

## FORM FOR APPLYING FOR A SUMMARY LICENCE REVIEW

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

Durham County Council, Licensing Services  
St Johns Road North, Meadowfield,  
DH7 8RS

**Application for the review of a premises licence under section 53A of the Licensing Act 2003 (premises associated with serious crime or disorder)**

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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 Sgt 484 Caroline Dickenson [on behalf of] the chief officer of police for the Durham Constabulary police area apply for the review of a premises licence under section 53A of the Licensing Act 2003.

**1. Premises details:**

Postal address of premises, or if none or not known, ordnance survey map reference or description:

**The Drunken Duck  
91A Claypath**

Post town: Durham

Post code (if known): **DH1 1RG**

**2. Premises licence details:**

Name of premises licence holder (if known): Durham Leisure

Number of premises licence holder (if known): LAPREG/05/0297

**3. Certificate under section 53A(1)(b) of the Licensing Act 2003** [Please read guidance note 1]:

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with serious crime or 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]

**On the evening of Saturday 4th March 2023 at 23:48hrs, a large-scale disturbance took place at The Drunken Duck public house.**

**Police officers were dealing with a separate incident at the front of the premises when they were made aware of a large fight involving multiple people had taken place in the beer garden area situated to the rear of the premises.**

**Officers made their way through the premises at 23:54 hrs however upon arrival the disturbance appeared to be over although persons remained in the beer garden, one of whom, a male had injuries to his face.**

**Officers then viewed the CCTV system at the premises which showed the disturbance taking place at 23:48 hrs. The footage shows a single member of door staff (in a white shirt) trying to separate two groups of males who appear to be arguing and pushing one another. Another door supervisor enters the area to assist in keeping the groups apart.**

**Two further door supervisors enter the beer garden area as multiple fights start involving the groups of males. What follows is 3 minutes of continual violence involving around 10 persons where the level of violence is such that an offence of violent disorder contrary to S2 of the Public Order Act 1986 is made out.**

**Upon close viewing of the footage door supervisors are seen to be extremely ineffective and appear to just stand back and let the disturbance take place. Durham Constabulary appreciate that door supervisors' personal safety must be considered but at certain points door supervisor physical intervention could have occurred.**

**A male offender is seen to hit another male with a bar stool where a door supervisor could have prevented it. The fight appears to continue outside of the beer garden via a rear gate that is opened by the door staff and a male is seen to carry a bottle pass 3 door supervisors and hit someone with the bottle just outside of the gate.**

**No door supervisor is seen to prevent the male from carrying out this action, nor do they remove the bottle from the male and then allow the same male back in to the beer garden.**

**The footage was described by attending officers as one of the worst bar fights they had ever seen. A male involved in the disturbance was spoken to at the scene and significant facial injuries were noted by the officers.**

**The footage of the disturbance is indeed shocking, and it is lucky that no one was seriously hurt or even killed with the level of violence being used by some of the people involved in the incident.**

**Durham Constabulary have significant concerns relating to the handling of this incident by door supervisors; the footage shows door staff just standing back and letting the fight take place, ineffectively dealing with those using furniture and bottles as weapons and failing to eject all parties involved in the fight.**

**Durham Constabulary feel that the crime and disorder licensing objective has been significantly undermined and request expedited review of the premises licence.**

Signature of applicant: Caroline Dickenson  
Date: 06/03/2023  
Capacity: Licensing Sgt

**Contact details for matters concerning this application:**

**Address: Durham County Council, Licensing Services  
St Johns Road North, Meadowfield,  
DH7 8RS**

Telephone number(s): 0191 3752351

Email: caroline.dickenson@durham.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.