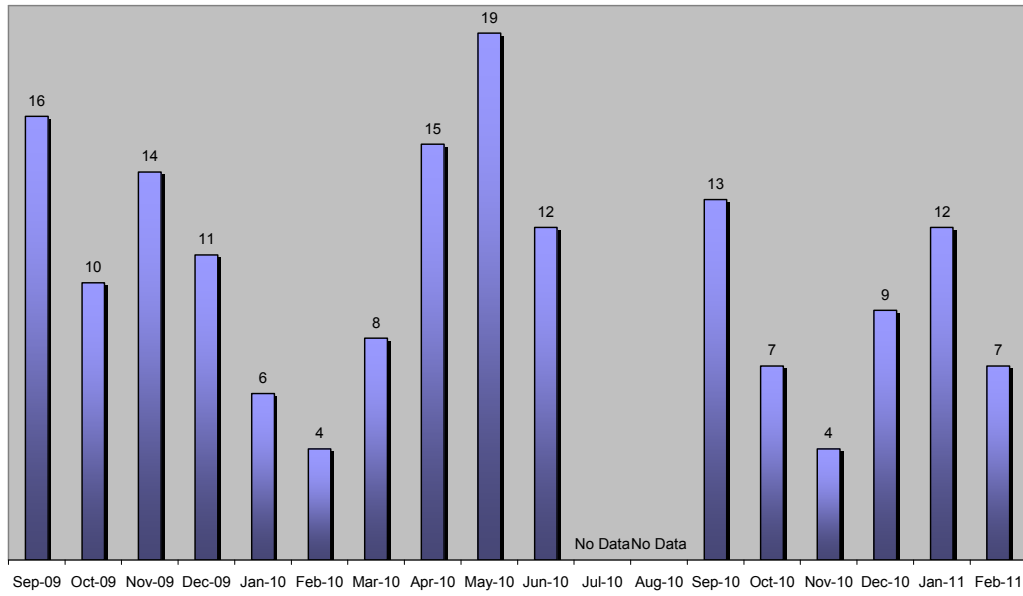
Premises	Beat	Total
Karma	Chippenham	62
██████████	Trowbridge	58
██████████	Salisbury	49
██████	Salisbury	39
████	Trowbridge	38
██████████	Chippenham	25
██████████	Trowbridge	24
██████████	Salisbury	23
██████	Salisbury	22
██████████	Salisbury	22

The County Division area covers all of Wiltshire, excluding the Swindon Borough area, its night time economy is focused around three centres, Chippenham, Trowbridge and Salisbury.

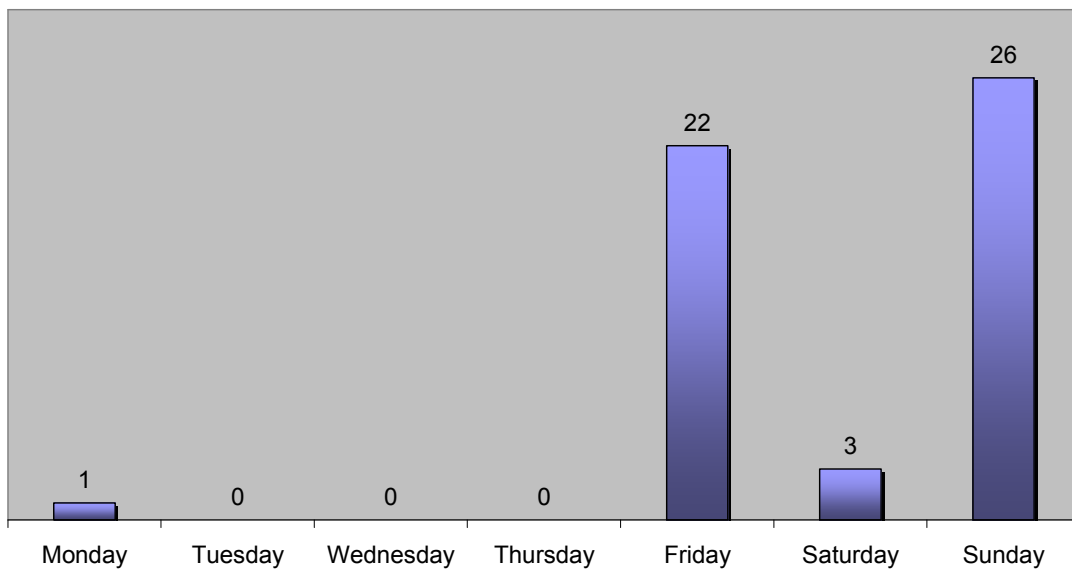
A large night club located outside Westbury and a number of smaller market towns with their own late night economies add to the licensable activity offered by the larger centres. Salisbury City offers the largest number of licensed premises including nightclub operations.

