# Sussex Police Supporting Evidence for Representation The Lamb, 10 Fisher Street, Lewes

Document Index:
Overarching statement from PC 860 Buck: This relates to his dealings with the premises since 15 <sup>th</sup> November 2019.
Interaction No: 1 (Assault)
1. Pocket Note Book Entry: PC CD001 Durant This relates to interaction on <b>Saturday 6</b> <sup>th</sup> <b>July 2019 at 22:58hrs</b> in Supporting Letter.
Interaction No: 4 (Drugs)
<ol> <li>Copy Action Plan Letter dated Wednesday 20<sup>th</sup> November 2019         This relates to an interaction on Friday 15<sup>th</sup> November 2019 in Supporting Letter.         Covered in PC Buck's Statement.     </li> </ol>
Interaction No: 5 (Drugs))
<ol> <li>Copy Drug Abuse Action Plan from Stephen Elliott (DPS)         This relates to interaction on Monday 2<sup>nd</sup> December 2019 in Supporting Letter.         Covered in PC Buck's Statement.     </li> </ol>

Interaction No: 6 (Drugs)

1. This relates to interaction on **Friday 3**<sup>rd</sup> **January 2020** in Supporting Letter.

Covered in PC Buck's Statement.

Evidence relating to PC CB860 Buck's statement dated:

2<sup>nd</sup> February 2020

1 x Police Statement



# WITNESS STATEMENT

	Criminal Procedure Rules, r 16.2	2; Criminal Justice	Act <u>1967, s.9</u>	)	
		UF	RN		<u> </u>
Statement of:	PC DAREN BUCK				
Age if under 18:	O/18 (if over 18 insert 'over 18')	Occupation: P	OLICE OFFI	CER	
wilfully stated in	consisting of 3 page(s) each s make it knowing that, if it is tender it, anything which I know to be false	igned by me) is true ed in evidence, I sha or do not believe to b	all be liable t	o prosecution i	e f I have
Signature:					
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am the holde to visit and individual pre ensuring they disorder, pub	ve named person, a Police lice r of the ABII qualification for lice inspect premises to ensure conservations are operating within to are achieving the for licensing lic safety, prevention of public	censing practition compliance within the conditions of g objectives bein nuisance and pro	ners. One control of their presented their presented the prevented the tection of control of the tection of	n my many in law and the mises licented contion of crireshildren from	nat the ce and ne and harm.
	nt is in relation to a premises c				
licensing che immediately informed M out drug swa Elliot stated men's toilets and the hand had not done replied words Elliott showe positive drug presence of Prior to leav treating of al somewhat dis		the premises we signated premise visit and informed him to accompany you where they sed that drugs will no concern regarue which he was ere, what can you idence being phark cocaine ID see of acceptance offered to remove portunity of drug	vas open to es supervised him that any myself. I be' and be preserted and this. I sclearly aversically should be toilet lide of use, againg the suse, againg th	sor of the present of the present on the way at on the toiled are of to whom to him the turn blue a and consider the present of the present of the turn blue and consider the present of t	emises. arrying rise Mr to the et seats why he nich he visit Mr of the on the erested. der the se was
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following gui	the Ion Trak Itemiser manufa dance about interpreting swab	results.			
Readings of surface teste	between 1 & 2 can be classeded, background contamination o	as 'low' attributed or greatly degrade	d to cross o	contamination contaminatio	n of the n.
Signature:	Sig	gnature witnessed by	<i>!</i> :	MG11	5/2007





Between 2 & 3 can be classed as a 'medium' response attributed to cross contamination of the surface tested or recent historic contamination that may have been left a number of days prior to the sample being taken.

Between 3 & 4 can be classed as 'high' that would not be attributed to cross contamination and is indicative of recent and direct contact with measurable quantities of the narcotic identified by the machine.

Readings of 4 and above are estimated to relate to microgram amounts of contamination being transferred to the swab. This level of contamination is not generally experienced in any other environment than somewhere that has been in direct contact with a bulk amount of the source narcotic.'

GE Security, the Ion Trak Itemiser manufacturer, in their Technology Statement gives the following guidance about interpreting swab results.

The results of these drug swabs are as follows:-

Mens Toilet Seat = 5.97 Cocaine & 3.89 Amphetamine

Left Ladies Cubicle Window Ledge = 5.84 Cocaine

Mens Window Ledge = 5.74 Cocaine & 4.17 Amphetamine

Right Ladies Cubicle Toilet Seat = 5.14 Cocaine

Mens Hand Dryer = 4.77 Cocaine

Ladies Hand Dryer = 3.87 Cocaine

Ladies Sanitary Bin = 3.11 Cocaine

Mens Sink = 2.91 Cocaine

Bar = 2.76 Cocaine

Following these results a letter was sent to Mr Elliot by my colleague Catherine Daniel informing him that the premises would be placed on a one month action plan, a copy of which is within this file.

