



## NOTICE OF MEETING

**2 November 2018**

**A JOINT MEETING of the CLACKMANNANSHIRE LICENSING BOARD and CLACKMANNANSHIRE LOCAL LICENSING FORUM will be held within the Council Chamber, Kilncraigs, Greenside Street, ALLOA, FK10 1EB, on TUESDAY 13 NOVEMBER 2018 at 9.30 am (following the conclusion of the Clackmannanshire Licensing Board meeting).**

**LINDSAY THOMSON**  
**Clerk to the Clackmannanshire Licensing Board**

	<b>Page No</b>
1. Apologies	--
2. Declarations of Interest	--
Elected Members are reminded of their obligation to declare any financial or non-financial interest which they may have in any item on this agenda in accordance with the Councillors' Code of Conduct. A Declaration of Interest Form should be completed and passed to the Committee Services Officer.	
3. Welcome and Introduction to Licensing Board Members and Licensing Forum Members	--
4. Confirm Minute of Joint Meeting of Clackmannanshire Licensing Board and Clackmannanshire Local Licensing Forum held on 26 September 2017 (Copy attached)	03
5. Police Scotland: Chief Constable's Report to the Clackmannanshire Licensing Board for the Period 1 April 2017 to 31 March 2018 – report by Mr Iain Livingstone QPM, Depute Chief Constable Designate (Copy herewith)	05
6. Open Forum - discussion and question and answer session (opportunity to exchange views on and ask questions relevant to the roles of each body, the discharge of their respective functions, any concerns arising and relevant licensing issues)	--
7. AOCB	--

## Clackmannanshire Licensing Board Members

Councillor	Kenneth Earle (Convenor)	4	Clackmannanshire South	LAB
Councillor	Mike Watson (Vice Convenor)	3	Clackmannanshire Central	CONS
Councillor	Donald Balsillie	2	Clackmannanshire North	SNP
Councillor	Martha Benny	2	Clackmannanshire North	CONS
Councillor	Dave Clark	2	Clackmannanshire North	LAB
Councillor	Helen Lewis	2	Clackmannanshire North	SNP
Councillor	George Matchett, QPM	1	Clackmannanshire West	LAB
Councillor	Tina Murphy	1	Clackmannanshire West	SNP
Councillor	Les Sharp	1	Clackmannanshire West	SNP

## Clackmannanshire Local Licensing Forum Members - check

John Mitchell	Convenor
Police Representative	Police Scotland
Gary McPhee	Clackmannan Community Council
Andrew Henderson	Chalmers, Bank Street, Alloa
Paul Fair	Licensing Standards Officer
Muriel Lockerbie	Tullibody, Cambus and Glenochil Community Council
Amanda Gerlach	The Old Brewery, East Vennel, Alloa
Aileen Holliday	NHS Forth Valley
Elaine Brown	Clackmannanshire & Stirling Alcohol and Drugs Partnership



**MINUTES OF JOINT MEETING of the CLACKMANNANSHIRE LICENSING BOARD and CLACKMANNANSHIRE LOCAL LICENSING FORUM held within the Council Chamber, Kilncraigs, Greenside Street, ALLOA, FK10 1EB, on TUESDAY 26 SEPTEMBER 2017 at 11.00 am.**

## **PRESENT**

### **Clackmannanshire Licensing Board Members**

Councillor Kenneth Earle, Convenor of the Licensing Board (In the Chair)  
Councillor Martha Benny  
Councillor Dave Clark  
Councillor Archie Drummond  
Councillor George Matchett, QPM  
Councillor Tina Murphy

### **Clackmannanshire Local Licensing Forum Members**

Mr John Mitchell, Convenor of the Local Licensing Forum  
Elaine Brown, Clackmannanshire and Stirling Alcohol and Drugs Partnership  
Amanda Gerlach, the Old Brewery, Alloa  
Andrew Henderson, Chalmers, Alloa  
Muriel Lockerbie, ex-Tullibody Cambus and Glenochil Community Council  
Nicola-Jane Stewart, Clackmannanshire and Stirling Alcohol and Drugs Partnership

## **IN ATTENDANCE**

Paul Fair, Licensing Standards Officer  
Anne McPherson, Admin Support to the Local Licensing Forum  
Stuart McQueen, Solicitor, Depute Clerk to the Licensing Board  
Margaret Summers, Committee Services

Chief Inspector Drew Sinclair, Police Scotland  
Claire MacKenzie, Police Scotland (Licensing Officer)

## **1.0 APOLOGIES**

Apologies for absence were received from Councillor Mike Watson, Councillor Craig Holden, Councillor Les Sharp and Mr Gary McPhee (Clackmannan Community Council)

## **2.0 DECLARATIONS OF INTEREST**

None

## **3.0 WELCOME AND INTRODUCTIONS**

Today's meeting was chaired by Councillor Kenneth Earle, Convenor of Clackmannanshire Licensing Board.

