

# Evidence

# Bundle

# 5

Evidence relating to  
**Paginated page 29:**

Breach of Licence  
Condition

Saturday 23<sup>rd</sup> July 2016

1 x Email

## **Rush Hannah DR403**

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**From:** Daniel James CD327  
**Sent:** 23 July 2016 00:32  
**To:** Rush Hannah DR403

Hi Hannah,

Just to give you a heads up, we've literally just driven past the Bay Tree in Seaford to find that the rear doors were open, about 10 people out the back (unknown if they were drinking) and a member of door staff was even stood in the doorway chatting to people!

I think I remember you saying that the rear door should be closed after 2330.

Cheers,

James

**JAMES DANIEL**  
Police Constable CD327

**Lewes Police Station**  
**East Sussex Division**  
**NRT 'D' Lewes District**

**Telephone 101 Ext. 30007**  
[www.sussex.police.uk](http://www.sussex.police.uk)

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Evidence relating to  
**Paginated page 30:**

Incident No 36 dated:

Saturday 30<sup>th</sup> July 2016

2 x Police Statements

1 x Email



**WITNESS STATEMENT**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B: Criminal Procedure Rules 2005, Rule 27.1)

URN

Statement of: PC Alexis Crundwell DC701

Age if under 18: \_\_\_\_\_ (if over 18 insert 'over 18')

Occupation: Police Officer

This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false or do not believe to be true.

Signature: \_\_\_\_\_

Date 3/8/16

Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

At about 00:50 hours on 30<sup>th</sup> July 2016 I was on duty in full uniform with PC UPTOPN CU576. We attended The Bay Tree Inn Pelham Road Seaford on reports of a group fighting. Upon arrival at scene there were people shouting and squaring up to each other, it was a chaotic melee. I called for further units, PS McKEE, PC BRIDGER and PC FRANCO arrived. I spoke to a male I now know to be R L who was a staff member on the door. He stated that a family had been ejected and had tried to assault the landlord Mr he was pushed by a male in a blue shirt and then palm heel strike'd him back for his own safety, he stepped backwards and into a female who fell to the floor. There were people trying to shout their version of events at Officers and one female on the floor who was being tended to by the paramedics. She was placed in the rear of the ambulance, The male in the blue t-shirt stated that he had been punched by L, a further male in a black T-shirt stated that he had also been punched but was not sure who by. I then got an account from the second door staff who I now know to be S W, he stated that the family had been refused service in the public house and had started to cause problems outside, becoming aggressive and he has had to palm heel strike a male in black for the landlord's safety. Whilst trying to get accounts from people, there was shouting, swearing and generally disorderly behaviour. I spoke to an independent witness who stated that L had not pushed anyone, it was mainly females that had been causing the issues and it was a 'FOREIGN MALE IN RED SHORTS' that punched the male in the blue t-shirt. Due to the scene being chaotic it was extremely difficult to get accounts from people and to ascertain exactly what had happened. Mr the landlord came out of the public house and a female I know to be V K and her husband started to shout at him. He tried to explain his reasoning however this was antagonising the situation, I told him to go back into the pub, I also advised L to go into the building and away from view. If there had been more Officers there would have been arrested for the family being drunk and disorderly, however due to the size, aggression and numbers of suspects it was deemed unsafe to have arrested them at the time. My colleague PC BRIDGER went to view the CCTV which I was told was not of fantastic quality. I went to the rear of the ambulance, V K was trying to get in insisting that her husband went to the hospital, she was actually getting in the way. In the ambulance was L H who stated that she thought she got punched by the bounce, she was extremely intoxicated and being sick, there was another female called S s who was having her head glued, she was so drunk she could not even remember her phone number, I was unable to ascertain what had occurred with her. I spoke to who stated that it all started because his staff had refused to serve a member of the family because they were drunk, the person asked if he would serve him and he stated

Signature: \_\_\_\_\_

Signature witnessed by: \_\_\_\_\_

MG11 5/2007

that he would and he was not drunk but he was going to support his staff. There was an ambulance truck, and two paramedic cars at the scene trying to assist in treating people. V [REDACTED] K [REDACTED] was shouting at police to arrest the bouncer as he had punched her husband, this was not practicable and the witness stated that the bouncer did not assault anyone. V [REDACTED] K [REDACTED] was advised that people would be contacted in the morning to ascertain what had occurred. I turned off a copy of my BWV which I can produce as my exhibit AAC/01 [REDACTED]



**WITNESS STATEMENT**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1)

URN

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Statement of: Richard UPTON CU576

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police Constable

This statement (consisting of 2 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false or do not believe to be true.