On 2nd of December 2019 the action plan was received from Mr Elliot, a copy of which is within this file.

On the 3rd of January 2020 I attended the premises for two reasons. I had been informed by the senior investigating officer dealing with a missing person that the premises had offered them no assistance in providing CCTV and were generally being evasive. I had been informed the two PCSo's had attended the premises previously that day and spoken with a male that identified himself as Stephen Parsons. He had informed them to return at 4pm at which time the DPS would be present and able to assist. I arrived at the premises at 17:10 and on entering the premises weas met by Mr Parsons who immediately stated 'if your her3e for the CCTV its not done' in what I would describe as a belligerent tone. I

Continuation of statement of

informed who I was and asked if Mr Elliot was within the premises. He stated he was not and attempted to call him. Having seized the CCTV hard drive I carried further drugs swabs of the premises the results of which are as follows:-

Mens Toilet seat 5.11 Cocaine

Mens window ledge 5.43 Cocaine

Bar 3.01 Cocaine

Mens hand dryer 4.11 Cocaine

Ladies Hand dryer 3.03 Cocaine

Ladies L window ledge 5.63 Cocaine

Ladies sanitary bin 2.74 Cocaine

Mens hand dryer 4.01 Cocaine

Mens sink 1.43 Cocaine

Ladies toilet seat 5.03 Cocaine

Whilst taking the swabs it was very apparent that Mr Elliot had done absolutely nothing to reduce or prevent drug use and as can be seen some of the readings were actually higher on the return visit.

As well as not assisting Police in an investigation in relation to the CCTV, showing a total disregard in relation to drug use within his premises Mr Elliot has failed to communicate with Police as requested following the seizure of his CCTV hard drive. Mr Elliot has proved to be a difficult individual to deal with, clearly has a disregard for the licensing objectives and indeed the law.

On the 6th January I obtained video evidence of two males within the men's toilets of the premises snorting cocaine off of the window, ledge in full view of anyone passing the premises. This video was taken from outside and the concerned member of the public who knew Mr Elliot informed him there and then of what they had seen and recorded. Mr Elliot's response was to place cardboard against the window to obscure any view from outside. Again, this belligerent response indicates an acceptance of the use of drugs within the premises and a total disregard of his obligations as a designated premises supervisor. I am of the opinion that Mr Elliot has a total disregard to the law and positively permits the illegal activity to take place within his premises.

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# Evidence relating to Interaction (No. 1) dated: 6th July 2019

1 x Pocket Notebook Entry

### **Text Entry**

I am Steve Elliott and the licensee of The Lamb Inn which is on Market Street, Lewes. Tonight there was an incident in the pub with a Male. He told me his name was John Lyon or Lion. He became aggressive to his girlfriend and assaulted her. I intervened with a colleague and the Male assaulted us. I was punched a number of times and my glasses damaged but I did not sustain any serious injuries that are visible to the eye,(currently). I do not wish to pursue a prosecution at this moment in time.

06/07/2019 23:26
CD001
Steven Elliott
06/07/2019 23:32
No

## **Incident Details**

Incident date  GPS	l
Entered by CD001, PC WILLIAM DURANT	

Evidence relating to Interaction (No. 4)

dated:

15<sup>th</sup> November 2019

1 x Copy Letter
dated 20<sup>th</sup> November
2019



### **Local Policing Support Team**

20th November 2019

Mr. Stephen Elliott, The Lamb, 10 Fisher Street, Lewes, East Sussex BN7 2DG

Dear Mr Elliott,

### The Lamb, 10 Fisher Street, Lewes BN7 2DG

### **ACTION PLAN LETTER**

I am writing to you in your capacity as the Designated Premises Supervisor (DPS) of the above premises. The premises licence has been issued, Premises licence number LN/2005/00411, by Lewes District Council, authorising the licensable activities, Films, Indoor Sporting Events, Live Music, Recorded Music, Anything of a Similar description, Provision of Late Night Refreshment and the Sale by Retail of Alcohol. These activities are subject to a number of Conditions, all of which are attached to the premises licence.

On Friday 15<sup>th</sup> November 2019 your premises was visited by PC Buck a Prevention Licensing Officer, who took a number of Ion Trak drug swabs from various areas within the premises. When he told you that he would be carrying out these tests you said that you knew that drugs were being used at the premises.