Following introductions, the Chair welcomed the Board and Forum members to the annual joint meeting of the Licensing Board and Local Licensing Forum.

#### **4.0 MINUTES OF MEETING – 1 NOVEMBER 2016**

The minutes of the Joint Meeting of the Clackmannanshire Licensing Board and the Clackmannanshire Local Licensing Forum held on 1 November 2016 were submitted for approval.

Moved by Councillor George Matchett, QPM. Seconded by Councillor Kenneth Earle.

#### **Decision**

The minutes of the Joint Meeting of the Clackmannanshire Licensing Board and the Clackmannanshire Local Licensing Forum held on 1 November 2016 were agreed as a correct record and signed by Councillor Kenneth Earle as the Chair of today's meeting.

#### **5.0 POLICE SCOTLAND: CHIEF CONSTABLE'S REPORT TO THE CLACKMANNANSHIRE LICENSING BOARD FOR THE PERIOD 1 APRIL 2016 TO 31 MARCH 2017**

#### **Attending**

Chief Inspector Drew Sinclair, Police Scotland (representing the Chief Constable).  
Claire McKenzie, Police Scotland (Licensing Officer)

The Chief Constable's report was also included in the agenda for the Licensing Board meeting directly preceding the joint meeting of the Licensing Board and the Local Licensing Forum. Members of the Clackmannanshire Local Licensing Forum were in attendance at the meeting of the Licensing Board to hear the presentation given by Chief Inspector Sinclair on the Chief Constable's report to the Clackmannanshire Licensing Board.

The Licensing Board and Local Licensing Forum members had heard a presentation from Chief Inspector Drew Sinclair on the Chief Constable's report and had opportunity for questions.

Having commented on and challenged the report as appropriate, the meeting agreed to note the information provided in the Chief Constable's Report to the Clackmannanshire Licensing Board for the period 1 April 2016 to 31 March 2017.

#### **6.0 OPEN FORUM**

Following consideration of the Chief Constable's Report, there followed opportunity for Board and Forum members to exchange views on and ask questions relevant to the roles of each body, the discharge of their respective functions, any concerns arising and relevant licensing issues.

The meeting heard from Elaine Brown, Clackmannanshire and Stirling Alcohol and Drug Partnership, and had opportunity for questions and debate. Ms Brown provided an overview of the C&SADP and spoke about working to raise awareness of the impact of drug and alcohol misuse in local communities.

Having debated issues to do with consultation on the Council's Statement of Licensing Policy, pricing, availability of alcohol and over provision, the Chair brought the meeting to a close at 1155 hrs.

#### **7.0 AOCB**

None.



**THIS PAPER RELATES TO  
ITEM 5  
ON THE AGENDA**



**POLICE  
SCOTLAND**

Keeping people safe

CHIEF CONSTABLE'S REPORT TO THE  
CLACKMANNANSHIRE LICENSING BOARD  
FOR THE PERIOD  
1<sup>ST</sup> APRIL 2017 to 31<sup>ST</sup> MARCH 2018

## **Foreword**

It gives me great pleasure to provide the Annual Licensing Report for 2017/18, in accordance with Section 12(A) Licensing (Scotland) Act 2005.

I would like to acknowledge the contributions made to effective licensing regulation in the past year. Working in partnership is vital to ensure a fair and consistent approach to licensing whilst maintaining a focus on preventing alcohol fuelled violence, disorder and antisocial behaviour. Police Scotland is committed to continuing to work with partners in the 32 Local Authorities across Scotland to achieve positive outcomes.

Over the past year, Police Scotland has continued to achieve success with a focus on prevention, underpinned by early intervention and enforcement. This has only been possible with the support of the many active partnerships that exist in local areas. I will ensure that all officers and staff continue to work with the licensed trade and other key partners, utilising the range of options available to them to achieve improved licensing standards, reducing violence, disorder and antisocial behaviour across Scotland.

On 1<sup>st</sup> May 2018, Minimum Unit Pricing of Alcohol was introduced in Scotland. We will work through the Evaluation Advisory Group to assess the impact of this legislation. The coming year will present many challenges but I am confident that through collaborative working, we will meet these challenges and continue to improve licensing standards and deliver a service to the communities of Scotland.

Mr Iain Livingstone QPM  
Deputy Chief Constable Designate  
Police Service of Scotland

## **Police Scotland Licensing Overview**

The National Licensing Policy Unit (NLPU) sits within the Specialist Crime Division – Safer Communities based at Dalmarnock Police Office, Glasgow.