Signature:

Date 03<sup>rd</sup> September 2016Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

In the early hours of Saturday 30<sup>th</sup> July 2016 I was on duty in Seaford working alongside PC CRUNDWELL DC701.

At approximately 0045 hours we were assigned to a report of a fight outside of the 'Baytree Inn', Pelham Road in Seaford. The initial report stated that there were around 30 persons outside of the location fighting. PC CRUNDWELL and I were only a short way away from the location so attended the scene.

Upon our arrival I would say that there were around 10 persons outside of the premises, I was also aware that there was somebody laying on the pavement just to the left of the premises and someone knelt over them.

I recall speaking to a male that identified himself as A [REDACTED] S [REDACTED]; he stated that he had been punched on the nose and that the female on the floor was his son's girlfriend and that she had been knocked down due to him being hit and stumbling backwards into her and thus causing her to fall backwards onto the floor. A [REDACTED] went on to say that an ambulance had been called for his son's girlfriend. The ambulance arrived shortly after this.

A [REDACTED] was extremely annoyed and upset at the way the evening had ended up. He stated that he had attended the 'Baytree Inn' with his wife S [REDACTED] S [REDACTED] their son B [REDACTED] S [REDACTED] and his girlfriend L [REDACTED] H [REDACTED] as it was B [REDACTED] birthday.

Later in the evening they were joined by another couple who were friends of the family.

A [REDACTED] went on to say that on receiving one of the rounds of drinks that had been ordered there was an issue that a tonic water that had been given was a 'slimline' one and that they wanted a normal one. There had been a slight argument over this until the drink was replaced and then when ordering the next round staff have refused them stating that they were too drunk. A [REDACTED] clearly disagreed with this and this is when the arguing was said to have started.

Continuation of statement of Richard UPTON CU576

At this point S [REDACTED] has wandered over to where I was stood with A [REDACTED] and stated that she had bumped her head after being pushed over. She felt the back of her head with her hand and there was blood transfer to the hand. Using my torch I have looked at the back of S [REDACTED] head and seen that there was an injury and that it was bleeding. S [REDACTED] was then escorted by myself to the ambulance where a further Paramedic was able to check on her.

B [REDACTED] then started to become extremely agitated by the fact that his girlfriend and mother were being seen to by Paramedics and was wanting to go back over to where the door staff were.

The door staff and manager of the premises had been asked to go back inside so that all of the persons outside could be spoken to without being side tracked by staff outside.

The friends of the group (a male and female) were extremely upset by the incident. The male had also been punched but was refusing to say who had assaulted him and just saying that he would sort it himself. The female was extremely vocal and shouting about what had happened and just appeared to be everywhere trying to calm them all down before also seeming like she was winding the situation up.

When door staff came back out from the premises she would seem to be drawn to them to try antagonise the situation.

After a lot of time spent calming people down all details were gained from everybody and S [REDACTED] and L [REDACTED] were being taken to the hospital and A [REDACTED] and B [REDACTED] were just about to leave when the member of door staff who had managed to leave and get in his car decided to drive past, slowing down and just staring at the group before speeding off. This again enraged the group and myself, PC CRUNDWELL and PC's FRANCO and BRIDGER who had arrived to assist us needed to again calm the group down.

All of the S [REDACTED] and their friends appeared to be intoxicated, however L [REDACTED] was not spoken to as she was being seen to by Paramedics. S [REDACTED] was staggering around and slurring her words; this may have been due to her receiving a head injury. None of the others appeared to be overly intoxicated just extremely irate due to the goings on prior to our attendance. Their demeanour was not helped with the fact the door staff repeatedly came outside after they had been advised to remain inside so as to not inflame the situation.

Signature .....

Signature witnessed by: .....

