

Public Document Pack

Date of meeting Thursday, 19th September, 2013
Time 10.00 am
Venue Committee Room 1, Civic Offices, Merrial Street,
Newcastle-under-Lyme, Staffordshire, ST5 2AG
Contact Jan Barron ext. 2224

Licensing Sub-Committee

AGENDA

PART 1 – OPEN AGENDA

- | | | |
|---|---|-----------------|
| 1 | Appendix A - Natural Justice Guidance Notes | (Pages 1 - 2) |
| 2 | Appendix B Human Rights Guidance Notes | (Pages 3 - 4) |
| 3 | Appendix C Procedure to be followed by the Sub-Committee | (Pages 5 - 6) |
| 4 | Application For the Review of a Premise Licence - The Old Brown Jug, Bridge Street, Newcastle | (Pages 7 - 8) |
| 5 | Background Information - The Old Brown Jug | (Pages 9 - 144) |

Members: Councillors

Members of the Council: If you identify any personal training/development requirements from any of the items included in this agenda or through issues raised during the meeting, please bring them to the attention of the Democratic Services Officer at the close of the meeting.

Meeting Quorums :- 16+= 5 Members; 10-15=4 Members; 5-9=3 Members; 5 or less = 2 Members.

Officers will be in attendance prior to the meeting for informal discussions on agenda items.

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GUIDANCE NOTES

NATURAL JUSTICE AND FAIRNESS

These are the principles used in the determination of just or fair processes and stem from the common law legal system.

According to Roman law, certain basic legal principles were so obvious that they should be applied universally without the need to be enacted into the law.

The rules of natural justice are now regularly applied by courts in both common law and civil law jurisdictions.

Natural justice operates on the principles that man is basically good, that a person of good intent should not be harmed and one should treat others as they would like to be treated.

Natural justice includes the notion of procedural fairness and may incorporate the following guidelines:-

- A person accused of a crime, or at risk of some form of loss, should be given adequate notice about the proceedings (including any charges);
- A person making a decision should declare any personal interest they may have in the proceedings;
- A person who makes a decision should be unbiased and act in good faith. He therefore cannot be one of the parties in the case, or have an interest in the outcome. This is expressed in the Latin maxim, *nemo iudex in causa sua*: “no man is permitted to be judge in his own cause”;
- Proceedings should be conducted so they are fair to all the parties – expressed in the Latin maxim, *audi alteram* : “let the other side be heard”;
- Each party to a proceeding is entitled to ask questions and contradict the evidence of the opposing party;
- A decision-maker should take into account relevant considerations and extenuating circumstances, and ignore irrelevant considerations;
- Justice should be seen to be done. If the community is satisfied that justice has been done they will continue to place their faith in the courts.

Where a person’s legal rights are concerned, the principles of natural justice are bolstered by Article 6 of the European Convention on Human Rights which is now incorporated into domestic law.

THE RULE AGAINST BIAS

It is elementary to the rules of natural justice that the deciding body is to be free from bias.

The rule is that the body must be and be seen to be impartial, independent and disinterested.

There are two broad categories of bias:

- (a) Actual Bias: when the decision-maker has an economic interest in the outcome of the case (also known as a material or pecuniary interest) subject to the De Minimum doctrine;
- (b) Reasonable Apprehension: unbiased appearance is an essential part of procedural fairness. The test is whether, having regard to the circumstances, a well informed person (“reasonably informed bystander”) would consider that the interest might have an influence on the exercise of the decision-maker’s duties.

GUIDANCE NOTES

HUMAN RIGHTS ACT 1998

In considering allegations against Members you should have regard to the provisions of the Human Rights Act 1998 which embody the rules of natural justice.

Rights and Freedoms to be considered when determining matters

ARTICLE 6: RIGHT TO A FAIR TRIAL

1. In the determination of his civil rights and obligations or of any criminal charge against him, everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law. Judgement shall be pronounced publicly, but the press and public may be excluded from all or part of the trial in the interest of morals, public order or national security in a democratic society, where the interests of juveniles or the protection of the private life of the parties so require, or to the extent strictly necessary in the opinion of the court in special circumstances where publicity would prejudice the interests of justice.
2. Everyone charged with a criminal offence shall be presumed innocent until proved guilty according to law.
3. Everyone charged with a criminal offence has the following minimum rights:
 - (a) to be informed promptly, in a language which he understands and in detail, of the nature and cause of the accusation against him;
 - (b) to have adequate time and facilities for the preparation of his defence;
 - (c) to defend himself in person or through legal assistance of his own choosing or, if he has not sufficient means, to pay for legal assistance, to be given it free when the interests of justice so require;
 - (d) to examine or have examined witnesses against him and to obtain the attendance and examination of witnesses on his behalf under the same conditions as witnesses against him;
 - (e) to have the free assistance of an interpreter if he cannot understand or speak the language used in court.

ARTICLE 8: RIGHT TO RESPECT FOR PRIVATE AND FAMILY LIFE

1. Everyone has the right to respect for his private and family life, his home and his correspondence.
2. There shall be no interference by a public authority with the exercise of this right except such as is in accordance with the law and is necessary in a democratic society in the interests of national security, public safety or the economic well being of the country, for the prevention of disorder or crime, for the protection of health or morals, or for the protection of the rights and freedoms of others.

ARTICLE 10: FREEDOM OF EXPRESSION

1. Everyone has the right to freedom of expression. These rights shall include freedom to hold opinions and to receive and impart information and ideas without interference by public authority and regardless of frontiers. This Article shall not prevent States from requiring the licensing of broadcasting, television or cinema enterprises.

2. The exercise of these freedoms, since it carries with it duties and responsibilities, may be subject to such formalities, conditions, restrictions or penalties as are prescribed by law and are necessary in a democratic society, in the interests of national security, territorial integrity or public safety, for the prevention of disorder or crime, for the protection of health or morals, for the protection of the reputation or rights of others, for preventing the disclosure of information received in confidence, or for maintaining the authority and impartiality of the judiciary.

ARTICLE 14: PROHIBITION OF DISCRIMINATION

The enjoyment of the rights and freedoms set fourth in this Convention shall be secured without discrimination on any ground such as sex, race, colour, language, religion, political or other opinion, national or social origin, association with a national minority, property, birth or other status.

NB This is not a substantive right, but comes into play if other rights are likely to have been infringed. The prohibition is wide, but not exhaustive

ARTICLE 1: OF THE FIRST PROTOCOL PROTECTION OF PROPERTY

Every natural or legal person is entitled to the peaceful enjoyment of his possessions. No one shall be deprived of his possessions except in the public interest and subject to the conditions provided for by law and by the general principles of international law.

The preceding provisions shall not, however, in any way impair the right of a State to enforce such laws as it deems necessary to control the use of property in accordance with the general interest or to secure the payment of taxes or other contributions or penalties.

NB Possessions, in this context, includes the right to apply for a licence, the right to hold and retain a licence and the goodwill of a business.

NOTE In this context it is also particularly important for members to observe the rule against bias.

PROCEDURE FOR REVIEW TO BE FOLLOWED BY THE LICENSING SUB-COMMITTEE AT A REVIEW HEARING

NOTE:

All hearings will normally be held in public. However, the Licensing Sub-Committee may exclude the public from all or part of a hearing where it considers that the public interest in so doing outweighs the public interest in the hearing or that part of the hearing taking place in public. A party or that party's representatives may be treated as a member of the public and therefore excluded from the meeting for all or part of the hearing, and all parties have the right to be represented and to call witnesses.

The Clerk to the Committee will have the right to ask questions on behalf of the Committee of any party to the proceedings.

PROCEDURE:

1. The Chair of the Sub-Committee will open the meeting and introduce the members of the committee and call upon the parties to identify themselves and their representatives and to identify any witnesses they intend to call.
2. The Chair of the Sub-Committee will call upon the Clerk to the Committee to explain to the parties the procedures which will be followed at the hearing. Unless the Chair directs otherwise, each party will normally have a maximum period of one hour in which to give further information and call any witnesses in support of their case. In every case, all parties will have an equal maximum period.
3. The Chair of the Sub-Committee will then normally call upon the interested party or the responsible authority which has made the application for a review, to provide evidence in support of their application.
4. The holder of the premises licence will then have an opportunity to question that party or responsible authority.
5. Members of the Sub-Committee will then have the opportunity to question that party or responsible authority.
6. Any person who has made relevant representations will then call any witness in support.
7. The holder of the premises licence will then have an opportunity to question that witness.
8. Members of the Sub-Committee will then have the opportunity to question that person.
9. Stages 6 to 8 will then be repeated for each person making relevant representations.
10. The holder of the premises licence will then have the opportunity to give evidence in response to the application and in response to the relevant representations which have been made.

11. The interested party or responsible authority will then have an opportunity to question the holder of the premises licence.
12. Members of the Sub-Committee will then have the opportunity to question the holder of the premises licence.
13. Stages 10 to 12 will be repeated for any witnesses on behalf of the holder of the premises licence.
14. The interested party or responsible authority will have the right to address the sub committee.
15. The holder of the premises licence will have the right to address the Sub-Committee in summing up his case.
16. All parties will then leave the room while the Sub-Committee consider their decision.
17. The Sub-Committee will normally make their determination at the conclusion of the hearing, but when this is not possible, will make its determination as soon as possible and in any event the decision will be communicated in writing to all parties.

APPLICATION FOR THE REVIEW OF A PREMISE LICENCE UNDER SECTION 51 OF THE LICENSING ACT 2003

1. DETAILS OF APPLICATION

PREMISES: The Old Brown Jug

LOCATION: 41 Bridge Street, Newcastle under Lyme, Staffordshire, ST5 2RY

APPLICANT: Sgt 4037 David Wright, Staffordshire Police

APPLICATION FOR: Review of the Premise licence on the grounds of the Prevention of Crime and Disorder and the Protection of Children from Harm

2. POLICY CONSIDERATIONS

a). Licensing Objectives

The Licensing Act 2003 requires the Council to carry out its various licensing functions so as to promote the following four licensing objectives;

- (i) The Prevention of Crime and Disorder
- (ii) Public Safety
- (iii) The Prevention of Public Nuisance
- (iv) The Protection of Children from Harm

b). Policy Statement

The Licensing Act 2003 required the Council to publish a "Statement of Licensing Policy" that set out the policies the Council will generally apply to promote the licensing objectives when making decisions on applications made under the Act.

The Council made a number of policy decisions in its Statement of Licensing Policy. The following policy decisions are relevant to this application;

- The Prevention of Children from Harm – (paragraph 4.3)
- The Prevention of Crime and Disorder – (paragraph 4.4)

c). Statutory Guidance

- (i) National guidance which promotes best practice ensuring consistent application of licensing powers and promotes fairness and equal treatment and proportionality came into force in October 2012.

Copies of the Council's Statement of Licensing Policy and the Government's Statutory Guidance will be available at the Sub-Committee meeting.

3. COMMENTS

In making their decision on the application, the Sub-Committee are obliged to have regard to Statutory Guidance and the Council's own Statement of Licensing Policy. The Sub-Committee must also have regard to all the representations made and the evidence they hear. However the Sub-Committee must disregard any objections that do not relate to the promotion of the four licensing objectives.