The NLPU is responsible for the two tier structure for licensing which supports both national and local priorities. They have overall responsibility for determining and delivering national licensing strategy and policy, by providing advice, guidance and support to divisional licensing teams.

Each of the 13 Local Policing divisions have locally based officers dedicated to the day to day management of licensing administration, complying with statutory requirements as well as addressing any issues that may arise within licensed premises in their local area.

Police Scotland Licensing is supported and governed by a National IT solution known as ‘Innkeeper’.

The NLPU and Licensing practitioners within Police Scotland develop partnerships and identify best practice which assist in a better understanding of the challenges faced by the Licensed Trade. This approach enables us to continue to work with local communities and key partners to prevent alcohol related crime and offences.

The NLPU seek to ensure that legislation governing the sale and supply of alcohol is applied consistently across the country and all opportunities are taken to stop the illegal or irresponsible sale, supply or consumption of alcohol with the intention of preventing and reducing crime and disorder.

## **National Perspective**

Our Priorities and Policing Plans continue to be shaped by the objectives contained within Scottish Government’s Strategic Objectives and National Outcomes and the Strategic Policing Plans that are delivered locally through single outcome agreements.

Consultation and engagement is combined with our own analysis of the issues that impact on the safety of the public to provide a firm evidence base for local policing teams to prevent crime and disorder and Keep People Safe.

Our National Priorities are

- Violence, disorder and antisocial behaviour
- Serious organised crime
- Counter terrorism and domestic extremism
- Protecting people at risk of harm
- Road safety and road crime
- Acquisitive crime

### **Licensing Board Area**

The Clackmannanshire local authority area is policed by Forth Valley Division also referred to as 'C' Division.

Chief Superintendent Thom McLoughlin is the Local Police Commander who has the responsibility for all day-to-day policing functions.

The senior officers who hold responsibility for licensing within the area of Clackammananshire are as follows;

Local Area Commander; Chief Inspector Drew Sinclair

Divisional Coordination Unit; Chief Inspector Caroline Logan

Licensing Sergeant; Sergeant Claire MacKenzie

### **Description of Board Area**

Clackmannanshire is Scotland's smallest Local Authority covering an area of 61 square miles and with a population of 50,050 people. Clackmannanshire, however, has very different communities - both rural and urban - which require diverse policing approaches and which have different priorities.

Clackmannanshire also has areas which are considered very affluent and others which are considered amongst Scotland's most deprived areas.

Clackmannanshire faces key challenges which impact on how local policing will be shaped and delivered. These key challenges include increasing population numbers, continued periods of low economic growth, rising unemployment, welfare reform and anticipated reductions in families' incomes.

The policing plan for the Clackmannanshire Council Area details the delivery process for the police service and commitment to local policing within the national planning process enabling an effective response to all areas including alcohol related issues. Each area has a number of licensed premises which places demands on local resources. Alloa Town Centre has a vibrant and busy night time economy with 2 Nightclubs and a number of bars within a 1 mile radius, presenting the greatest challenge and can affect resources at weekends which on occasion leads to alcohol related violence and disorder.



## **Local Policing Priorities**

Following our public consultation process, the policing priorities for Forth Valley Division as set out in our Local Policing Plan are as follows;

1. Protecting People
2. Reducing Anti-Social Behaviour
3. Reducing Violence
4. Tackling Substance Misuse
5. Making Our Roads Safer
6. Tackling Serious Organised Crime

## **Operation of the Licensing (Scotland) Act 2005**

### Introduction

The Misuse of alcohol can be harmful and damaging to our communities. It impacts on vital services such as the National Health and on the Police Service of Scotland. Alcohol is very often a contributory factor in the calls that Constables attend from low level anti-social behaviour to domestic abuse and incidents of serious violence and injury. In year under report there were 850 cases of violent crime recorded within the Clackmannanshire Area, 225 (26.5%) were drunk or under the influence of alcohol. There were 613 cases of disorder reported and 265 (43.2%) of the accused in these cases the accused were described as drunk or under the influence of alcohol.

There are in excess of 1300 licensed premises within the Forth Valley area, 132 in the Clackmannanshire area including, Bars, Nightclubs, Hotels, Off Licences and members clubs. In addition to this between the 31<sup>st</sup> March 2017 and the 1<sup>st</sup> April 2018 Forth Valley Licensing Department processed 248 applications for Occasional Licences to allow the sale/supply of alcohol for those who do not hold permanent licences. In the year under review there were 63 cases of violent crime / disorder recorded on licensed premises (this does not include those out with) and 46 (73%) of accused in these cases were described as drunk or under the influence of alcohol.