PTO

## Rush Hannah DR403

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**From:** Crundwell Alexis DC701  
**Sent:** 30 July 2016 03:59  
**To:** Rush Hannah DR403  
**Subject:** [REDACTED]

Dear Hannah

Just to bring your attention to the above job at the Bay Tree in Seaford. We attended as the staff refused to serve a drunk family and a melee broke out outside after they were ejected. At this time we are still not sure what happened and earlies are going to have to pick the bones out of it. The bits to note is that although the staff refused to serve the customers and Glen backed his staff up he was asked by the customer repeatedly "DO YOU THINK IM DRUNK...WOULD YOU SERVE ME?" unfortunately Glen said that he did not think he was that drunk and would have served him but he would not go against his staff, possibly not the best response in the fact that he stated that he would serve them!

Secondly the CCTV was naff, staff stated that due to condensation the quality was poor, they also did not have any memory sticks to take the footage away and pas onto RIT. I was wondering if better quality CCTV or at least cameras and available USB sticks to take away and return? Sorry I can't be more specific but the 'customers' were drunk and a p[REDACTED] in the a[REDACTED] so not actually sure quite what happened! I tried to put this on inn keeper but when I was inputting Officers names it would not save and I have a few other reports to write up and so I thought I would email you directly.

Kind Regards

[REDACTED]



Evidence relating to  
**Paginated page 31**

Letter Dated:  
Sunday 31<sup>st</sup> July 2016

1 x Copy Letter

Referenced in statement  
of PS Vokins (1)

①

31/7/16

DEAR SARGEANT VOKINS

IN MY LETTER  
OF 13 JULY I ASKED YOU FOR THE  
NAME AND CONTACT DETAILS OF YOUR  
SUPERIOR. YOUR REPLY OF 22 JULY  
DOES NOT SUPPLY THIS.

WITH REGARD TO THE OTHER POINTS  
RAISED IN YOUR LETTER OF 22 JULY  
I ENCLOSE PROOF OF PROVISION OF  
DOON STAFF AS REQUESTED. ALSO  
THE WORK ON THE GARDEN CAMERAS  
AND LIGHT HAS NOW BEEN COMPLETED.

WITH REGARD TO GLEN BOLUILL I  
DO NOT AGREE WITH YOUR VIEW  
THAT HE IS NOT CAPABLE OF  
THE JOB. I CONTINUE TO HAVE  
FAITH IN HIS ABILITY TO RUN  
THE BAY

YOUR LETTER OF 22 JULY STATES I  
MAKE NO MENTION OF YOUR REQUEST  
FOR VARIATIONS TO THE LICENCE.  
THIS IS NOT SO. IN MY LETTER  
OF 13 JULY I INFORMED YOU  
I WAS TAKING LEGAL ADVICE  
AND WOULD CONTACT YOU AFTER  
IT HAD BEEN RECEIVED.

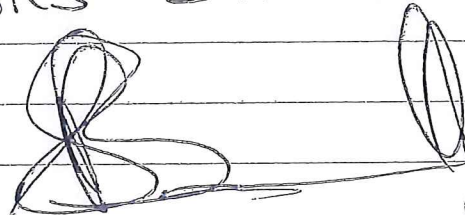
I HAVE HAD A MEETING WITH  
MY SOLICITOR PAUL CHALONER

(2)

ON 21 JULY 16. I UNDERSTAND  
HE WAS WRITTEN TO YOU. WE ARE  
MEETING WITH A LICENCING BARRISTER  
ON 19 AUG AND WILL CONTACT  
YOU AFTER THIS MEETING.

AS I INFORMED YOU IN MY LAST LETTER  
I HAVE BEEN INVOLVED IN THE  
LICENCED TRADE IN SEAFORD FOR  
OVER 30 YEARS, AND HAVE ALWAYS  
TRIED TO PROMOTE A GOOD WORKING  
RELATIONSHIP WITH THE POLICE  
AND LICENCING AUTHORITY. THIS  
I FEAR IS AT THE PRESENT TIME  
BECOMING STRAINED. IT WOULD BE  
NICE IF POLICE COULD VISIT  
LICENCED PREMISES ON A MORE  
REGULAR BASIS. WE WOULD  
WELCOME THIS

Yours Sincerely

A stylized handwritten signature in dark ink, consisting of a large, looped 'S' followed by a horizontal line and a small circle.