In a rural County with limited night club operations it is difficult to directly compare the Karma operation with a similar venue. In operating style, licensable hours and operating numbers it may be compared to a Salisbury venue known as The Chapel.

Incidents by month linked to Karma Chippenham - September 2009 to February 2011



Incidents by day of the week linked to Karma Chippenham
September 2010 to February 2011



On the 25th of January 2011 police made a further application for review (*appendix 61*).

Grounds for review January 2011

In August 2010, police made an application for a review of this premise licence, primarily based up on poor management practices and high levels of crime and disorder. The outcome of the review was that the Licensing Committee considered that additional conditions were necessary to promote the licensing objectives.

However the police continue to have concerns in respect of the management of this premise. Poor practice has and continues to have a negative impact on the licensing objectives. Police still find that unacceptable levels of crime and disorder are associated with the venue.

Police and Wiltshire Council officers have found the premise to be in breach of a number of the additional conditions over a period of four months. In addition conditions already attached to the licence have been breached on numerous occasions.

The evidence collected since the review in August lead the police to believe that there are compelling circumstances that necessitate a further review

Police will provide evidence of crime and disorder associated with the venue.

- Police find that the venue continues to consistently feature prominently in the statistical analysis of alcohol related arrests within the county.

- Three members of staff including the Designated Premises Supervisor are currently on court bail awaiting trial charged with violent and or offences against police. All three offences were alleged to have taken place either on or immediately outside the premises.

- Police will provide evidence of breaches of the premises licence and inadequate policies and procedures, detected by visits, crime investigation and intelligence.

- Police find that the premise licence holder and responsible person do not promote the licensing objectives and have displayed a disregard for the licensing legislation.

- Police find that persons frequenting the premises consume alcohol to excess which does lead to criminal and disorderly behaviour. This excessive consumption has a negative impact on the community and directly on public safety through harm to individuals.

- Police find that the premise does not actively engage with Chippenham Pubwatch.

- Police find that children are not adequately protected whilst frequenting the venue, as the premise does not have any clear procedures to ensure the safety of children on the premise.

During 2009 and 2010, Wiltshire Police regularly engaged with the premises management in an effort to reduce the levels of crime and disorder associated with the premises and reduce the risk of harm to those frequenting and subsequently leaving the premises who were extremely intoxicated.

Reduction in the levels of crime, disorder and risk of harm were not sustained and Karma consistently featured at or near the top of incident and alcohol related arrest data. In August 2010 Wiltshire Council Licensing Committee imposed a number of conditions to bring about the necessary improvement and actively promote the licensing objectives.

Wiltshire Police and Wiltshire Council have found the premises to be in breach of these new conditions and existing conditions.

The levels of crime and disorder associated to the premises remain at an unacceptable level. The extreme levels of intoxication of some persons frequenting the premise continue to be a cause for concern. The number of injuries sustained by persons frequenting or leaving the premises also continues to be a cause for concern.

The premises management have been shown not only to be in breach of their original conditions as well as the conditions imposed at the August review, but it has become evident that information given on behalf of Karma at the review proceedings was not factually accurate.

They continue to show a disregard for the licensing objectives.

This disregard has resulted in members of the public being left vulnerable through heavy intoxication, increasing their likelihood of becoming the victims of crime or accidents.

The incidents of violent crime and disorder have and will continue to leave people receiving physical injuries.

The recent efforts by the previous committee to bring these premises under control through additional conditioning have in the main been disregarded, and Wiltshire Police are left with no option but to request that the Licensing Committee give consideration to the revocation of the premises licence.