The role of the Forth Valley Licensing Department is to work with partners to reduce the impact that alcohol has on our local community. This includes the review of applications and working closely with Licensing Standards Officers (LSO's), Designated Premises Managers (DPM's) as well as Licence Holders. Utilising legislation such as the Licensing (Scotland) Act 2005 to encourage the responsible sale and supply of alcohol the Division also works with premises to ensure they are well run and adhering to the licensing objectives. This may result in taking positive action to stop irresponsible supply.

## Partnerships

In order to improve the regulation of license holders in the Forth Valley area, the Licensing Team works closely with both internal and external departments. An example of how this partnership working has been successfully implemented is the Festive Safety Presentation which was delivered to licensed premises staff by the local Licensing Standards Officer along with police officers from the Licensing Department, Prevention and Interventions Unit and STOP (Statement of Opinion) unit. This event provided information on how to keep staff and patrons safe on licensed premises over the busy Christmas period and beyond. It also provided an opportunity for Licensed Premises staff to meet Police and LSO face to face for informal discussion. Over the last year the licensing team have provided additional training to officers within the Divisional Alcohol and Violence Reduction Unit who are also involved with licensed premises visits on a regular basis. The Licensing Department collates and disseminates relevant information to local officers allowing them to be tasked to complete specific licensing enquiries. This is fed into a Weekend Policing Plan and allows for the right premises to be checked at the right times by officers who have a greater knowledge of licensing legislation thereby leading to a greater regulation of licence holders.

During 2017/18 we have continued to conduct pre-visits prior to high risk events and the Festive Period issuing letters to the management of premises. The letter reminds premises of their responsibilities around the licensing objectives and provides them with ideas on how they can work with us to ensure the event goes safely whilst also providing a point of contact for queries / issues. This initiative has a positive impact and helped to build up encouraging relationships with licensees due to the regular visits.

As well as Licensing Standards Officers the Forth Valley Licensing team also work very closely with external partners such as the UK Border Agency and Security Industry Authority (SIA). The regular contact and flow of information ensures that issues are identified and dealt with in a positive manner.

## Problem solving

Analytical data, intelligence, crime reports and calls from the public are scrutinised in order to highlight areas or repeat occurrences of anti-social behaviour or crime. This allows resources to be deployed to the right areas at the right time.

When areas of concern are identified around licensed premises prompt action is taken, both by the licensing department and local officers. Generally the steps taken by Forth Valley Licensing Department in conjunction with local senior management leads to successful compliance with premises and no requirement to report matters to Clackmannanshire Council Licensing Board. When issues are identified we utilise a wide range of options to try to resolve the issues with a Licensing Review Hearing being the last option. The first step is identifying the cause of the problem and this where we would utilise technology to build up a picture, for example identifying certain days or times of day when issues arise. Licensing staff would then go to the premises, explain our concerns and work with them to resolve the problems. This is

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then reinforced by visits from local officers ensuring compliance. Premises that are highlighted as having a high level of crime and disorder occurring despite engagement with police or are found to be resisting police involvement would be cause for concern and would lead to further steps being taken to remedy the situation.

An example of this in the Clackmannanshire area during the year under report was the identification of one public house in Tullibody where there was a marked increase in disorder. Local officers attending found the staff to be uncooperative. Staff from the Police Licensing Department attended and the Licensing Standards Officer held a meeting with the Designated Premises Manager where the responsibilities of a DPM were highlighted. Suggestions were also made in relation to preventative measures which included better housekeeping and increased visits by police. There has been a marked improvement in both frequency of incidents and cooperation with police. As a result of this type of work utilising a variety of measures we currently have no officially monitored premises within the Clackmannanshire area.

### Summary

This summary will touch on the various sections of the Licensing (Scotland) Act 2005 and provide any relevant detail of the Division's activity and learning points in relation to each.

### Section 1

Enforcement activity to tackle the unlicensed sale or supply of alcohol is one of the main strategies of all Ward based Officers in Forth Valley Division. Inspections of licensed premises are undertaken and during these visits, inspections are made of Premises or Occasional Licences to ensure alcohol is being sold legitimately. Personal Licences and relevant training records are also scrutinised to ensure compliance with the Act. Whilst education forms a huge part of our dealings with Licence holders on occasion this approach is not felt to be the most productive and in those cases the matters would be reported to the Procurator Fiscal. There has been 1 case reported to the Procurator Fiscal during this year under review. This related to a premises selling alcohol which had not had a licence to do so, rather than a premises with a licence selling alcohol out with conditions of the licence.

### Section 22 – Applications

This covers applications for a premises licence and allows the Chief Constable to make a representation or objection to the Licensing Board by providing a detailed report concerning criteria laid out in the Act.