STEVE BAULWELL



Evidence relating to  
**Paginated page 32**

Further Evidence Post  
Review Application  
Service

1 X Copy Letter  
2 X Police Statements



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## Alcohol Harm Reduction Unit

26<sup>th</sup> September 2016

Ms. S. Lindsey  
Licensing Officer,  
Lewes District Council  
Southover House,  
Southover Road,  
Lewes,  
East Sussex  
BN7 2SY

Dear Mrs. Lindsey,

**RE: APPLICATION FOR REVIEW OF THE PREMISES LICENCE FOR THE BAY TREE INN, PELHAM ROAD,  
SEAFORD, EAST SUSSEX BN25 1EP UNDER THE LICENSING ACT 2003 – LN/2005/00920**

Further to the Review Application for the above premises served on you 31<sup>st</sup> August 2016, we wish the following further evidence on which we will rely, to be considered at the Review Hearing. Hard copies of the content of this email including the two statements will be posted to Mr. Brumwell at the address as per the premises licence.

The evidence is as follows:-

A 'further to' statement by PC DR403 Rush relating to the following matters:

An enquiry made to Lewes District Council's Environmental Health Team on Thursday 11<sup>th</sup> August 2016 in relation to whether the DPS Mr. Burvill had ever contacted them to discuss noise limiters or any other noise related issues.

Mr. Burvill's progress with joining Seaford Pubwatch.

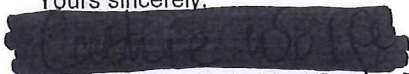
Two noise complaints from a local residents.

Further issues with the direct employment of door staff by the DPS who is not able to do this as he is not registered with the SIA in any capacity.

A 'further to' statement by PC DD361 Deacon relating to a visit paid to the premises on Friday 23<sup>rd</sup> September 2016.

The full evidence bundle for the Review Hearing will be sent to you within the next few days.

Yours sincerely,

  
Cathie Wolfe - Safer East Sussex Team – Alcohol Harm Reduction Unit  
Bexhill Police Station, Terminus Road, Bexhill, East Sussex TN39 3NR  
Telephone 101 Ext. 564241

**Sussex Police Headquarters**  
Malling House Malling, Lewes, East Sussex, BN7 2DZ

Telephone: 101 | 01273470101

SUSSEX POLICE

MG11

**WITNESS STATEMENT**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

11(T)

URN

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Statement of: Haninah Elizabeth Rush

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

Occupation: Police Constable DR403

This statement (consisting of 5 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false or do not believe to be true.

Signature:

[Redacted Signature]

Date 23<sup>rd</sup> September 2016

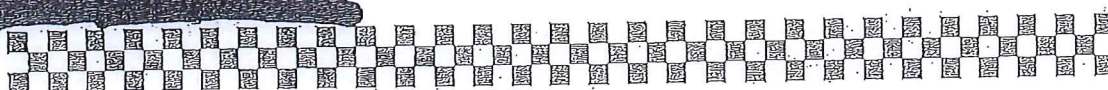
Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

Further to my statement I made on the 9<sup>th</sup> September I have the following to add.

On Thursday 11<sup>th</sup> August 2016 I made enquiries with Lewes District Councils Environmental Health Department. I asked them whether they had had any dealing with Mr. Burvill or The Bay Tree this year. In particular I wanted to know whether Mr. Burvill had ever made contact with them to discuss limiting noise in his premises after the advice I had given him on my visit on the 29<sup>th</sup> April 2016. I received a response from the council confirming that they had received a noise complaint about the premises on the 13<sup>th</sup> June 2016. On the 14<sup>th</sup> June 2016 a standard letter had been sent to Mr. Burvill to inform him of this complaint and was followed up by a conversation with an Environmental Health Officer on the 15<sup>th</sup> July 2016. Mr. Burvill had agreed to use his door staff to monitor the opening and closing of the rear doors of the premises to help with the noise level.