WILTSHIRE POLICE DATA SUMMARY

Key dates :

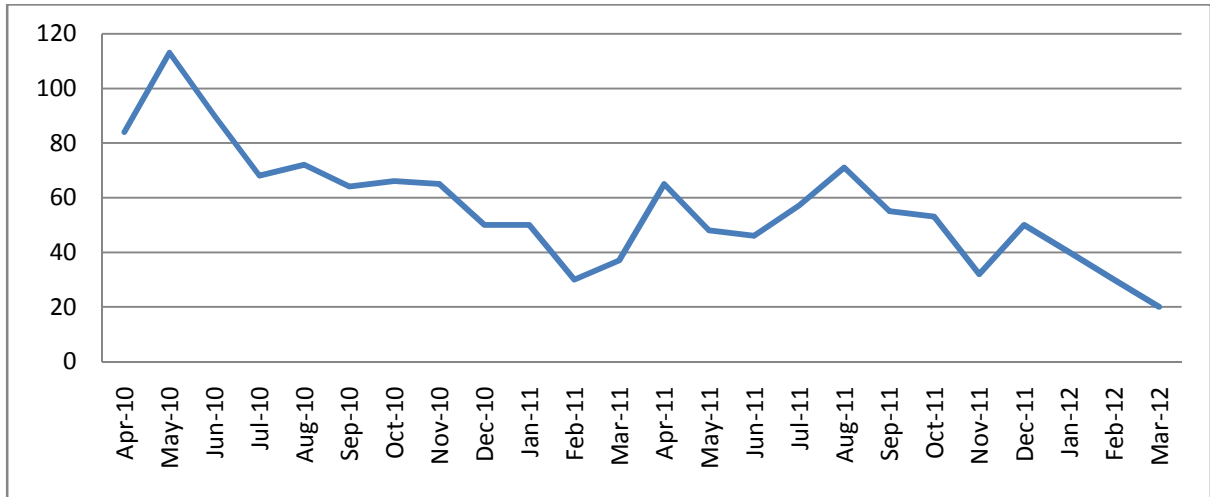
August 2010 – Karma review, conditions set

March 2011 – 2nd Karma review (postponed)

May 2011 – Review held, licence suspended - premises appealed

October 2011 – Appeal hearing, licence revoked

1.1 Violence against the person (Chippenham)



(Source: Wiltshire Police performance data)

1.2 Violence against the person (Chippenham Town Centre)

Month	2010/11	2011/12	Difference	% difference
April	18	9	-9	-50.0%
May	20	13	-7	-35.0%
June	13	8	-5	-38.5%
July	11	11	0	0.0%
August	10	15	5	50.0%
September	10	11	1	10.0%
October	11	7	-4	-36.4%
November	20	6	-14	-70.0%
December	11	10	-1	-9.1%
January	10	3	-7	-70.0%
February	14	5	-9	-64.3%
March	10	5	-5	-50.0%

(Source: Wiltshire Police performance data)

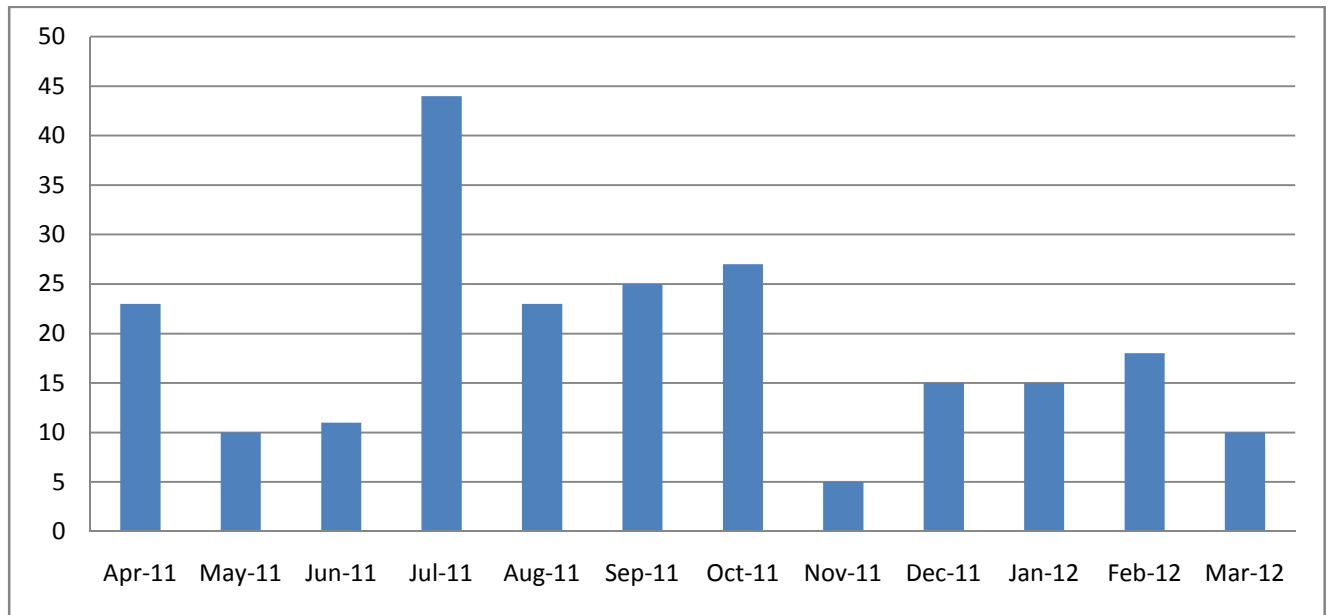
1.3 STORM logs (Chippenham Town Centre)