All applications sent to the Forth Valley Licensing Department from Clackmannanshire are scrutinised by staff using a variety of police databases that hold information on crimes, incidents and intelligence reports. Staff will thereafter make contact with the applicant and visit the premises where possible in order to obtain a clear understanding of what is being requested. Where there may be concerns this is addressed with the applicant and usually resolved at the time of

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application. However, on occasion representations are necessary to secure additional conditions on the licence and on rare occasions an objection to an application due to significant concerns that may impact our communities.

### Section 36 – Applications for a review of licence

This section of the Act sets out the grounds for persons to apply to the Licensing Board for a review of licensed premises that include a breach of one or more of the conditions to which the premises licence is subject.

In Clackmannanshire the majority of breaches are minor in nature and initial informal approach has been beneficial. Such an approach allows the premises management to discuss issues raised by police at an informal meeting. An agreement is reached over how the premises management plan to address and rectify faults before they are allowed to develop further with officers monitoring the situation to ensure there is no reoccurrence. This approach has proved successful and all informal interactions carried out during the reporting period have not required further police intervention. It is felt that this is a practical and fair method of dealing with minor issues and helps build a good relationship between police and the licensing trade. In addition more serious breaches of the licence would be reported to the Licensing Board for review. In the last year no applications were made to Clackmannanshire Council Licensing Board for review of Premises Licence.

### Section 63 – Sale or supply of alcohol out with licensed hours.

This section of the Act covers the sale or supply of alcohol out with licensed hours. There has always been a proactive approach by police in monitoring premises for any such issues, be that visits to pubs and clubs at terminal hours or patrols in the area of licensed grocers to ensure compliance. Historically, information about premises selling alcohol out with hours has come from communities. During the reporting period no premises within the Clackmannanshire area have been found to be breaching this section and therefore no reports have been submitted to the Licensing Board

### Section 72 – Personal Licence Applications

All applicants are scrutinised to check for their individual criminal history and any issues identified would be brought to the attention of the Board, normally with a recommendation to refuse the application. During the last year there have been no objections made to the board.

### Section 83 and 84 – Personal Licence Reviews

All personal licence holders are monitored by the Forth Valley Licensing Department who are automatically notified if any come into formal contact with the police in relation to criminal matters. Section 83 deals with Personal Licence Holders who are convicted of relevant offences during their time as holder of a licence. Section 84 deals with Personal Licence Holders who have acted in a manner inconsistent with the licensing objectives while working on a premises subject to a premises review. Forth Valley Licensing have requested that 2 Personal Licences be revoked during

## **NOT PROTECTIVELY MARKED**

the period covered in this report under Section 83 of the Licensing (Scotland) Act 2005.

### **Section 94 – Exclusion Orders**

Exclusion orders can be considered where a person is convicted of a violent offence committed on, or in the immediate vicinity of any licences premises in respect of which a premises licence has effect. In all cases where the person charged can be linked to licensed premises staff within Clackmannanshire Licensing Department task officers to request an Exclusion Order when the case is reported to the Procurator Fiscal for consideration.

### **Section 97 – Closure Orders**

There have been no applications to the Board for a closure order relating to licensed premises in the area.

### **Section 111 to 116 – Drunkenness and disorder offences on licensed premises**

A significant amount of time is dedicated to policing licensed premises, in recognition of the potential for drunkenness and disorder there and the negative impact this has on communities. In the period 2017/2018 there were 2 persons charged with Section 115 of the act (disorderly conduct on a licensed premises). There was 1 person charged with Section 116 of the act (Refusal to leave licensed premises)

## **Preventing the Sale or Supply of Alcohol to Children or Young People**

### **Introduction**

Understanding why children and young people drink alcohol can be complex but it's recognised that alcohol misuse amongst this group can result in behavioural issues and offending; such as violence, and antisocial behaviour, as well as increasing vulnerability and susceptibility to exploitation. In the year under report there were 185 crimes of violence/disorder where the accused was under 17 years in the Clackmannanshire area. Of these in 18 cases the accused was described as drunk and 24 recorded as under the influence of alcohol. It should be noted however, that in 52 cases the sobriety of the accused was not known.

Police Scotland can make a positive impact on the future outcomes for children and families, by addressing the sale and supply of alcohol to young persons, by problematic premises or by proxy (agent purchase), and working with our partners take the appropriate action to address both the potential and actual misuse of alcohol within the early years.

### **Activity**

In the year under review there were 2 cases whereby persons were found buying or attempting to buy alcohol for a child or young person. There were no charges for selling alcohol directly to a child or young person. It should be noted that there are times when children are stopped under the influence or in possession of alcohol and

## NOT PROTECTIVELY MARKED

although they may have committed an offence in purchasing the alcohol it is not always considered proportionate to tackle the issue with a criminal charge. Rather, Police liaise with partners in an attempt to establish a root cause of this drinking with the assistance of our partners.