On Saturday 27<sup>th</sup> August 2016 at 18:15hrs I called Mr. Burvill on his mobile. I was aware that he had still made no progress in joining Seaford Pubwatch scheme. I logged into the on-line system and tried myself to join him as a member. The call that was made to Mr. Burvill was in order to obtain details such as email and business numbers. I explained what I was doing and that he should expect to receive an email in due course with details on how to log into the Pubwatch system. I told him to follow the link on the email which should give him access. I reminded him that

[Redacted Signature]





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MG11

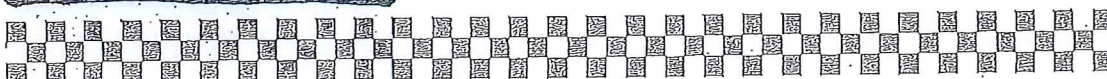
**WITNESS STATEMENT**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

11(T)

the next Pubwatch meeting was three days away on Tuesday 30<sup>th</sup> August at 16:00hrs at The [REDACTED], which he was aware of. However neither he, nor anyone else from The Bay Tree attended the Seaford Pubwatch meeting.

On Wednesday 7<sup>th</sup> September 2016 at 12:10hrs I made a call to Mrs. R [REDACTED] who had attended Seaford Police Station on Tuesday 30<sup>th</sup> August to complain about the noise from The Bay Tree Inn over the Bank Holiday weekend. She told the Police Enquiry Officer at the front desk that she understood that she lived very near a licenced premises and that she did expect a certain amount of noise due to that, however she says the music was unreasonably loud and was being played until 01:00hrs on a Friday and Saturday night. Mrs. R [REDACTED] also expressed concerns about the staff and customers behaviour. When I spoke to Mrs. R [REDACTED] she told me that she had lived at her current address with her husband since 20 [REDACTED]. She said that over the August 2016 Bank Holiday weekend when it was extremely hot she and her husband were unable to have any of their windows open due to excessive noise coming from the music at The Bay Tree. She stated that when Mr. Burvill took over the premises [REDACTED] Mrs. R [REDACTED] told me that she used to text [REDACTED] but that they had stopped texting her back. At one point when Mrs. R [REDACTED] complained about the music Mr. Burvill asked her to go to the premises to discuss the issue, however she was too nervous to do so. She said "I DO NOT WANT TO DISCUSS THE ISSUE WITH NOISE IN A PUB WHEN PEOPLE HAVE BEEN DRINKING AND I'M COMPLAINING ABOUT THEM. I THINK THAT'S AN UNREASONABLE REQUEST". On one of the evenings of the Bank Holiday Mrs. R [REDACTED] said that she and her husband had decided to go out to escape the noise. They walked down Pelham Road towards the sea and she said you could still hear the noise and music from the end of the road. She went on to say that at the end of the evening when they returned home at around 23:30hrs you could hear the [REDACTED]



SUSSEX POLICE

MG11

**WITNESS STATEMENT**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

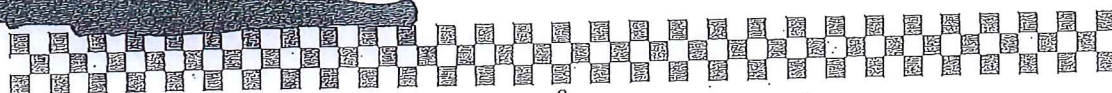
11(T)

noise at the other end of the road, by Morrison's some 160mtrs away. Mrs R [REDACTED] told me that she has informed Lewes District Council's Environmental Health Team about the issues at the start of the summer and she was given a diary to keep. However this was during the bad weather and the premises wasn't busy. Mrs. R [REDACTED] also said that the noise from the people who attend the premises was awful as well. On one evening she saw a female come out of the rear doors of the premises into the garden and shout at the top of her voice "I CAN'T HEAR A FUCKING WORD IN THERE" Mrs. R [REDACTED] pointed out that if it was too loud for people inside to even talk then surely it was simply too much to expect residents to accept. Mrs. R [REDACTED] had said that during the time when Mr. R [REDACTED] (the previous DPS) had run the premises there were few problems with noise but since Mr. Burvill had taken over the situation had become almost unbearable for her. She told me that the premises are now putting on a disco on a Wednesday evening as well which she was dreading and that her husband has to get up at 05:30hrs and is suffering due to lack of sleep. I told Mrs. R [REDACTED] to keep a diary and to contact Environmental Health when there is an issue with noise.