The Sub-Committee must take such of the following steps as they consider appropriate for the promotion of the licensing objectives as set out in paragraph 2 (a) above:-

- (a) to modify the conditions of the licence;
- (b) to exclude a licensable activity from the scope of the licence;
- (c) to remove the designated premises supervisor;
- (d) to suspend the licence for a period not exceeding three months;
- (e) to revoke the licence.

and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

The Sub-Committee are asked to note that they may not modify the conditions or reject the whole or part of the application merely because they consider it desirable to do so. It must actually be appropriate in order to promote the licensing objectives



BOROUGH OF NEWCASTLE U LYME DIRECTORATE - RESOURCES		
- 2 AUG 2013		
PASSED TO	CONFER WITH	CIRC TO

Licensing Services
Newcastle-under-Lyme Borough Council
Civic Offices
Merrial Street
Newcastle-under-Lyme
Staffordshire
ST5 2AG

Contact: SGT David Wright
Direct: 01785 232840
Line: 01785 218705
Fax: LR/DW
Our ref:
Date: 1st August 2013

Dear Sir / Madam,

**Re: The Old Brown Jug, 41 Bridge Street, Newcastle-under-Lyme,
Staffordshire, ST5 2RY- Application for the Review of a Premises Licence.**

Please find enclosed Review Application in relation to the Old Brown Jug', 41 Bridge Street, Newcastle-under-Lyme, Staffordshire, ST5 2RY.

The Police position in relation to this review hearing is that there is no necessity for the hearing to be held in closed session.

If you have any queries in relation to the enclosed please do not hesitate to contact me on 01785 232840.

Yours faithfully,

SGT 4037 David Wright
Licensing Manager
Northern Licensing Unit
Stoke Police Station
Boothen Road
Stoke-on-Trent
Staffordshire
ST4 4AH.

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

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 this 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. You may wish to keep a copy of the completed form for your records.

I SGT 4037 David Wright

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description OLD BROWN JUG 41 BRIDGE STREET	
Post town NEWCASTLE-UNDER-LYME	Post code (if known) ST5 2RY
Name of premises licence holder or club holding club premises certificate (if known) NIGEL WOOLLISCROFT	
Number of premises licence or club premises certificate (if known) PL0238	

Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
- a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

First names

Please tick yes

I am 18 years old or over

**Current postal
address if
different from
premises
address**

Post town

Post Code

Daytime contact telephone number

**E-mail address
(optional)**

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address SGT 4037 David Wright Northern Licensing Unit Stoke Police Station Boothen Road Stoke-on-Trent Staffordshire ST4 4AH
Telephone number (if any) 01785 232840
E-mail address (optional) david.wright@staffordshire.pnn.police.uk

This application to review relates to the following licensing objective(s)

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | <input type="checkbox"/> |
| 3) the prevention of public nuisance | <input type="checkbox"/> |
| 4) the protection of children from harm | <input checked="" type="checkbox"/> |

Please state the ground(s) for review (please read guidance note 1)

The Premise has been the subject of a compliance check operation on Saturday 12th January 2013, where young persons were sent into the premise to see if they could purchase alcohol. Alcoholic drinks were sold by a member of staff at the premise to a volunteer aged 15 years old.

The resulting criminal enquiry revealed that the person who sold the alcohol had received BII training in relation to the sale of alcohol to persons under the age of 18 the previous year from the Brewery Company. This was in the form of a book to read and completing a days training.

An investigation in relation to this matter has been carried out and the person who made the sale has been issued with a fixed penalty notice in relation to the offence committed under section 146 Licensing Act 2003

The venue has also been operating on a number of occasions in the last 12 months otherwise that in accordance with the Premises Licence by failing to adhere to conditions placed upon the Premises Licence following a previous review of the Premises Licence.

The Police believe that in light of this the Premises Licence Holder and Designated Premises Supervisor (DPS) have failed in their obligation in relation to the promotion of the licensing objectives in the areas of Prevention of Crime and Disorder and the Protection of Children from Harm, and we believe a Review of the Premises Licence is necessary in the circumstances.

Please provide as much information as possible to support the application
(please read guidance note 2)

Attached to this Review document are a number of sections which contain information upon which the Police will seek to use as part of their evidence in relation to this Review application. The sections are detailed as follows:-

Section 1 contains statements from Police Officers detailing the sale of alcohol to the under age volunteers at the licensed premises on 12th January 2013.

Section 2 contains a summarised record of interview with the person who made the sale of alcohol to the under age volunteer on 12th January 2013.

Section 3 contains an example of a date of birth check card.

Section 4 contains copies of letters sent by the Police to the Premises Licence Holder in relation to non compliance with the conditions on the Premises Licence and statements relating to non compliance with conditions on the Premises Licence. Statement from SGT. Speedman.

Section 5 contains training records collected from the premises 19th July 2013.

Section 6 contains Door Staff log collected from the premises on the 19th July 2013.

Section 7 contains a copy of the review of the Premises Licence for the Albion Inn, 99 High Street, Newcastle-under-Lyme.

On Saturday 12th January 2013 Police Officers carried out a compliance check on venues within Newcastle Town Centre specifically in relation to sales of alcohol to children under the age of 18.

Two juvenile volunteers assisted the Police in relation to these checks and they were aged 15 years and 16 years old.

The volunteers were photographed prior to the operation. The volunteers were chosen because, in the view of the Police Officers participating in the exercise, they have the typical appearance of a child of their age.

In relation to this premise a 15 year old volunteer walked into the venue with a plain clothes Police Officer. The volunteer was not challenged by Door Staff and was then served alcoholic drinks at the bar again without challenge.

The member of staff who made the sale was a Personal Licence Holder but had received no further training from the venue which could be produced to the officers attending.

Officers who were inside the premise prior to the under age sale taking place also noted that the Door Supervisors were inside the venue talking amongst themselves.

The Police perspective is that the measures put in place at the venue by the operator are inadequate to properly address the issues relating to underage sales and to prevent the sales from taking place.

On 17th February 2012 the Police submitted a review of the Premises Licence under section 51 Licensing Act 2003. In that review the Police expressed concerns over drug residues found at the venue on regular and successive occasions, incidents of violence at the venue and a lack of confidence in the management of the venue in

relation to upholding the four licensing objectives.

As a result of that review a number of conditions were appended to the Premises Licence by the Licensing Sub-Committee.

A significant issue within the conditions related to the number of Door Staff deployed at the venue and where the Door Staff should be deployed within the venue.

Repeated visits to the premise were made where it was established that the Door Staff were not deployed in accordance with the conditions on the Premises Licence.

In light of the failure to properly deploy Door Staff, Police Licensing Officers attended the venue and inspected the Door Staff register, as required by conditions on the Premises Licence. The inspection of this document revealed further non compliance with the Premises Licence.

The Premises Licence Holder at this venue is also the Premises Licence Holder at the Albion Inn, 99 High Street, Newcastle. That venue is subject to a review of its Premises Licence which also relates to sale of alcohol to minors and breach of conditions on the Premises Licence.

The Police perspective on these matters is that it clearly shows a continued lack of commitment to promoting the licensing objectives and generates significant concerns over the management of the venue in relation to both the Premises Licence Holder and the Designated Premises Supervisor.

The Police would therefore request the Licensing Sub-Committee give consideration to their powers under the Licensing Act 2003 to revoke the Premises Licence.

Should the Sub-Committee be not minded to revoke the Premises Licence then the Police would ask that the Sub-Committee remove the current Designated Premises Supervisor and consider adding the following conditions to the current Premises Licence:-

To replace all of the conditions currently listed on the Premises Licence under The Protection of Children from Harm with:-

1. The premises must adopt the 'Challenge 25 scheme' to tackle underage sales. All staff must be fully trained in its use before being allowed to sell alcohol and a record is to be kept of staff training in relation to the 'Challenge 25 scheme'.
2. The Designated Premises Supervisor (DPS) should ensure that all staff training training must be refreshed at least every 2 calendar months.
3. Both initial and subsequent refresher training in relation to the sale of alcohol will contain a written test to be undertaken by the staff member and this record must be signed and dated by both the member of staff and the Designated Premises Supervisor.
4. All records of staff training, including written tests must be kept fully updated at all times and held at the licensed premises. These records must be made available immediately to Police Officers, Police Licensing Officers or Trading Standards Officers upon request.
5. A refusals book must be held at the premises and contain details of the time and date of any sales that are refused in relation to persons that are under age. The book must also contain details of the staff member refusing the sale. This book must be

checked on a monthly basis by the Designated Premises Supervisor or Duty Manager and endorsed accordingly by the DPS or Duty Manager signing the book with the time and date of inspection.

6. Persons purchasing alcoholic drinks who appear to be under the age of 25 must be required to produce proof of age by way of a proof of age card accredited under the Proof of Age Standards Scheme (PASS) or if a proof of age card is not available a genuine photo driving licence or passport. All bar staff to be familiar with acceptable forms of ID and capable of using an ultraviolet light to detect fake ID.

7. At all entrance points and at each till an ultra violet light must be installed which allows proper inspection of certain types of identity documents of customers prior to entry. The ultra violet lighting must be fully functional at all times the premise is open for licensable activity.

8. At each till there will be placed a date of birth check card (as shown in Section 3) which will be kept updated at all times with the current date at which a person must be born before to be aged 18 or over.

Amend Door Staff condition 1 at line 3 to read:-

At least one Door Staff to be deployed at the entrance to the venue outside the front door. This member of Door Staff will proactively check ages and identification of persons prior to entry to the venue. When in use a Door Supervisor to be deployed in the beer garden area - securing and monitoring the entrance / exit at that location. All admissions to the venue must be by the front entrance door on Bridge Street and no entry allowed via the exit to the beer garden area.

All Door Staff should be familiar with acceptable forms of Identification and to be capable of using an ultraviolet light to detect fake ID.

Please tick yes

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

1	7	0	2	2	0	1	2
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If you have made representations before relating to this premises please state what they were and when you made them

On 17th February 2012 Staffordshire Police submitted a request to review the Premises Licence held by the current Premises Licence Holder in relation to serious concerns over misuse of controlled drugs at the venue, incidents of violence and disorder and a lack of confidence in the management of the premise.

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent
(See guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature

 2013

Date

1st August 2013

Capacity Northern Licensing Manager.

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

SECTION 1

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
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Signature

.....

Date

.....

Capacity Northern Licensing Manager.

.....