Month	2010/11	2011/12	Difference	% difference
November	183	170	-13	-7.1%
December	166	176	10	6.0%
January	159	127	-32	-20.1%
February	171	163	-8	-4.7%
March	180	145	-35	-19.4%
April	211	161	-50	-23.7%
May	205	157	-48	-23.4%
June	162	167	5	3.1%

July	195	125	-70	-35.9%
August	188	174	-14	-7.4%
September	171	152	-19	-11.1%
October	170	162	-8	-4.7%

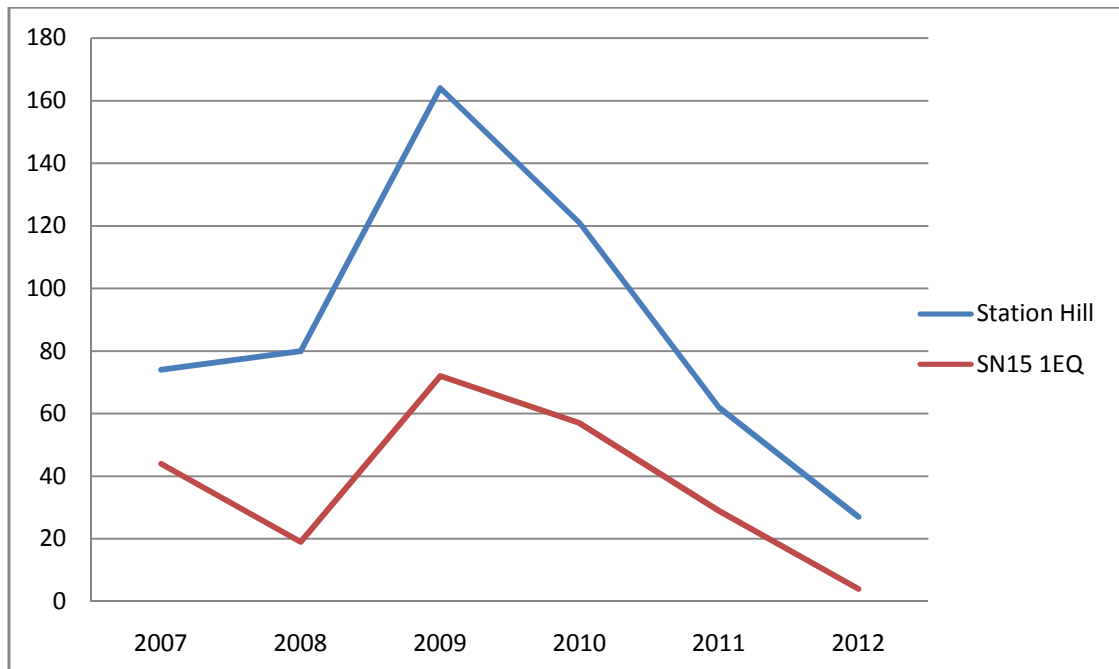
(Source: Wiltshire Police:STORM)

1.4 Alcohol related arrests (Chippenham)



(Source: Wiltshire Police:NICHE)

1.5 Level of incidents in Station Hill, Chippenham and SN15 1EQ



(Source: Wiltshire Police; STORM)

*	2007	2008	2009	2010	2011	2012
SN15 1EQ	44	19	72	57	29	4
Station Hill	74	80	164	121	62	27