On the 9<sup>th</sup> September 2016 at 23:35hrs police received another complaint about loud music from a resident who has lived in the same road as The Bay Tree for an excess of fifteen years and until recently had experienced no issues with the premises. The caller complained that the music is getting turned up at 23:30hrs. Informant stated that other neighbours were having issues as well and calls to the council had not brought about any improvement.

On 12<sup>th</sup> September 2016 Mrs. R [REDACTED] made another call to police to complain about the music and shouting coming from the premises. Mrs. R [REDACTED] said she had text the landlords but got no reply. She was referred onto Lewes District Council Environmental Health Team.

On Friday 9<sup>th</sup> September 2016 I was made aware that Mr. L [REDACTED] SIA licence had been suspended





SUSSEX POLICE

MG11

**WITNESS STATEMENT**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

11(T)

by the Security Industry Authority and therefore I needed to check that he was not working in that capacity at the premises. As I approached the premises at 22:34hrs I saw a male wearing black with what appeared to be an SIA badge on his right arm, he was leaned up against the side of the front door with one leg rested on the wall. He was swearing down his phone, on his headphones as I approached. He didn't appear to finish his call but I introduced myself and asked for his name. He told me his name was B [REDACTED] B [REDACTED]. He took his badge from his arm and passed it to me to inspect. He had a valid Door supervisor licence which didn't expire until 19<sup>th</sup> August 2018. To start with it was very difficult to get any straight answers from Mr. B [REDACTED] regarding his employment at the premises. However he confirmed that he did not work for Sussex Security, which was the company currently contracted to provide security staff to the premises and in fact he was not employed by any security company. He told me that he rarely worked the 'doors' anymore. He was very defensive saying he was new at the premises and knew nothing about it, I found this a strange reaction as I hadn't yet asked him anything about the premises. I asked him if he was working alone that evening. He told me that he was alone at the moment but another door supervisor may arrive later, possibly at 23:00hrs, but could give no more details than that, but given the time I doubted what he said very much. I asked who had asked him to work at The Bay Tree that evening, and after saying a few times, in various ways, that he did not know, he finally told me that it was R [REDACTED] L [REDACTED]. At this point Mr. Burvill came outside the front of the premises. I took Mr. Burvill to one side as I was concerned that yet again it appeared that he was directly employing a door supervisor without the correct non front line licence. Mr. Burvill was very annoyed. He was not aware that Mr. L [REDACTED] was not working. He told me that he had been out that evening with his partner and had just got back to the premises. He did not know that I was outside and had come out to ask the door supervisor what was going on and to ask where Mr. L [REDACTED] was. As the security industry register of licences are a public facing register I told Mr. Burvill that if he were to check

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MG11

**WITNESS STATEMENT**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

11(T)

their register on line he would see that Mr. L [REDACTED] licence had been suspended. I then pointed out to Mr. Burvill that Mr. B [REDACTED] had told me that he was not employed by any security company and that this meant that yet again Mr. Burvill was directly employing a member of door staff, which he was unable to do. He understood this and was angry that this situation could be used against him in the upcoming review. Mr. Burvill reiterated how he felt he was personally being picked on, and believed that PS Vokins didn't like him and this was the reason for the review. He also told me that he was not going to call the Police for every little incident that took place at his premises.

[REDACTED]





SUSSEX POLICE

MG 11(T)

**WITNESS STATEMENT**

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1)

URN

Statement of: Laura Louise DEACON

Age if under 18: 018

(If over 18 Insert 'over 18')

Occupation: Police Constable DD361

This statement (consisting of ~~Three~~ page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false or do not believe to be true.



Signature:  DD361


Date 25<sup>th</sup> September 2016

Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

At 2345 hours on Friday 23<sup>rd</sup> September 2016 I was on duty in full uniform attached to call sign LO104 in company with SC HOVENDEN S1457 when we attended THE BAY TREE PUBLIC HOUSE to conduct a licensing check.