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Post town	Post Code
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Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

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SECTION 1

RESTRICTED (when complete)

WITNESS STATEMENT
(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

URN

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Statement of: S/SGT Matt ATKINSON

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: S/SGT 16558

This statement (consisting of _____ page(s) each signed by me) is true to the best of my knowledge and belief and I made 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: 13/01/2013

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

I am the above named person, and I am currently undertaking the role as a Special Sergeant for Staffordshire Police, currently based at the Northern Licensing Unit, On Saturday the 12th of January 2013 I was on duty in plain clothes with other officers and was taking part in an operation relating to the enforcement of the Licensing act 2003 specifically in relation to under age sales of alcohol to children. Two juvenile volunteers were used in this operation along with plain clothes police officers

At about 1940hrs on that same date the operation commenced

At approximately 2120rs I entered the OLD BROWN JUG on Bridge St, Newcastle under Lyme and sat near the bar whilst waiting for the volunteers and plain clothes police officer to enter and attempt to purchase alcohol. When I entered the premise there were three members of door-staff standing inside the venue just to the side of the front door talking amongst them-selves, I was not challenged for ID on entry. Approximately 10 minutes later a volunteer and a plain clothes police officer entered the premise and approached the bar, at this point I also stood and made my way to the bar so that the volunteer was standing directly next to me whilst the purchase was made. The volunteer spoke to a member of the bar staff, whom I now know to be _____ b. _____ and asked for two bottles of WKD Blue, _____ did not ask how old the volunteer was or whether they had any ID. She went and fetched the drinks from a fridge with other alco-pops and handed them to the volunteer before taking payment and returning again with change. At this point the volunteer and the police officer left the premise leaving the bottles on the bar counter. I immediately picked up both the bottles and stepped to the side of the bar, I identified myself to _____ and informed her of the situation asking that she fetch the manager whilst I waited for SC 16924 EWART to arrive and collect the bottles for exhibiting and bring me interview paperwork. By this point myself, _____ and the premise manager _____ b. _____ had moved to a private area in the rear kitchen to conduct the interview.

At 2148hrs I commenced a contemporaneous interview with _____ which concluded at 2208hrs that day I now produce this as evidence exhibit () ref MA01.

There were no training records available at the time, _____ stated that they were not available because the training is only done every now and then and no records are kept when it is done, however there are signs up all over. He signed my PNB to this effect, a photocopy of which I now produce as evidence exhibit () ref MA02.

During the course of the operation a total of 10 premises were visited and 6 premises sold to the volunteers however 4 refused to sell to the volunteers

Signature: _____ Signature witnessed by: _____

WITNESS STATEMENT

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

URN

21

Statement of: **Gareth James Ewart**Age **Over 18**

Occupation

Special Constable

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:

12/1/13

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

I am a Special Constable based with the Northern Licensing Unit of Staffordshire Police.

On Saturday the 12th January 2013 I was on Operation Sangria 2 of 2013 this was an operation relating to the enforcement of the Licensing act 2003 specifically in relation to under age sales of alcohol to children.

Two juvenile volunteers were used in this operation along with other plain clothes police officers.

At approximately 19:00hrs on the same day the operation commence.

At approximately 21:38hrs I entered the Old Brown Jug on Bridge Street, Newcastle-under-Lyme, Staffordshire with one of the juvenile volunteers,

We both walked through the main door. I did not notice any door staff on the main door and myself and were not challenged or asked for ID by anyone.

and myself walked up to the main bar and stood next to a plain clothes police officer S/SGT 16558 ATKINSON I heard ask a member of staff who I now know to be b, for 'two bottles of WKD blue.'

turned to the fridge behind her and retrieved two bottles of the requested drink.

handed a £20 note. took the note and put it into the till.

handed the requested drinks and the change from the purchase.

We then exited the premise.

Signature:

Signature Witnessed by:

SECTION 2

RECORD OF INTERVIEW

Contemporaneous Notes SELLER ON LICENCE

Person interviewed:

Place of interview: Old Brown Jug. NWL

Home Address:

Telephone number: Record Overleaf

Date of interview: 12/1/13

Time commenced: 2148.

Time concluded: 2208

Interviewing Officer(s): S/30A 16588 Atkinson

Other persons present: /

Police Exhibit No: MA01
Number of pages: 10
Signature of interview officer producing Exhibit

Tape Counter Time	Person Speaking	Text
0000		CAUTION (All cases).
	Q	I wish to ask you some questions, but before I do I must caution you that you do not have to say anything, but it may harm your defence if you do not mention when questioned, something which you later rely on in court. Anything you do say may be given in evidence
	R	yes
		Interviewee to sign:
	Q	*NON-POLICE PREMISES ONLY (Delete Section & initial if not appropriate). I must also tell you that you are not under arrest and you are free to terminate this interview at any time. In addition, you are entitled to obtain independent legal advice either now or at any time during the interview. Do you understand?
	R	yes
		Interviewee to sign:
	Q	Do you wish to exercise any of these rights?

Signature(s):
(Contemporaneous notes)

◆ Not relevant for contemporaneous notes

Four empty rectangular boxes for recording information.

Continuation Sheet No ...2....

Person interviewed.....

Tape Counter Time	Person Speaking	Text
	R	No, I'm fine.
		Interviewee to sign: ...
		* POLICE PREMISES ONLY (Delete & initial if not appropriate).
	Q	I must tell you also that you are not under arrest and not obliged to remain at the police station. You are entitled to obtain free and independent legal advice either now or at any time during the interview. The interview can be delayed for you to obtain legal advice if you wish. Do you wish to exercise any of these rights?
	R	Interviewee to sign:
	Q	You may, if you wish, speak to a solicitor on the telephone. Do you wish to do this?
	R	No.
		Interviewee to sign:
	Q	What are your reasons for not wanting legal advice?
	R	Feel like I'm okay answering the questions.
		Interviewee to sign:
	Q	Are you an employee and what is your role?
	R	yes, Bar staff.
	Q	If not, what is your position within the Company?

Signature(s):
(Contemporaneous notes on...)

◆ Not relevant for contemporaneous notes

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Continuation Sheet No ...3....

Person interviewed.....

Tape Counter Time	Person Speaking	Text
	R	Not asked
	Q	How many hours a week do you work?
	R	18-19
	Q	How long have you worked here?
	R	Just over 6 years
	Q	Have you worked selling alcohol before?
	R	No.
	Q	Police officers and Trading Standards Officers entered this premises with young persons who are15.....years of age. They purchased <u>two bottles of WKD</u> You have been identified as being the seller from these premises. I am now showing you Exhibit Number <u>GRO15/GK014</u> . Do you recall selling this item?
	R	yes.
	Q	Can you please tell me what the product is?
	R	WKD.
	Q	Looking at this item I believe it to be an alcoholic drink. Do you agree?

Signature(s):
(Contemporaneous notes or

◆ Not relevant for contemporaneous notes

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Continuation Sheet No ...4....

Person interviewed.....

Tape Counter Time	Person Speaking	Text
	R	yes
	Q	Do you remember the person who purchased this item.
	R	a girl and a boy.
	Q	I am now showing you a photograph of the person who purchased the product (Exhibit G1203.....). Can you confirm it is the same person you thought purchased it?
	R	Yes as I can remember, yes.
	Q	At the time you sold the item to that person, how old did you think they were?
	R	20-21
	Q	Did you consider asking for any proof of age identification from this person?
	R	No, because I rely on the door staff especially when it's quiet.
	Q	The police officers and the Trading Standards Officers who accompanied the volunteer purchaser witnessed the fact that you did not ask the person their age or ask for identification. Why was this?
	R	No, because I rely on the door staff especially when quiet.
	Q	What sort of premises is this and what does it sell?
	R	Pub, sells alcohol.

Signature(s):
(Contemporaneous notes on)

◆ Not relevant for contemporaneous notes

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Person interviewed.....

Tape Counter Time	Person Speaking	Text
	Q	What is the age that a person can legally purchase alcohol in licensed premises?
	R	18
	Q	Are you aware that it is an offence to sell intoxicating liquor to a person under the age of eighteen?
	R	yes
	Q	What training have you had in respect of selling alcohol and the age limits at which persons can buy it?
	R	my personal licence training
	Q	When did you last receive any training in underage sales?
	R	Last year
	Q	Who provided the last training you had?
	R	BIR, the brewery company
	Q	How was your training delivered, was it in person or were you given a book to read yourself?
	R	Book to read. Then a day's training

Signature(s):
(Contemporaneous notes or

◆ Not relevant for contemporaneous notes

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Person interviewed.....

Tape Counter Time	Person Speaking	Text
	Q	Was it explained to you how to deal with underage sales, what to look for and what to ask for?
	R	<i>yes.</i>
	Q	If you have undertaken training, was it a "Challenge 21/" "Knock Back" or a Company Scheme?
	R	<i>I can't remember.</i>
	Q	What age was it suggested that someone should be to buy alcohol without having to show ID.
	R	<i>I don't know, depends on the looks.</i>
	Q	If they are supposed to be 21 years old the volunteers don't look that old and you state that they appeared to be20-21..... years old, why did you not consider asking for ID in line with your training?
	R	<i>I've not had challenge training.</i>
	Q	Do you have any documentary proof of the training you have received?
	R	<i>Nothing apart from my card.</i>
	Q	Produce records of training to interviewee and ask...

Signature(s):
(Contemporaneous notes only)

◆ Not relevant for contemporaneous notes

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Continuation Sheet No ...7...

Person interviewed.....

Tape Counter Time	Person Speaking	Text
	R	Did you receive the training that is shown here? <i>Not asked</i>
	Q	Are the signatures on these training records your signatures?
	R	<i>Not asked.</i>
	Q	Do you agree that by signing these documents you are accepting that you have received the training that the document relates to?
	R	<i>Not asked.</i>
	Q	Are you aware of any signs regarding age restrictions for alcohol sales being displayed in the premises?
	R	<i>yes, on the walls and entrance door.</i>
	Q	Do you have a refusals register?
	R	<i>yes</i>
	Q	When was the last time you made an entry in this register?
	R	<i>A while ago, haven't done one in ages.</i>
	Q	Who is the Designated Premises Supervisor of the premises?

Signature(s):
(Contemporaneous notes only)

◆ Not relevant for contemporaneous notes

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Continuation Sheet No ... &

Person interviewed.....

Tape Counter Time	Person Speaking	Text
	R	Adam WOOLZSCROFT
	Q	How often do you see the Designated Premises Supervisor at the premises?
	R	every night & work.
	Q	Where was the Designated Premises Supervisor at the time of the sale?
	R	in the kitchen.
	Q	The drink that was purchased by the underage person, how much does that cost?
	R	\$ 3.75 & drink.
	Q	At the time the volunteers were in the premises how many other customers were in the premises?
	R	about 50.
	Q	How many members of staff were working at the time?
	R	4.
<p>ANY FURTHER QUESTIONS SHOULD BE RECORDED HERE. IF THERE ARE NO FURTHER QUESTIONS THEN STRIKE OUT THE BLANK SPACE AND GO TO LAST COMMENT.</p>		

Signature(s):
(Contemporaneous notes only)

◆ Not relevant for contemporaneous notes

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Continuation Sheet No ...2....

Person interviewed.....

Tape Counter Time	Person Speaking	Text
		/
	Q	Is there anything you wish to add or clarify?
	R	No
		DO NOT REPORT FOR SUMMONS IF ALL ENQUIRIES NOT COMPLETE!!
	Q	You will be reported for the offence of selling alcohol to a person under the age of

Signature(s):
(Contemporaneous notes only)

◆ Not relevant for contemporaneous notes

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Continuation Sheet No ...10...

Person interviewed.....