A joined up approach in dealing with children/young persons is the most advantageous position. Officers from Forth Valley Licensing Department regularly link in with local community wardens, community officers and LSO's to build a picture of hotspots or areas for concern. Where concerns are raised all information and intelligence is reviewed and prompt and robust action is taken to limit the effect on the community.

### Proposed activity

During the coming year Forth Valley Division will consolidate existing procedures and working practices. Utilising analytical tools will help to identify areas for concern in relation to the sale/supply of alcohol to young person's allowing us to quickly link anti-social behaviour/ crimes trends around Licenced premises both on and off sales. Agent purchase will be targeted. If there are any indications that a premises are selling alcohol to children and young persons this will be dealt with robustly.

Where intelligence is received regarding this activity the Licensing Department will engage with premises in the first instance ensuring they are aware of their responsibilities and should we continue to receive intelligence following this engagement then Test Purchase Operations will be considered. In the case of one premises in the Alloa area where it was suspected under age sales were being facilitated Forth Valley Licensing Department engaged with the premises staff as described. This was successful and the premises staff have proved their vigilance by contacting police in relation to adults trying to buy alcohol for under age persons. When these measures are not successful then consideration will also be given to reporting the matter to the Licensing Board.

Working closely with partner agencies and utilising the wealth of knowledge of community wardens, CCTV operatives and community officers will play a vital part in future work. Of course working with licensed premises using preventative measures will be a key tool. Secondary schools in the Clackmannanshire Area have a school based officer or contact which will allow positive and direct contact with young people, their parents and the community.

## **Tackling Serious and Organised Crime**

### Introduction

Serious and Organised Crime Groups (SOCG's) are ever evolving and can pose a risk to the community we serve. Licensed premises have been used by SOCG's historically to launder money or to facilitate the commission of drugs offences due to the lure of financial reward to those involved in the operation. SOCG's are also responsible for wide ranging crime such as Human Trafficking, Cyber-Crime, Importation and distribution of drugs and Sexual Exploitation. Forth Valley Division

## **NOT PROTECTIVELY MARKED**

supports Scotland's Serious and Organised Crime Strategy aiming to Divert, Deter, Detect, Disrupt in order to reduce the harm caused by Serious and Organised Crime.

### **Activity**

Forth Valley Licensing Department plays a role in this strategy by ensuring that crime groups are denied access to licences and licensed premises/taxi's security industries through a robust screening procedure. In addition we work with partner agencies such as Clackmannanshire Council, Border Control, HMRC, NHS etc. to promote information sharing and reduce any intelligence gap and taking action where necessary.

### **Proposed Activity for the Year Ahead**

Forth Valley Division are committed to supporting the effective management of licensed premises within the Clackmannanshire Area. Through strong partnership working this has proved effective over the previous 12 months and it is planned to continue to support Clackmannanshire Council, businesses and the communities to ensure together we keep people safe.

To conclude we would like to thank you for your continued support and stress the importance of this collaborative, problem solving approach which ensures that police, licence holders and licensed premises staff have a better understanding of their responsibilities to strengthen locally-led alcohol licensing in order to preserve order and promote safety and public health.

**Clackmannanshire Area Command**

<b>Violence and Disorder</b>	<b>All locus types (including licensed premises)</b>
	% of detected drunk or had been drinking
	Violent Crime
	Disorder
	<b>Total Charges</b>
	<b>Licensed Premises Only (club/ pub/licensed restaurant)</b>
	% of detected drunk or had been drinking
	Violent Crime
	Disorder
	<b>Total Charges</b>

<b>Licensing Charges</b>	<b>Charge Description</b>
	A person on relevant premises, while drunk, behaving in a disorderly manner
	buy or attempt to buy alcohol for a child or young person
	Consume alcohol in a designated public place - Local Order (assumption)
	Drunk & incapable
	A person behaves in a disorderly manner and refuses/fails to leave premises on being asked
	Itinerant metal dealer without licence
	Sale of alcohol without a premises licence or an occasional licence
	<b>Total Charges</b>



2017/18			
Total Charges	Detected Charges	Accused drunk or had been drinking	% accused drunk or had been drinking
850	634	225	26.5%
613	542	265	43.2%
<b>1463</b>	<b>1176</b>	<b>490</b>	<b>33.5%</b>

2017/18			
Total Charges	Detected Charges	Accused drunk or had been drinking	% accused drunk or had been drinking
47	38	31	66.0%
16	16	15	93.8%
<b>63</b>	<b>54</b>	<b>46</b>	<b>73.0%</b>

No. of Charges	Of which, accused aged 17 yrs or less
2017/18	2017/18
2	0
2	0
7	0
6	<b>0</b>
1	0
1	0
2	0
<b>21</b>	<b>0</b>

**OFFICIAL: POLICE AND PARTNERS**

**Supplementary Report to Chief Constables Report 2017/18 to Clackmannanshire Licensing Board**

This supplementary report provides further statistical information on alcohol related offences for the benefit of the Board as requested. It is hoped this will provide an appreciation of alcohol related offending within Clackmannanshire Board Area and provide a statistical comparison to previous years.