On arrival, there was one member of SIA door staff stood outside the front entrance and the DPS Glen BURVILL was stood with him. I introduced myself to Mr. BURVILL and stated that we had met on a previous visit when I was with PC RUSH DR403 (17/6/16) but he did not seem to remember me.

I asked to view the refusals / incident log and toilet check book. Mr. BURVILL advised me that the current books were not on the premises as he had sent them to his solicitor to peruse due to the impending review however there were replacement notebooks in place. At no point did I discuss the review with him or make any mention to it. I advised him that I was not aware of any specifics and was merely there to conduct a licensing check as tasked by colleagues. I also asked Mr. BURVILL about his pubwatch membership. He had the minutes from the previous meeting on an email on his phone which he showed me but intimated that he was not up to speed with computers which I took to mean that he would have issues trying to log on to the site. He was also very non-committal when I referred to pub watch and I formed the opinion that he was not really interested in attending or even attempting to log onto the system to find out the latest information. He stated he was shocked by the news of the  closing and plans to open longer in light of the  being closed. I did note some signage at the front of the premises advising patrons that there would be no re-entry after 00:00.

SC HOVENDEN and I entered the premises and approached the bar. I immediately recognised the male member of bar staff as I had spoken to him on a previous visit. I believe his name is R  I asked him if I could see the incident book and he invited us behind the bar to check it. I noted two entries in the book which were as follows;

20:36 – tall bald gentleman caught in men's toilets with cocaine. Been barred and left amicably



Continuation of statement of LAURA LOUISE DEACON  
(name of M )

10:05 (22:05?) – Gent asked to leave as believed to be drunk, got emotional but no trouble. Bald headed, goaty beard, portly.

I then inspected the toilet check register and found the following entries had been made;

12 noon – nothing found.

1:45 – sick noted in men's urinals. Men's/women's ok.

3:30pm – ok

5:00 – all ok

6:00 – ok

7:00 – ok

8:00 – all ok

8:30 cocaine found, gent barred.

21:00 – both WC's good



21:30 – both WC's good.

22:00 – both WC's good.

As the time of our visit was 23:45 and the last documented check of the toilets was 22:00 this means that the toilets went unchecked for almost two hours. Given the fact that the premises was reasonably busy and there were 4 members of staff present (Mr. BURVILL and his partner plus two members of bar staff) AND two SIA registered door staff, I find this very poor.

At 00:02 whilst noting the above checks in my pocket notebook, I noticed a female sitting at one of the tables in the rear garden with a drink. As I went to approach her, SIA staff went up to the table and took the drink from her. I am aware that it is a condition of the premises licence that there is to be no consumption of alcohol in the rear garden after 23:30. LD

I would estimate that there were approximately 40-60 people present within the premises spread throughout the bar and garden areas. The music was loud. The demeanour of customers was ok and there were no issues apparent. The atmosphere was amicable and there were no signs of intoxication that would warrant ejection or refusal of service. LD

Part B of the licence was on display on a door at the back of the bar and a toilet check revealed nothing of any significance or concern. I asked R  if the CCTV was up and running and he confirmed it was. He showed SC HOVENDEN and I the monitor and I could clearly see the system periodically switching camera views. R  confirmed the system was recording and in order.

With regards to the entries made in the incident book, I have since checked to see if Police were informed about the male who was found taking cocaine in the toilets and can find no record of any LD

Signature 

02861

Signature witnessed by: \_\_\_\_\_

PTO

Continuation of statement of *LAURA LOUISE DEACON*  
call being made.

The second entry also gave me cause for concern, in particular "Gent asked to leave as believed to be drunk". Section 141 of the Licensing Act 2003 makes it an offence to sell or attempt to sell alcohol to a person who is drunk, or allow alcohol to be sold to such a person on relevant premises.

Both of these entries allude to the fact that neither the licensing law or objectives are being adhered to.

There were two SIA registered door staff present, they were:

S [REDACTED] W [REDACTED] - Licence active, expires [REDACTED]

F [REDACTED] R [REDACTED] - Licence active, expires [REDACTED]

The visit concluded at approximately 00:15 and SC HOVENDEN and I left the premises.

[REDACTED] DD 30

Signature

[REDACTED]

DD361

Signature witnessed by:

PTO