Tape Counter Time	Person Speaking	Text
	R	<p>eighteen and any other offences disclosed. You do not have to say anything, but it may harm your defence if you do not mention when questioned, something which you later rely on in court. Anything you do say may be given in evidence. Do you understand?</p> <p><i>yes</i></p> <p>I have read this interview and confirm that it is a true and accurate account of the interview.</p> <p>Signature of interviewee</p>

Signature(,)
(Contemporaneous notes v

◆ Not relevant for contemporaneous notes

SECTION 3

A PERSON MUST BE
BORN BEFORE THIS
DATE TO BE AGED
OVER 18 YEARS OLD

— — / — — / — —

SECTION 4

WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN [] [] [] []

Statement of: Naomi Kinnersley

Age if under 18: 018 (if over 18 insert 'over 18') Occupation: Police officer 5576

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: 21/06/13

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

I am the above named officer employed by Staffordshire Police currently stationed at Newcastle-under-Lyme

On Friday 11th January 2013 I have been on full uniform for patrol of the town Centre when at 23.36 hours I have attended The Old Brown Jug Public house in relation to licencing checks

At the time of visiting they had a Cashier at the main doors, two door staff at the front entrance and one door staff at the rear of the premises. At that time the number of door staff who should have been circulating within the pub was at the front of the premises.

Signature: _____ Signature witnessed by: _____

WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN 21

Statement of: **Roger French**

Age **Over 18**

Occupation **Police Constable 5297**

This statement (consisting of one 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: 24th June 2013

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

I am a Police Constable for Staffordshire Police Force, currently Based at Newcastle.

On Saturday 19th January 2013 I was on full uniform foot patrol in Newcastle town centre as part of Operation Safer Nights. At 23:20 hrs I attended The Old Brown Jug public house, Bridge Street, Newcastle. At this time I approached the front door and found no door staff personnel on duty. I looked into the venue and saw there were members of bar staff serving drinks. I estimated that at this time there were approximately 30 customers inside.

At around 00:40 hrs on Sunday 20th January 2013 I again attended The Old Brown Jug public house. At this time there was one member of door staff present stood to the front displaying an SIA armband. I asked as to how many customers were inside and they informed me that there were 70 persons inside.

Signature

Signature Witnessed by:

Mr Nigel Wooliscroft

Contact: Pc 4314 Owen
Direct Line: 01785 233122
Fax: 01785 233148
Our ref.
Your ref.
Date:

**BREACH OF THE PREMISE LICENCE AT OLD BROWN JUG 41
BRIDGE STREET NEWCASTLE UNDER LYME ST5 2RY.**

Dear Nigel

On 19th January 2013 Police Officers have visited the Old Brown Jug situated in Bridge Street Newcastle where you are premise licence holder and have reported that door staff have not been present

According to our records the premise has a condition listed under Annex 3 of the premise licence regarding door supervisors which states

Door staff must be deployed at the Location from 2000 hrs on a Friday and Saturday until such a time when all customers have left the premise and it has closed. Throughout this period of time there will be a minimum of three door supervisors deployed at the venue. At least one door supervisor to be deployed on the entrance door and when in use a door supervisor to be deployed in the beer garden area securing and monitoring the entrance/ exit at the location

In light of this it would appear that if the premise is carrying out any licensable activities otherwise than in accordance with the premise licence and this would be in contravention of section 136 Licensing Act 2003. This offence carries a maximum penalty of up to £20,000 fine and up to six months imprisonment

We would therefore suggest that prior to any further licensable activities take place at the location you ensure that all of the conditions attached to

the premise licence are fully adhered to so as to be fully compliant with the premise licence for the location

If you have any further questions or concerns please feel free to contact me on 01785 232840

Yours Faithfully

Pc 4314 G R Owen
Stoke on Trent Police Division
Stoke police station
Boothens Road
Stoke
Stoke on Trent
ST4 4AH

WITNESS STATEMENT

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

URN

21

Statement of: **Mark David Speedman**Age **Over 18**

Occupation

Police Sergeant

This statement (consisting of _____ 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: 4th July 2012Tick if witness evidence is visually recorded (supply witness details on rear)

I am a Police Sergeant in Staffordshire Police currently stationed at Newcastle. My role is that of Neighbourhood Policing Sergeant responsible for the policing of the town centre. I have been in the role for approximately 5+ years.

In addition to my previous statements regarding the Old Brown Jug, I can state that on Friday 24th August 2012, I was on duty from 1700-0300 as part of the Safer Nights operation for the town centre which is aimed at early intervention and is a hi-vis operation also for public reassurance. I was in full uniform wearing a fluorescent yellow outer.

At approximately 2125 hours on the same day and date, I was checking premises as part of my duty when I attended the Old Brown Jug in Bridge Street Newcastle together with PC 5335 Thomas. I was also canvassing the town pubs on an event called 'carnage', and whether the management of premises would want to host it or not. On my approach, I noted that there were 2 doorstaff at the door whilst the manager Michelle was acting as cashier seated at a table by the door. Before I made it to the door, the 2 doorstaff were joined by a third, so that all three of the premises doorstaff were on the door. There were only a couple of people in the queue outside, and there were no apparent issues. I spoke with Michelle to ascertain if I could speak with Adam Wooliscroft, but he was not in so was unable to speak about Carnage. I arranged to visit later as he was not yet in.

At approximately 2354 hours the same day and date, I was again in the northern sector of the town and checked the Old Brown Jug again in Bridge Street. On this occasion, there were again 2 doorstaff members on the front door, and this time there was no queue at all.

On Wednesday 27th February 2013 I was on duty in full hi-vis uniform on the town centre from 2200-0400 as part of the Safer Nights operation. At approximately 2245 hours I attended the Old Brown Jug public house as part of my licensing checks. On arrival, I entered the premises to see 3 barstaff working behind the bar. There was also a high table set up near to the door. There was no cashier visible. There was a male doorman with

Signature:

Signature Witnessed by:



Continuation of Statement of: **Mark David Speedman**

SIA badge on acting as cashier taking money from customers entering the premises. I checked the premises and there were no other doorstaff on duty in the premises. There were only 29 customers in the premises and they had a band on. As I needed to speak to Nigel regarding a matter, I obtained his mobile number from the staff.

Signature:

Signature Witnessed by:

Nigel Wooliscroft
c/o Old Brown Jug
41 Bridge Street
Newcastle
Staffordshire
ST5 2 RY

Contact: Pc 4314 G R Owen
Direct Line: 01785 2328 40
Fax:
Our ref.
Your ref.
Date:

**SUBJECT: OLD BROWN JUG 41 BRIDGE STREET NEWCASTLE
STAFFORDSHIRE ST5 2RY**

Dear Nigel

The premise has recently been visited by officers and it has come to light that there is a condition on the Premise Licence, issued under the Licensing Act 2003, for the venue which is not being adhered to

There is a condition attached to the premise licence that requires any door supervisor employed at the venue to wear a high visibility jacket

This condition is written quite clearly and the whole purpose of the door staff wearing the high visibility jackets is to make them readily identifiable to members of the public; to act as a deterrent and will allow them to be easily identified on CCTV.

The high visibility jackets we require would be the bright yellow (or orange) as worn by the police

The use of black jackets that have reflective stripes therefore are not considered by the Police to be high visibility

It is also timely to remind you that there is also a condition that specifically states that when door supervisors are deployed at the premise then at least one of the door staff must be a female

In light of this it would appear that if the premise is carrying out any licensable activities otherwise than in accordance with the Premise Licence and this would be in contravention of Section 136 Licensing Act 2003. This offence carries a maximum penalty of up to a £20,000 fine and or up to six months imprisonment.

WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN 21

Statement of: **Robert Morgan**

Age **Over 18**

Occupation **PC 5449**

This statement (consisting of _____ 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: 23/07/13

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

I am a Police officer in Staffordshire based at Bradwell Police post, Newcastle under Lyme. On Friday 1st March 2013 I was on full uniform duty attached to OPERATION SAFER NIGHTS Newcastle town centre. As part of the operation I was tasked to attend numerous public houses to check that the door staff were wearing the correct uniform. During the evening I attended the OLD BROWN JUG, BRIDGE STREET when I saw 3 members of door staff wearing black jackets with no high visibility vests.

Signature:

Signature Witnessed by:

WITNESS STATEMENT

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

URN 21

Statement of: **Nicholas Oldfield**Age **Over 18**

Occupation

POLICE CONSTABLE 5456

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 in it anything which I know to be false, or do not believe to be true.

Signature

Date: 26/07/213

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

I am a police constable within Staffordshire police currently based at Newcastle police station.

On Saturday 2nd March 2013 I was in full police uniform on foot patrol around Newcastle town centre. When at approximately 2300 hrs I attended THE OLD BROWN JUG NEWCASTLE, upon arrival I could see there were two members of door staff standing around the entrance to the front door of the venue. I identified them as door staff as they were both wearing high visibility arm bands displaying their SIA door badge.

I asked them how many people they had in the venue and they looked at a counter in one of their hands and told me 79, I asked if they had any other door staff on and they told me there was another door supervisor inside the premises. I have then left the location.

Signature

Signature Witnessed by:

WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

21			
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Statement of: **Christopher John Mccarthy**

Age **Over 18**

Occupation

Police Constable 5763

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: 21/7/13

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

I am a police officer employed by Staffordshire Police, currently stationed at Newcastle.

On Friday 15th March 2013, I was on uniformed foot patrol on Newcastle Town Centre, Staffordshire, as part of Operation Safer Nights. This operation primarily focuses on the nightlife of town centres to ensure that persons enjoying the nightlife have a safe experience and that licensed premises are obeying the terms of their licences.

At 23.15hrs of this date, I attended a premises called The Old Brown Jug, located on Bridge Street, Newcastle. On attending the premises, I saw that there were 2 door persons located outside the front door standing on the pavement. Also present was a female who was acting as a cashier, as payment was required to enter.

I conducted a walk through of the pub, during which I did not see any other door security staff inside the pub. I walked down the stairs at the rear of the pub and checked the toilets and the outside area. There was 1 other door security person present in the rear outside area.

In total I saw 3 door security persons, with 2 being outside the front of the pub and 1 in the rear beer garden. I updated what I had witnessed immediately to the control room upon leaving the premises.

Signature:

Signature Witnessed by:

WITNESS STATEMENT

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

URN

21

Statement of: **Mark David Speedman**Age **Over 18**

Occupation

Police Sergeant

This statement (consisting of _____ 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: 22nd May 2013Tick if witness evidence is visually recorded (supply witness details on rear)

I am a Police Sergeant in Staffordshire Police currently stationed at Newcastle. My role is that of Neighbourhood Policing Sergeant responsible for the policing of the town centre. I have been in the role for approximately 5 years. Part of that role involves working with Northern Licensing to police licensed premises within my area of responsibility. This includes meetings with Designated Premises Supervisors (DPS) of licensed premises, formerly referred to as licensees.

On Thursday 2nd August 2012, I was on duty from 1300 hours when I attended Stoke Police Office to have just such a meeting with Sgt Wright from Licensing and Louise Wooliscroft the DPS of the Old Brown Jug, Bridge St, Newcastle. This commenced at approximately 1400 hours and we discussed the agreed conditions imposed on the premise licence following the review hearing where the management of the premises had been provided with a copy. It was agreed that the conditions were to be fully implemented before 13th August 2012, the agreed date, i.e. to ensure they were live on 13th August 2012. The point of the meeting was to ensure the premises was ready for this implementation date and that Louise as DPS was fully aware of and understood the conditions for her premises, and to offer support and advice to ensure the premises functioned adequately in respect of the identified problems which lead to the Review.