The results of these drug swabs are as follows:-

Mens Toilet Seat = 5.97 Cocaine & 3.89 Amphetamine Left Ladies Cubicle Window Ledge = 5.84 Cocaine Mens Window Ledge = 5.74 Cocaine & 4.17 Amphetamine Right Ladies Cubicle Toilet Seat = 5.14 Cocaine Mens Hand Dryer = 4.77 Cocaine Ladies Hand Dryer = 3.87 Cocaine Ladies Sanitary Bin = 3.11 Cocaine Mens Sink = 2.91 Cocaine Bar = 2.76 Cocaine

GE Security, the Ion Trak Itemiser manufacturer, in their Technology Statement gives the following guidance about interpreting swab results.

Readings of between 1 & 2 can be classed as 'low' attributed to cross contamination of the surface tested, background contamination or greatly degraded historic contamination.

Telephone: 101: 564241 / 564605

Between 2 & 3 can be classed as a 'medium' response attributed to cross contamination of the surface tested or recent historic contamination that may have been left a number of days prior to the sample being taken.

Between 3 & 4 can be classed as 'high' that would not be attributed to cross contamination and is indicative of recent and direct contact with measurable quantities of the narcotic identified by the machine.

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There were four readings above five, two above four and three above three out of the nine drug swabs taken; therefore the only conclusion that can be drawn from these results is that there is widespread, habitual use of illegal substances within your premises.

Following taking the drug swabs PC Buck invited you to accompany him to the toilets in order that he could give you an indication of where controlled substances were present using a Nark cocaine ID swab. You showed him areas where there were likely to be high drug readings and you were proved to be correct.

Overall the drug swab results are unacceptably high and therefore immediate action is required to significantly reduce the illegal use of narcotics within your premises.

As the DPS you will be fully aware of the following licensing objectives under the Licensing Act 2003 and your obligation to promote them:

- Prevention of Crime and Disorder
- Public Safety
- Prevention of Public Nuisance
- Protection of Children from Harm

I must point out that as the Designated Premises Supervisor you are in day-to-day control of the premises. The high results from the drug swabs indicate that neither you nor your staff have control of the premises and are therefore failing to promote the four licensing objectives.

You are now placed on an Action Plan in relation to the misuse of drugs in your premises. You are expected to send an email to <a href="mailto-catherine.daniel@sussex.pnn.police.uk">catherine.daniel@sussex.pnn.police.uk</a> no later than ten days of the date of this letter giving details of the measures you will be taking to combat the use of illegal substances within your premises.

Further high drug readings may place the premises licence at risk. Further observations of the premises will be carried out by officers of the Sussex Police.

Telephone: 101: 564241 / 564605

A copy of this letter has been sent to the Premises Licence Holder.

Yours sincerely,



Inspector Rob Lovell CL740

Force Licensing & Response | Local Policing Support Team Sussex Police HQ | Lewes | BN7 2DZ Tel No: 01273 404535 ext 544169

Mobile No: 07912896012

Evidence relating to Interaction (No. 5) dated:

2<sup>nd</sup> December 2019

1 x Copy Drug
Abuse Action Plan

# Lamb of Lewes

10, Fisher Street, Lewes

# DRUG ABUSE ACTION PLAN

		ВҮ	DONE
1	STAFF TRAINING A robust drug policy is to be implemented, and all staff trained to identify potential and actual abusers and how to deal appropriately within our policy.	10 <sup>th</sup> Dec	
2	ZERO TOLERENCE A zero-tolerance attitude will be adopted my management and all staff towards drug use and the signs of drug use	1 <sup>st</sup> Dec	
3	CCTV Additional CCTV cameras are to be added to cover the main entrance doors and toilet entrance areas. 90 ay digital DVR	15 <sup>th</sup> Jan	
4	SEARCH The premises will implement a search policy that will be clearly displayed, and admission refused to anybody not willing to abide	2 <sup>nd</sup> Dec	
5	NOTICES  Clear notices will be displayed at all entrance doors and in the toilets warning of our zero-tolerance approach. Notices will be displayed throughout the premises and particularly in the WC cubicles	6 <sup>th</sup> Dec	
6	CONFISCATION  Any illegal substances found on patrons will be confiscated, recorded in a log and securely stored and handed over to Sussex Police	6 <sup>th</sup> Dec	
7	CLEANING REGIME The cleaning regime will be enhanced to make surfaces less attractive to drug users	1 <sup>st</sup> Dec	
8	REMOVAL Any person suspected of bringing any illegal substance onto the premises will be asked to leave immediately and not allowed to return	1 <sup>st</sup> Dec	
9	PATROL A member of staff will regularly patrol the premises, including the patio & WC's to identify any potential illegal substance user or carrier. Any suspect will be removed from the premises.	1 <sup>st</sup> Dec	