The below Table shows a summary the total number of offences broken into Violent Crime and Disorder in the Clackmannan Area over a three year period. The data has been broken down to show the accused status as drunk or had been drinking and gives overall percentages:

All locus types	2015/16				2016/17				2017/18			
	Total Charges	Detected Charges	Accused drunk or had been drinking	% accused drunk or had been drinking	Total Charges	Detected Charges	Accused drunk or had been drinking	% accused drunk or had been drinking	Total Charges	Detected Charges	Accused drunk or had been drinking	% accused drunk or had been drinking
% of detected drunk or had been drinking												
Violent Crime	832	621	241	38.8%	664	451	209	31.5%	850	634	225	26.5%
Disorder	658	569	243	42.7%	678	568	303	44.7%	613	542	265	43.2%
<b>Total Charges</b>	<b>1490</b>	<b>1190</b>	<b>484</b>	<b>40.7%</b>	<b>1342</b>	<b>1019</b>	<b>512</b>	<b>38.2%</b>	<b>1463</b>	<b>1176</b>	<b>490</b>	<b>33.5%</b>

The data shows that the number of individuals charged with violent crime has increased but the number that were intoxicated has fallen 31.5% to 26.5%. Disorder charges have decreased after experiencing an increase in 2016/17. The percentage of individuals charged with disorder offences under the influence of alcohol has fallen slightly.

**OFFICIAL: POLICE AND PARTNERS**

The table below breaks down the summary table above further into more specific offences so that we can see what types of offences make up Violent Crime/Disorder. This table gives a more detailed look at the figures provided above and specifically shows detected and undetected crimes.

Violent Crime and Disorder	2017/18			2016/17			2017/18		
	Detected	Undetected	Total Charges	Detected	Undetected	Total Charges	Detected	Undetected	Total Charges
Serious Assault	41	0	<b>41</b>	25	5	<b>30</b>	51	3	<b>54</b>
Common Assault	509	211	<b>720</b>	349	207	<b>556</b>	499	213	<b>712</b>
Assault (emergency worker)	71	0	<b>71</b>	77	1	<b>78</b>	84	0	<b>84</b>
Breach of the Peace	30	2	<b>32</b>	33	1	<b>34</b>	23	1	<b>24</b>
Urinate/defecate	9	0	<b>9</b>	17	0	<b>17</b>	11	0	<b>11</b>
Threatening or abusive behaviour	530	87	<b>617</b>	518	109	<b>627</b>	508	70	<b>578</b>
<b>Total Charges</b>	<b>1190</b>	<b>300</b>	<b>1490</b>	<b>1019</b>	<b>323</b>	<b>1342</b>	<b>1176</b>	<b>287</b>	<b>1463</b>

The below two tables again breakdown further the summary table above into those who were charged with offences and highlight those who were under the influence of drink/drugs. The bottom table shows those who were aged 17 or under.

Violent Crime and Disorder (All locus types) Accused Sobriety	2015/16					2016/17					2017/18				
	Drugs	Drunk	Had Been Drinking	Not Known	Sober	Drugs	Drunk	Had Been Drinking	Not Known	Sober	Drugs	Drunk	Had Been Drinking	Not Known	Sober
Serious Assault	1	3	17	9	11	0	3	15	8	5	0	6	14	25	9
Common Assault	2	50	126	171	160	4	60	78	132	102	13	71	83	399	146
Assault (emergency worker)	1	20	25	14	11	8	29	24	11	6	19	27	24	13	1
Breach of the Peace	1	4	9	7	9	5	10	13	7	7	1	2	9	10	2
Urinate/defecate	0	3	6	0	0	0	8	8	1	0	0	3	6	2	0
Threatening or abusive behaviour	6	97	124	179	124	19	133	131	141	125	24	128	117	214	95
<b>Total Charges</b>	<b>11</b>	<b>177</b>	<b>307</b>	<b>380</b>	<b>315</b>	<b>36</b>	<b>243</b>	<b>269</b>	<b>300</b>	<b>245</b>	<b>57</b>	<b>237</b>	<b>253</b>	<b>663</b>	<b>253</b>