In relation to the CCTV condition it was discussed that the system needed to be to the approval of the police licensing officer and Louise mentioned that a new system was being fitted. Sgt Wright pointed out that it would be advisable that the police licensing unit come along when the engineer was present so that the Police could identify areas of concern requiring coverage.

In relation to door supervision there was some significant discussion around the roles of their door supervisors within the venue. One of the agreed areas was that the door supervisors would no longer collect entrance fees from customers as this detracted from their true roles. It was also discussed that there was not really the necessity at the venue for there to be two door staff at the entrance door and the remaining door supervision would be better deployed in the rear outside area and a member of door

Signature: Signature Witnessed by:

Continuation of Statement of: **Mark David Speedman**

supervision actively patrolling the venue looking for signs / indicators of drug misuse. The use of florescent jackets by door staff was also discussed and that this should be adhered to by the staff.

The role of the bar manager was discussed and deemed by the police to be pivotal in ensuring that the door staff carried out these functions and did not just stand together at the door. (obviously where there was a specific need for a second door supervisor at the door due to difficult or violent customers then the support from the staff within was necessary albeit temporarily). The bar manager should ensure that the roaming door supervision was undertaken and be in a position to check it was being done.

The searching of customers was discussed and again this was perceived by police as a key role of the door staff for both males and females as the drug readings at the venue indicated that females were equally liable to be in possession of / taking drugs as males. The searching of hand bags should be very frequent and it was mentioned that another venue searches all handbags as a condition of entry.

The rear beer garden area was identified as a potential weak point unless adequate security staff were present to prevent uncontrolled entry and any entry via the rear should be subject to the same level of scrutiny as the main entrance door. It was discussed as to how the numbers within the venue were monitored to ensure that the 200 and 250 capacities be maintained and Louise stated that this was done by the use of clickers and the door staff both inside and outside were in contact via radio.

It was suggested that checks of how many searches and seizures were carried out should be made by the management and if they were not happy with the numbers done then this should be taken up with the security company as a matter of some urgency.

It was discussed that the door staff and bar staff should be carrying out regular toilet checks in relation to drug misuse and all seizures / finding of drugs should be dealt with as per the premise drugs policy.

The drugs policy for the venue was discussed and it was suggested that the police drugs liaison officer (PC Quick) would attend the venue and carry out a thorough assessment of the venue and give written advice of what he considered to be necessary as both preventative measures to be undertaken and also what the drugs policy should include bearing in mind the drug readings to date at the venue.

The issue of staff training was discussed and Louise stated that some of the staff were trained in drug

Signature: _____ Signature Witnessed by: _____

Continuation of Statement of: **Mark David Speedman**

awareness, however it was going to be a condition of employment that they be trained and that existing staff were to obtain their own training. Sgt Wright pointed out that this needed to be considered against the conditions that were due to come into effect on 13th August 2012.

The use of a drugs safe was discussed and Louise asked if the main safe could be used. We reiterated the benefits of a drug safe and the restricted access that it gives to staff members against the main safe which was also situated in a less accessible location. When he attended, PC Quick would give more advice on the drug safes issue

It was discussed at the meeting about the drug swabbing of staff members hands and Louise agreed to this but was worried about cross contamination issues. I reassured her that allowance was given for this when operations were done.

Louise was informed that we would carry out pre and post advice drug swabbing of the venue to see if the measures were effective. Louise queried what would happen if the results did not decrease and the Police response was that the situation would have to be monitored and that future action would be very dependent upon the pro-activity and co-operation of the staff at the venue in reducing drugs issues at the location. The meeting concluded with Louise content that all would be in place by the agreed date of 13th August 2012.

As part of the Safer Nights operation I and the Licensing Department regularly task officers to attend licensed premises to check on adherence to the conditions attached to the licence. I also take part in the checking of conditions as part of my Safer Nights patrol. All premises on the town centre are subject of this tasking and the results are provided for the Licensing department. One of these premises is the Old Brown Jug situated at Bridge Street on the northern sector of the town centre. Below is a copy of the conditions attached to the licence pertaining to door staff:-

"Door staff must be deployed at the location from 20:00 hours on a Friday and Saturday until such a time when all customers have left the premise and it has closed. Throughout this period of time there will be a minimum of three door supervisors deployed at the venue, At least one Door Supervisor to be deployed on the entrance door, and when in use a door supervisor to be deployed in the beer garden area securing and monitoring the entrance / exit at that location.

A member of security staff must be deployed within the venue for the keeping of order and pro-actively patrolling the customer and toilet areas in the premises looking out for and deterring the use of illicit drugs in the premises when they are used for a licensable activity

Signature: Signature Witnessed by:

Continuation of Statement of: **Mark David Speedman**

On each night when door supervision is required one member of door supervision must be female except in the case of an emergency when a female door supervisor is not available.

On a Wednesday evening there will be one member of door staff on duty from 2100 hours until such a time that the customers have left the premises and it has closed. On Wednesday evening this member of door security will be supported by a member of bar staff who will be an SIA qualified member of bar staff who will perform a dual role. All persons utilised at the premises in the capacity of door security will wear high visibility fluorescent jackets at all times when they are deployed. These jackets will have printed upon them appropriate wording to identify that they are security staff at the particular venue."

On Friday 15th March 2013 I was on duty at Newcastle on the town centre as part of the Safer Nights operation from 2200-0400 hours in hi-vis uniform. At approximately 0004 hours Saturday 16th March 2013 I attended the Old Brown Jug to check on the door staff and obtain the current numbers inside. As I approached, I could see 2 door staff outside the door talking together. Beside them was a female acting as cashier seated at a high table on the footpath. I recognised her as a member of the bar staff from the premises. Both door staff were males and neither were in fluorescent yellow jackets. I spoke to the door staff at the door for several minutes and neither of the two left to go and patrol inside. I ascertained from the door staff that there were 94 customers on the premises. I asked if Nigel Wooliscroft was working as I needed to discuss the Temporary Event Notice for the Jazz and Blues Festival which was for the end of May over the Bank Holiday Weekend.

Nigel was not working, but his son Adam was and so the doorman went to get him for me. He then returned with Adam and then I discussed with Adam their plans for the T.E.N. After discussing the TEN with Adam, I then resumed patrol on the town centre.

In all my time at Newcastle I have never known any member of the staff at the Old Brown Jug contact the Police to hand over controlled drugs or detain a member of the public in possession of controlled drugs, even after the meeting at Stoke dated 2nd August 2012. My recollection is that all persons detained at the premises are as a result of operations that the Police have arranged.

I can also state that I have never seen any pro-activity at the premises on the part of door staff in respect of the searching of customers entering the premises. The only searching that I am aware of that has taken place is as a result of operations that the Police have arranged.

Signature: Signature Witnessed by:

Continuation of Statement of: **Mark David Speedman**

Page No 5 of 5

Signature: Signature Witnessed by:

WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN 21

Statement of: Lisa Jane Roberts

Age Over 18

Occupation

Licensing Officer

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 in it anything which I know to be false, or do not believe to be true.

Signature Date: 30th July 2013

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

I am Lisa ROBERTS a member of Police Staff based within the Northern Licensing Unit at Stoke Police Station.

On Friday 19th July 2013 I attended the OLD BROWN JUG, 41 BRIDGE STREET, NEWCASTLE, ST5 2RY accompanied by Licensing Officer 9002 SHERRATT. We obtained a copy of the Door Staff log and a copy of a staff meeting / training log dated 2nd May 2013, which I produce marked LJR1 and LJR2 respectively.

In relation to the premise known as OLD BROWN JUG, the Premises Licence for the venue specifies conditions which must be adhered to whenever the premises carry out any licensable activities. Having made a check of the relevant Premises Licence for the venue there are a number of conditions listed under Annex 3 headed Door Supervision which state:-

Door staff must be deployed at the location from 20:00 hours on a Friday and Saturday until such a time when all customers have left the premise and it has closed. Throughout this period of time there will be a minimum of three door supervisors deployed at the venue. At least one Door Supervisor to be deployed on the entrance door, and when in use a door supervisor to be deployed in the beer garden area securing and monitoring the entrance / exit at that location.

A member of security staff must be deployed within the venue for the keeping of order and pro actively patrolling the customer and toilet areas in the premises looking out for and deterring the use of illicit drugs in the premises when they On each night when door supervision is required one member of door supervision must be female except in the case of an emergency when a female door supervisor is not available.

On a Wednesday evening there will be one member of door staff on duty from 2100 hours until such a time that the customers have left the premises and it has closed. On Wednesday evening this member of door security will be supported by a member of bar staff who will be an SIA qualified member of bar staff who will perform a dual role.

All persons utilised at the premises in the capacity of door security will wear high visibility fluorescent jackets at all times when they are deployed. These jackets will have printed upon them appropriate wording to identify that they are security staff at the particular venue.

Signature: Signature Witnessed by:

Continuation of Statement of: **Lisa Jane Roberts**

A written record shall be kept on the premise by the Designated Premise Supervisors of every person employed on the premise as a door supervisor in a register kept for that purpose. That record shall contain the following details.

- a. The door supervisor's name, date of birth and home address.
- b. His/her Security Industry Authority licence number.
- c. The time, date he/she starts work and finishes duty.
- d. Each entry shall be signed by the door supervisor.

The door supervisor records register shall be kept fully updated at all times and remain at the licensed premise and be available for inspection immediately upon demand by an Authorised officer of the Council, the Security Industry Authority or a Police Constable.

Door supervision will carry out random searches on customers entering the venue and it will be a condition of entry, anyone refusing a search will not be allowed entry to the venue.

On checking the Door Staff log obtained from the premises, marked LJR1, it was identified that not all the Door Staff details are recorded, within the log there are approximately 20 names listed; however there are only 5 details recorded, 2 of these being incomplete, this is in contravention of the condition shown above.

On the dates listed below the following issues were discovered:-

Friday 10th August 2012 – 2 Door Staff details listed in log

Wednesday 15th August 2012 – No Door Staff details listed in log

Wednesday 22nd August 2012 – No Door Staff details listed in log

Wednesday 17th October 2012 – No Door Staff details listed in log

Saturday 20th October 2012 – 2 Door Staff details listed in log.

Wednesday 31st October 2012 – No Door Staff details listed in log

Saturday 24th November 2012 – 2 Door Staff details listed in log

Friday 14th December 2012 – 2 Door Staff details listed in log

Saturday 15th December 2012 – 2 Door Staff details listed in log

Friday 18th January 2013 – No Door Staff details listed in log

Saturday 19th January 2013 – No Door Staff details listed in log

Wednesday 23rd January 2013 – No Door Staff details listed in log

Friday 25th January 2013 – 2 Door Staff details listed in log

Wednesday 27th March 2013 – No Door Staff details listed in log

Wednesday 1st May 2013 – No Door Staff details listed in log

Signature: _____ Signature Witnessed by: _____

Continuation of Statement of: **Lisa Jane Roberts**

Saturday 18th May 2013 – 2 Door Staff details listed in log

Saturday 22nd June 2013 – No Door Staff details listed in log

Wednesday 26th June 2013 – No Door Staff details listed in log

This is a breach of the conditions attached to the Premises Licence.

Signature: Signature Witnessed by:

SECTION 5

2nd May 2013 Staff Meeting LWR2

Bria-Shannen Anderson

 ✓

Jessica Siegentz

Danny Martin

~~Siegentz~~
D. Martin ✓

Amy Mercer



Aaron Mercer



Beah McGill



Katy Longworth

~~Kh...~~
 ✓

M. Water

STAN MATTHEWS

S. Matthews

Cando Theo/Fri

RUTH LONG

~~~~

AURELIE SNAPE

~~Aurelie~~

Janielle
Whithead

~~J. Whithead~~ ✓

Elliot



Dan Burton



JORDAN CHARLIE DESS

TRAINING - POLICY OBJECTIVES - Awareness course
Due Diligence DRUGS
PREMISES

- WORKING BEHIND THE BAR
 - serving drinks
 - challenge DS
 - mobile phones
 - Breaks.
 - Time keeping - ppl reliant on going!

Random toilet checks:

Refusals register

Cocktail night
Make events known.
products

Copies of rota

Challenge 25 Procedure

Assess the Age
of the customers when they approach the bar,
including those not buying drinks

If you think the customer
looks 25 or under
ask them for iD before selling any products
(driving licence, passport or proof of age card
with PASS hologram)

Check the identification
for alterations, date of birth and photo

If you decide to refuse to serve anyone apologise and decline the sale.
It is best to explain that you are committing a criminal offence if you
served them. You can offer to sell them a soft drink instead.

Record the incident
in the refusal log, kept by the till

In the event of a test purchase incident;

DO NOT accept a fixed penalty notice or accept a caution until you
have received instructions from the FREE Marston's Legal Helpline

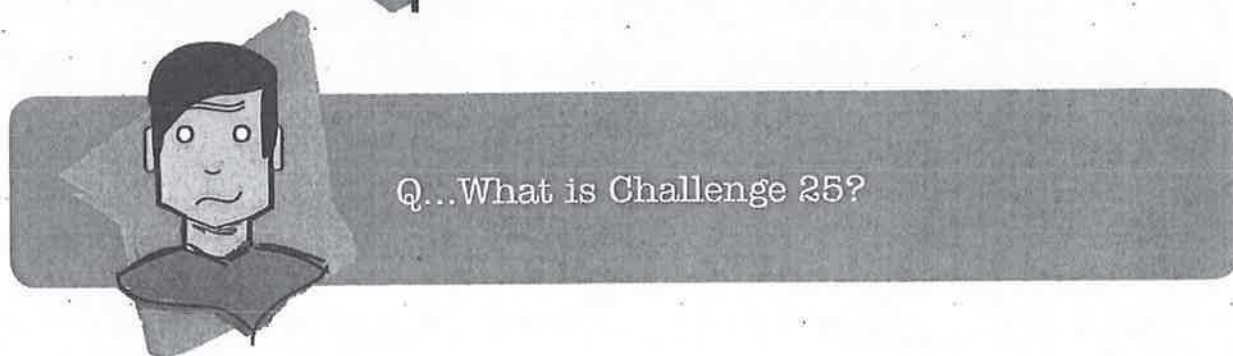
0845 370 9816

(available 24 hours)



challenge 25

A Challenge 25 policy should be enforced within your business to prevent fines or even closure.

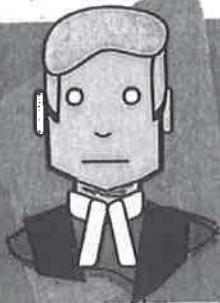


Challenge 25 is a scheme developed by the industry itself and is currently being adopted as best practice to minimize the risk of selling alcohol to an individual under 18.

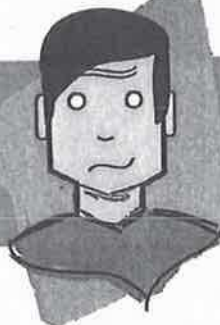
Put simply, if a customer appears to be under 25 they must prove they are over 18 before they can purchase alcohol (or tobacco). It is a safeguard to remove any uncertainty in the minds of you and your staff as to 'is s/he or isn't s/he over the legal age?' - if they look under 25 they MUST prove they are of legal age by showing one of these three acceptable forms of iD;

- Full UK Photo Driving Licence
- Passport
- PASS iD cards with PASS hologram (as right)





If you or any member of your staff are caught selling alcohol to anyone under 18, call the Marston's Legal Helpline on 0345 570 9816. This is a 24 hour advice line paid for by Marston's for you.



Q...What benefit is the Challenge 25 scheme to me and my staff?

Adopting the Challenge 25 scheme, training your staff and ensuring you keep proper written records will go a long way to showing that you are taking all reasonable steps to ensure alcohol is not sold to anyone under 18. This is called 'due diligence' and may provide you with a defense to any action taken against you as a result of an underage sale.



Q...What do I need to protect my business?

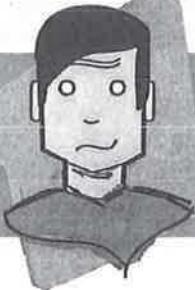
- Adopt the Challenge 25 procedure; No Proof, No Sale
- Train staff in politely saying 'No' to underage drinkers
- Train staff in acceptable forms of iD and how to complete a Refusals Register
- Keep written records of the training each staff member has received
- Keep written records of the training each staff member has received
- Conduct refresher training for staff to regularly remind them of Challenge 25
- Ensure the DPS or manager on duty is prepared to support staff when a refusal is made

You and your staff are not expected to be experts in spotting fraudulent iD. As long as the iD is checked and would convince a 'reasonable person', it is genuine and you believe the individual to be 18, you have defence to a charge of selling to an under 18.

You and your staff are not expected to be experts in spotting fraudulent ID. As long as the ID is checked and would convince a 'reasonable person', it is genuine and you believe the individual to be 18, you have defence to a charge of selling to an under 18.



Remember...if you or members of staff are in any doubt over a person's age or the ID presented - simply don't serve them.



Q...Challenge 25 - what happens if you don't do it?

If you decide not to implement the challenge 25 procedure you will significantly increase the risk of an underage sale at your premises. Underage sales impact on you, your staff AND your business. You may also lose the 'due diligence' defence to any underage sale which may occur.

SECTION 6



LJR1

DOOR STAFF
SIGNING-IN
BOOK 2012/2013
OLD BROWN SWG

12
13

Personal Notes

Name *Karl Mellor*

Address

Phone *PHONE NUMBER
REDACTED* Fax
Mobile Email

College/Business Address

Bank Telephone

Credit Card Hotline

Driving Licence Number

Car Registration/Bike Frame Number

Passport Number

National Insurance Number

Medical information:

Doctor Name Tel

Dentist Name Tel

Optician Name Tel

Blood Group

Known Allergies

In case of emergency please contact:

Name

Address

Relationship

Home Phone

Mobile

Business Phone

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Letts: Organising the future since 1812



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Addresses

Name Euba Kundolf PHONE NUMBER REDACTED

Address HOME ADDRESS REDACTED

+ SIA NUMBER 0130 042 6612 5670

Name Rob Dase PHONE NUMBER REDACTED

Address HOME ADDRESS REDACTED

SIA NO. 01300150 4063

Name A ISMAEL PHONE NUMBER REDACTED

Address 013001529141995913 PHONE NUMBER REDACTED

Rob David SIA NO. 08300145 1053 2550

Whilst every effort is made to provide totally accurate information, no responsibility is taken for inaccuracies and omissions contained herein.



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Addresses

Addresses

Name

Address

Tel

mobile

e-mail

Name

Address

Tel

mobile

e-mail

Name

Address

Tel

mobile

e-mail

Name

Address

Tel

mobile

e-mail

Name Donna Roberts

Address HOME ADDRESS RENAGED

Tel

mobile

e-mail

PHONE NUMBER RENAGED

B/N 0130014 360371757

Name

Address

Tel

mobile

e-mail

Name

Address

Tel

mobile

e-mail

Name

Address

Tel

mobile

e-mail

August

6 Monday

Holiday (Scotland, Republic of Ireland)

August

Rob Drase / 20-00pm - 21.00m
Josh Jones / 20-00pm - 2.00m
for

7 Tuesday

Rob Drase 2000pm -
Josh Jones 20.00pm - Saturday
Abba 15.00pm - 20.00pm

8 9.00 - 1.00
Cari Williams
Wednesday 0158

17
Sunday

9 Thursday

Notes

August 2012

M	T	W	T	F	S	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

August

13
Monday

August

17
Friday

Rab Dargah
20:00pm
Eidul khandallah - 20:00
Jozar Jambora
20:00

Eidul khandallah 20:00
Jozar Jambora 20:00

14
Tuesday

18
Saturday

Rab Dargah 20:00pm

15
Wednesday

Eid Al-Fitr (Islamic)

19
Sunday

16
Thursday

Notes

August 2012

M	T	W	T	F	S	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

August

20 Erin Mellor

Monday

August

Erin Kendall 20.00
Rob Drase 20.00
Rob Davies 20.00

24
Friday

21

Tuesday

Rob Davies 20.00
Erin Kendall 20.00
Rob Drase 20.00

25
Saturday

22

Wednesday

26
Sunday

23

Thursday

Notes

August 2012

M	T	W	T	F	S	S
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6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

August

27
Monday

CARI WILLIAMS

0158

20:00

20:00 Rob DAVIES

28
Tuesday

CARI WILLIAMS

0158

09:00

29
Wednesday

Late Summer Holiday (UK)

August

Has anyone taken the ether torch with them???

Sub PAUL ES - 20:00

Erika kundolf 20:00

ROO DRAGE - 20:00

Erika kundolf 20:00

Joan Jones - 20:00

Rob Davies 20:00

31
Saturday

2
Friday

Father's Day (Australia)

30
Thursday

Notes

September 2012

M	T	W	T	F	S	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

September

September

3 Monday

Labor Day Holiday (USA)
Labour Day Holiday (Canada)

20:00 Rob Davies
20:00 Rob Davies
20:00 Erik Lundoff

4 Tuesday

20:00 Rob Davies
20:00 Erik Lundoff
20:00 Rob Davies
20:00 Erik Lundoff
20:00 Rob Davies

5 Wednesday

CARL WILLIAMS
0158
08:00 - 01:00

6 Thursday

September 2012

M	T	W	T	F	S	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

Notes

September

10
Monday

12
Wednesday 09:00
C. Williams
0156

13
Thursday

September

14
Tuesday
Rob Davies 20.00

Rob Daise 20.00