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Violent Crime and Disorder (All locus types) Accused (aged 17 years or less) Sobriety	2015/16					2016/17					2017/18				
	Drugs	Drunk	Had Been Drinking	Not Known	Sober	Drugs	Drunk	Had Been Drinking	Not Known	Sober	Drugs	Drunk	Had Been Drinking	Not Known	Sober
Serious Assault	0	0	2	3	1	0	0	0	2	2	0	0	3	3	1
Common Assault	0	2	11	30	65	0	5	3	29	32	0	8	6	26	60
Assault (emergency worker)	0	0	5	1	1	0	8	2	3	2	10	1	4	0	0
Breach of the Peace	0	0	2	7	3	0	1	0	4	0	0	0	1	0	0
Urinate/defecate	0	0	1	0	0	0	0	1	1	0	0	0	0	0	0
Threatening or abusive behaviour	2	9	11	17	24	1	12	16	19	27	3	9	10	23	17
<b>Total Charges</b>	<b>2</b>	<b>11</b>	<b>32</b>	<b>58</b>	<b>94</b>	<b>1</b>	<b>26</b>	<b>22</b>	<b>58</b>	<b>63</b>	<b>13</b>	<b>18</b>	<b>24</b>	<b>52</b>	<b>78</b>

The table below shows the total number of offences broken into Violent Crime and Disorder in the Clackmannan Area over a three year period that have occurred specifically in a licensed club or public house.

Licensed Premises (Club or Pub)	2015/16				2016/17				2017/18			
	Total Charges	Detected Charges	Accused drunk or had been drinking	% accused drunk or had been drinking	Total Charges	Detected Charges	Accused drunk or had been drinking	% accused drunk or had been drinking	Total Charges	Detected Charges	Accused drunk or had been drinking	% accused drunk or had been drinking
% of detected drunk or had been drinking												
Violent Crime	35	27	22	81.5%	19	16	10	52.6%	47	38	31	66.0%
Disorder	7	6	6	100%	15	12	10	66.7%	16	16	15	93.8%
<b>Total Charges</b>	<b>42</b>	<b>33</b>	<b>28</b>	<b>84.8%</b>	<b>34</b>	<b>28</b>	<b>20</b>	<b>58.8%</b>	<b>63</b>	<b>54</b>	<b>46</b>	<b>73.0%</b>

The comparison shows similar figures year on year with a high percentage of the accused for both offences being under the influence of alcohol when the offence was committed. The below table is broken into Charge Description. All of the charges are alcohol related and show the numbers for comparison over a three year period. The data also shows a comparison of those whereby the accused is aged 17yrs or less.

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	No. of Charges	Of which, accused aged 17 yrs or less	No. of Charges	Of which, accused aged 17 yrs or less	No. of Charges	Of which, accused aged 17 yrs or less
Charge Description	2015/16	2015/16	2016/17	2016/17	2017/18	2017/18
A Person behaves in a disorderly manner and refuses/fails to leave premises	0	0	2	0	1	0
Consume alcohol in a designated place	0	0	0	0	0	0
Consume alcohol in a designated public place - Local order	1	0	0	0	0	0
Consume alcohol in a designated public place - Local order (Assumption)	8	0	9	1	7	0
Consume alcohol public place - possession of open container	2	0	0	0	0	0
Drunk and incapable of taking care of himself/herself	0	0	0	0	0	0
Drunk & Incapable	4	0	6	1	6	0
Found to be in possession of an open container containing alcoholic liquor	0	0	0	0	0	0
Sale of alcohol to a child or a young person	0	0	0	0	0	0
Sports ground - attempt to enter drunk	0	0	0	0	0	0
Consume or take away alcohol after being asked not to	2	0	0	0	0	0
Drunk in charge of a child	2	0	0	0	0	0
Person buys or attempts to buy alcohol for a child	0	0	0	0	1	0
Person buys or attempts to buy alcohol for a young person	4	0	2	0	1	0
Sale of alcohol without a premises licence or an occasional licence	0	0	0	0	2	0
A person on relevant premises, while drunk, behaving in a disorderly manner	0	0	0	0	2	0
<b>Total Charges</b>	<b>23</b>	<b>0</b>	<b>19</b>	<b>2</b>	<b>20</b>	<b>0</b>

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Whilst the overall number of charges in each of these sections may seem low we now have other methods of disposal that would not be counted as a charge in this section such as fixed penalty notices, police warnings etc.

In addition to the crime data provided above, we also thought it would be useful to provide some information particularly related to the work completed over the last three years in licensed premises in the Clackmannan Area.

	<b>2015/16</b>	<b>2016/17</b>	<b>2017/18</b>
Number of Formal and Informal Interventions	0	1	0
Number of visits to licensed premises	73	104	274
Number of Test Purchase Operations conducted	6	0	0