John James 20.00

15
Wednesday
Rob Davies 20.00

MARTIN HILSON 20.00

Rob Daise 20.00

16
Thursday

September 2012

M	T	W	T	F	S	S
					1	2
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10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

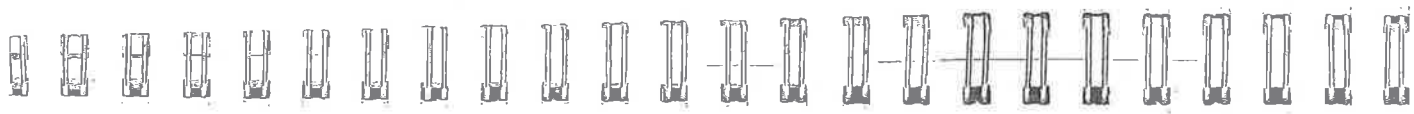
Notes

September

17

Monday

Rosh Hashanah (Jewish New Year A.M.5773)



September

Rob David 20.00
Emilia Kundoff 20.00

Rob Drase 20.00

18

Tuesday

Autumnal Equinox
Rob David 20.00
Emilia Kundoff 20.00

19

Wednesday

EARI WILLIAMS

04.00

0158

20

Thursday

23

September 2012
M T W T F S S
1 2
3 4 5 6 7 8 9
10 11 12 13 14 15 16
17 18 19 20 21 22 23
24 25 26 27 28 29 30

Notes

September

September

24
Monday

Martin Hilson ~~20:00~~
Rob Drase 20:00
Joan Jones Renew

28
Friday

25
Tuesday

Martin Hilson ~~20:00~~
Emilia Lundok 20:00
Rob Drase 20:00

29
Saturday

26
CARL WILLIAMS

Yom Kippur (Day of Atonement - Jewish)

30
Sunday

Wednesday 09:00

0158

27
Thursday

Notes

September 2012

M	T	W	T	F	S	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

1 Monday

Succot (Tabernacles - Jewish)

Rob Prage 20.00

Rob Prager 20.00

Erica Kundoff 20.00

2 Tuesday

Miriam Wilson 20.00

Rob Davies 20.00

Erica Kundoff 20.00

3

Wednesday 0130 0159 1314 1647

9.20

Karen Miller

4 Thursday

October 2012

M	T	W	T	F	S	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

Notes

October

October

Columbus Day Holiday (USA)
Thanksgiving Day Holiday (Canada)

8 Monday

Rob David 20:00
Elicha 20:00
Rob Drease 20:00

9 Tuesday

Rob DRAGE 20:00
Martin Hilson 20:00
Evelyn kundelt 20:00
Fran Meier 9:00

10 Wednesday Fran Meier

9:00
0100 0159 1314 1547

11 Thursday

Notes

October 2012						
M	T	W	T	F	S	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

October

October

15
Monday

Rob Dase 20:00
Kob Davis 20:00
Enlu Kundolf 20:00

16
Tuesday

Rob Dase 20:00
Kob Davis 20:00

Navratri (Hindu)

17
Wednesday

17

18
Thursday

C. Williams
09:00
0158



October 2012

M	T	W	T	F	S	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

Notes

October

October

Eid Al-Addha (Islamic)

Rob Davies 20.00
Rob Drage 20.00
Evelyn Rudolf 20.00

Christin Hillen 20.00
Rob Drage 20.00
Evelyn Rudolf 20.00
Karl Meier 20.00

British Summer Time ends

October 2012						
M	T	W	T	F	S	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

22 Monday

23 Tuesday

24 Wednesday

Lillian

0158

09:00 - 

25 Thursday

October

29
Monday

Holiday (Republic of Ireland)

30
Tuesday

31
Wednesday

1
Thursday

All Saints

November

Feb Davies 20.00

Feb Drage 20.00

Enku Kundoff 20.00

Feb Drage 20.00

Feb Davis 20.00

Niko - 20.00

Daylight Saving Time ends (USA)

Halloween

2

Sunday

Notes

November 2012

M	T	W	T	F	S	S
		1	2	3	4	
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

November

November

5 Monday

MARTIN HILSON 20:00
Rob Davies 20:00
Rob Drase 20:00

6 Tuesday

Rob Davies 20:00
Martin Hilson 20:00
Rob Drase 20:00

7 Wednesday

C Williams
0158
04:00 - 01:30
C-S-R

8 Thursday

Remembrance Sunday
Remembrance Day Holiday (Canada)

November 2012						
M	T	W	T	F	S	S
		1	2	3	4	
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

Notes

November

November

12
Monday

Birth of Bahá'u'lláh (Bahá'í)
Veterans Day Holiday (USA)

Rob Drage 20:00
Rob Davies 20:00

16
Friday

Embu kundala 20:00

13
Tuesday

Diwali (Hindu)

Rob Davies 20:00
Rob Drage 20:00

17
Saturday

Embu kundala 20:00

14
Wednesday

CAFI Williams
08:00 ~ 01:30
0158
C

15
Thursday

Al-Hijra (Islamic New Year A.H.1434)

November 2012

M	T	W	T	F	S	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

Notes

November

November

19

Monday

Rob Dawley 20.00

Rob Drage 20.00

Ench Kundelt 20.30

20

Tuesday

Marjoram of Guru Tegh Bahadur Ji (Sikh)

Rob DRAGE 20.00

Ench Kundelt 20.00

21

Wednesday

C. Williams

09.00 - 01.30

0158



22

Thursday

Thanksgiving Day Holiday (USA)

Notes

November 2012

M	T	W	T	F	S	S
		1	2	3	4	
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

November

November

26
Monday


St Andrew (Scotland)

Martin Hilsell 20:00
Rob Drage 20:00
Eula kundloff 20:50

27
Tuesday

Eula kundloff 20:00 December 1
Martin Hilsell 20:00
Rob Drage 20:00

28
Wednesday

C. Williams
09:00 - 1:30
0158


Birthday of Guru Nanak Dev Ji (Sikh)

Advent Sunday

29
Thursday

December 2012						
M	T	W	T	F	S	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
						31

MA

November

December

December

3 Monday

Rob Dase 20.00

7 Friday

Rob Davis 20.00

Nisko 20.00


4 Tuesday

Rob Davis 20.00

8 Saturday

Nisko 20.00

5 Wednesday

E Williams
08.00 - 1.30
0158


Hanukkah (Jewish)

9 Sunday

Rob Dreyer 20.00
Davin

6 Monday

Notes

December 2012

M	T	W	T	F	S	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
						31

December

December

10

Monday

Rob Drase 20:00

Donna Roberts 20:00

11

Tuesday

Martin Wilson 20:00

Donna Roberts 20:00

12

Wednesday

William
0158

08:00 - 1:30



13

Thursday

Notes

December 2012						
M	T	W	T	F	S	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
						31

December

December

17

Monday

Shortest Day

Martin Wilson 20:00
MIL BEAN 20:00
Danna Roberts 20:00

21

Friday

18

Tuesday

Danna Roberts 20:00
Rob Dawber 20:00

22

Saturday

Rob Drase 20:00

19

Wednesday

~~Rob Drase 20:00~~

(K Melior 9:130)

lib Dawber
lib Drase
Danna Roberts 20:00

23

Sunday

20

Thursday

December 2012						
M	T	W	T	F	S	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
						31

Notes

Rob Davis
Rob Dage
Donna Roberts

Rob Davis 8-2:30am
Rob Dage 8-2:30am
Donna Roberts 8-2:30am

25
Tuesday

Christmas Day
Holiday (UK, Republic of Ireland, USA, Canada, Australia)

26
Wednesday

C. Williams
0158
9:00 - 02:00
R. Davis
09:00 - 02:00

Boxing Day
Holiday (UK, Republic of Ireland, Canada, Australia)

27
Thursday

Notes

December 2012

M	T	W	T	F	S	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
						31

December

31 Monday
Rob Drase 20.00 - 4 AM
Ian Meller 9 - 4 AM
Rob Davis 20.00 - 4 pm
Niko 9 pm - 4 pm.

Holiday (UK, Republic of Ireland, USA, Canada, Australia)
New Year's Day

January 2013

Tuesday

Holiday (Scotland)

2 Wednesday

Ian Meller 9 - 130

3 Thursday

January

4 Friday
Rob Drase 20.00
Rob Davis 20.00
Danna 2:00

Birthday of Guru Gobind Singh ji (Sikh)

5 Saturday

Rob Drase 20.00
Rob Davis 20.00
Danna Roberts 20.00

Epiphany

6 Sunday

January 2013

M	T	W	T	F	S	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

Notes

Monday

Rob Davies. 20.00
Penne Roberts 20.00
Rob Drage. 20.00

8

Tuesday

Penne Roberts. 20.00
Rob Davies. 20.00
Rob Drage 20.00

9

Wednesday

Kari Meior 9. 1.30

10

Thursday

January 2013						
M	T	W	T	F	S	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

Note

January

January

14
Monday

15
Tuesday

16
Wednesday

Karl Meier
9-130

17
Thursday

January

18
Friday

19
Saturday

20
Sunday

Notes

January 2013

M	T	W	T	F	S	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

Martin Luther King, Jr. Day Holiday (USA)

Monday

22

Tuesday

K. J. Mellor

8-130

23

Wednesday

Holocaust Memorial Day

27
Sunday

24

Thursday

Milad Al-Nabi (Prophet's Birthday - Islamic)

Notes

Rob Davis 20.00

Rob Drase 20.00

Rob Drase 20.00

Rob Davis 20.00

Mark Pan Kiw 20.00

January 2013

M	T	W	T	F	S	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

January

28

Monday

Australia Day Holiday (Australia)

29

Tuesday

30

Wednesday

Kari Mellor

8.00 / 1.30

~~Martin Wilson 20:00~~

31

Thursday

February

Rob Drase 20:00
Martin Wilson 20:00
Donna Roberts 20:00

Masha Hilbert 20:00
Rob Drase 20:00
Donna Roberts 20:00

February 2013

M	T	W	T	F	S	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28			

Notes

4 Monday

Rob Orage 20.00
 Mark Penlin 20.00
 Dona Roberts 20.00


8 Friday

5 Tuesday

Donna Roberts 20.00
 Rob Orage 20.00
 Niko 20.00

6 Saturday

6 Wednesday

William 0158
 09.00 - 01.30


Chinese New Year

7 Thursday

Notes

February 2013

M	T	W	T	F	S	S
			1	2	3	
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28			

February

February

11
Monday

Chinese New Year

Donna Roberts 20.00
 Rob Drage 20.00
 MARTIN HILSON 20.00

15
Friday

12
Tuesday

Shrove Tuesday
Chinese New Year

Donna Roberts 20.00
 Amy Selby 20.00
 Rob Drage 20.00

16
Saturday

13
Wednesday

C Williams
8907

89.00 - 01.30

Ash Wednesday

17
Sunday

14
Thursday

St Valentine

Notes

February 2013

M	T	W	T	F	S	S
			1	2	3	
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28			

February

February

18 Monday

Presidents' Day Holiday (USA)

P. Davison 20.00

22 FEBRUARY

Rob Daise 20.00

Danna Roberts 20.00

19 Tuesday

Rob DAVIS 20.00

Rob Daise 20.00

Danna Roberts 20.00

20 Wednesday

C. Williams

09. - 01-39

8907

C. Williams

21 Thursday

Notes

February 2013

M	T	W	T	F	S	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28			

February

25
Monday

St David (Wales)

26
Tuesday

27
Wednesday

C Williams
09.00 - 02.30
8907



28
Thursday

March

Rob Davies 20.00 - 02.30 Friday

Jeff Morgan 20.00 - 02.30

Donna Roberts 20.00 - 2.30

Rob Davies 20.00 - 2.30 Saturday

Jeff Morgan 20.00 - 2.30

Amy Selby 20.00 - 2.30

St David

Notes

March 2013

M	T	W	T	F	S	S
			1	2	3	
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

4 Monday

Donna Roberts. 20.00
Rob Drage 20.00
Rob Davis 20.00

5 Tuesday

Rob Davis. 20.00
Rob Drage 20.00
Donna Roberts 20.00

6 Wednesday

C. Williams
09.00 - 01.30
8907

7 Thursday

Saturday

Mothers' Sunday (UK, Republic of Ireland)
Daylight Saving Time begins (USA)

March 2013

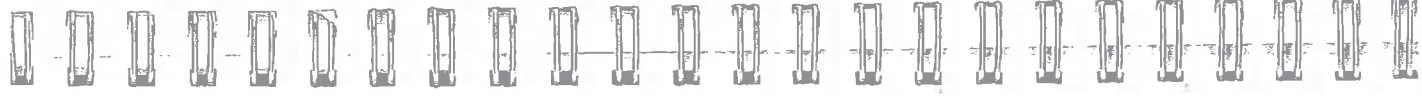
M	T	W	T	F	S	S
			1	2	3	
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

Notes

March

11
Monday

Commonwealth Day



Donna Roberts 0800
Geoff McGraw 0800 pm
Rob Prase 20.00

12
Tuesday

Geoff McGraw 20.00
Donna Roberts 2000
Rob Prase 20.00

13
Wednesday

C. Williams
8907
09-01-30
CWR

St Patrick (Ireland)

14
Thursday

March

15
Friday

16
Saturday

17
Sunday

Notes

March 2013

M	T	W	T	F	S	S
			1	2	3	
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

March

March

18
Monday

Holiday (Northern Ireland, Republic of Ireland)

Donna Roberts 20.00
Rob Drage 20.00
Geoff McGraw 20.00

19
Tuesday

Donna Roberts 20.00
Rob Davis 20.00
Rob Drage 20.00

20
Wednesday

C. Williams
8907
08.00 - 01.30
[Signature]

Vernal Equinox

Palm Sunday

21
Thursday

Navr-Rúz (Baird)

March 2013

M	T	W	T	F	S	S
			1	2	3	
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

March

25
Monday

Good Friday
Holiday (UK, Canada, Australia)

Donna Roberts
Geoff McEwan 20.00
Rob Drase 20.00

26
Tuesday

Jewish Passover

Easter Saturday Holiday (Australia)

Donna Roberts 20.00
Geoff McEwan 20.00
Rob Drase 20.00

27
Wednesday

Holi (Hindu)

Easter Day
British Summer Time begins

Rob Davies 21.00
Geoff McEwan 21.00

28
Thursday

Mundy Thursday

Notes

March 2013

M	T	W	T	F	S	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

Holiday (UK, Republic of Ireland, Canada, Australia)

1 Monday

Donna Roberts 20:00
Rob Davy 20:00
Rob Drage 20:00

2 Tuesday

Rob Drage 20:00
Rob Davy 20:00
Dinner Roberts 20:00

Saturday

3 Wednesday

C. Williams
8907
09-01-00
[Signature]

4 Thursday

Notes

April 2013

M	T	W	T	F	S	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

APR 11

3 Monday

Donna Roberts 20:00
Rob Dantes 20:00
Geoff McGraw 20:00

9 Tuesday

Rob Davies 20:00
~~Geoff McGraw~~ 20:00

10 Wednesday

C. Williams
9907
0900 - 01:30
[Signature]

11 Thursday

Donna Roberts 20:00

14 Sunday

Notes:

April 2013

M	T	W	T	F	S	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

15

Monday

Rob Drage 20:00
 Rob Davis 20:00
 Donna Roberts 20:00

April

19

Friday

16

Tuesday

R. Davies 20:00
 Rob Drage 20:00
 Donna Roberts 20:00

20

Saturday

17

Wednesday

C Williams
 8:07
 8:00 - 8:30

First day of Rieván (Bahá'í)

21

Sunday

18

Thursday

Notes

April 2013

M	T	W	T	F	S	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

April

April

22
Monday

Rob Drage 20:00
Mark PANKIW 20:00
Donna Roberts 20:00

23
Tuesday

Rob Drage 20:00
Rob Davis 20:00
Donna Roberts 20:00

24
Wednesday

C. Williams
8907
05:00 - 01:30
[Signature]

25
Thursday

Anzac Day Holiday (Australia)

April 2013

M	T	W	T	F	S	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

Notes

19 Monday

May

Friday

Rob Drage 20.00
Rob DAVIS 20.00
Mark Pankiw

30 Tuesday

Saturday

Martin Hilson 20.00
MARK PANKIW 20.00
Rob Drage 20.00

May

1 Wednesday

Sunday

Rob Davis 20.00
Rob Drage 20.00

2 Thursday

Notes

May 2013

M	T	W	T	F	S	S
	1	2	3	4	5	
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

May

May

6 Monday

May Day Holiday (UK, Republic of Ireland)

Rob Dreyse 20.00
Rob DAVIS 20.00
MARK P 20.00

7 Tuesday

MARK P. 20.00
Rob Dreyse 20.00

8 Wednesday

C. Williams
8907
09.09 - 01.30

World Red Cross Day

9 Thursday

Ascension Day

May 2013

M	T	W	T	F	S	S
	1	2	3	4	5	
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

Notes

May

13
Monday

May


MARK PANKIW 2000
Rob Davies 2000
Beanie 2000

14
Tuesday

18
Saturday

SARAH TETAKU 20.00
Amy Selby 20.00

15
Wednesday

C. Williams
8907
09.00 - 01.30


Shavuot (Jewish Pentecost)

Whit Sunday - Pentecost

16
Thursday

Notes

May 2013

M	T	W	T	F	S	S
	1	2	3	4	5	
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

Monday

20
Monday

Victoria Day Holiday (Canada)

May

24
Friday

Rob Davis 20:00
Rob Drage 20:00
Mark Palin 20:00

21
Tuesday

Wesak Day (Buddhist)

25
Saturday

Rob Davis 3pm
Rob Drage 7pm
Mark Palin 4pm
CALL 8pm

Police Surber
Rob at 8pm

22
Wednesday

C. Williams
8:07
08:00 - 01:30

26
Sunday

Rob Davis 3pm
Rob Drage 3pm
Mark Palin 3pm

23
Thursday

Notes

May 2013

M	T	W	T	F	S	S
	1	2	3	4	5	
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

May

27
Monday

Rob David 20.00
Rob Drage 20.00

Spring Holiday (UK)
Memorial Day Holiday (USA)

28
Tuesday

MARK PANKI W 2000 June
Rob Davies 2000
MIKE 2000

29
Wednesday

C. Williams
8907
09:00 - 01:30

30
Thursday

Corpus Christi

May

Rob David 20.00
Rob Drage 20.00
Amy Selby 20.00

Notes

June 2013

M	T	W	T	F	S	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

June

June

3

Monday

Holiday (Republic of Ireland)

7

Friday

Amy Selby 20.00
Rob Davis 20.00
Rob Drage 20.00

4

Tuesday

ASHLEY ROBSON 20.00
0130 0145 4347 2299
Rob Drage 20.00

8

Saturday

Rob Davids 20.00

5

Wednesday

C. Williams
8907
09.00 - 01.30

9

Sunday

Thursday

Notes

June 2013

M	T	W	T	F	S	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

June

June

10

Monday

Queen's Birthday Holiday (Australia)

Rob David 20.00

14 Friday

Rob Drage 20.00

Amy Selby 20.00

11

Tuesday

Amy Selby 20.00

15 Saturday

Rob Davis

Rob Drage

12

Wednesday

C. Williams
8907

0100-91.30

Father's Day (UK, Republic of Ireland, USA, Canada)
Martyrdom of Guru Arjan Dev Ji (Sikh)

16

13

Thursday

June 2013

M	T	W	T	F	S	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

Notes

June

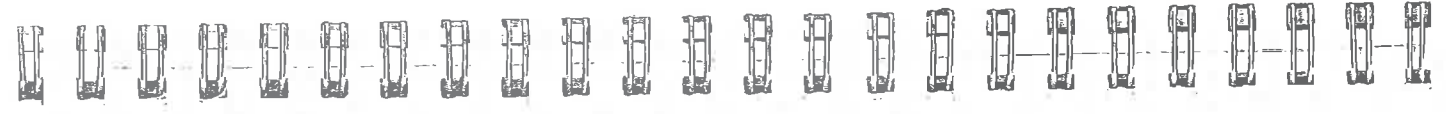
Res Dairies 20.00
Res Dreye 20.00
Amy Selby 20.00

22
Saturday

23
Sunday

Notes

Longest Day



June 2013						
M	T	W	T	F	S	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

June

17
Monday

18
Tuesday

C. Williams
8907

19
Wednesday

09.00 - 01.30

20
Thursday

June

24
Monday

BEANIE 2000
ROB.D 2000
MARK.P 2000

25
Tuesday

Armed Forces Day (UK)

Rob. Dreye - 20.00
Rob. D 20.00
Mark P. 20.00

26
Wednesday

27
Thursday

27
Thursday

Notes

June 2013

M	T	W	T	F	S	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30

JULY

July

R. Davis 2000
R. Drye 2000
M. Pankw 2000

M. Pankw 2000
R. Davis 2000
R. Drye 2000

C. Williams
8907
09-00 - 01-30
[Signature]

Canada Day Holiday (Canada)

Independence Day Holiday (USA)

1 Monday

2 Tuesday

3 Wednesday

4 Thursday

5 Today

6 Saturday

7 Sunday

Notes

July 2013

M	T	W	T	F	S	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

Monday

Holiday (Northern Ireland)

Rob Davis 20.00
 Rob Dwyer 20.00
 Mark Pankin 20.00

2

Tuesday

1st of Ramadan (Islamic)

Mark Pankin 2000
 ROB 2000
 Bonnie 2000

10

Wednesday

C. Williams
 8907

09.00 - 01.30



11

Thursday

14
 Sunday

Notes:

July 2013

M	T	W	T	F	S	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

JULY

12

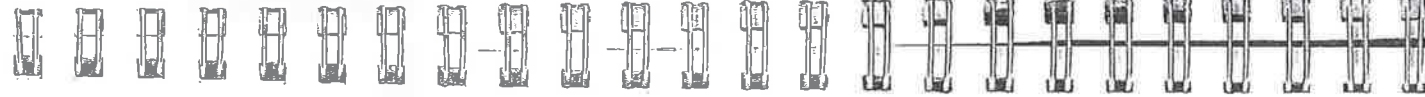
13
 Saturday

JULY

15

Monday

St Swithin



16

Tuesday

17

Wednesday

C. Williams

8907

09.00 - 01.30

18

Thursday

JULY

19

Friday

20

Saturday

21

Sunday

Notes

July 2013

M	T	W	T	F	S	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

SECTION 7

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

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 this 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.

You may wish to keep a copy of the completed form for your records.

I SGT 4037 DAVID WRIGHT

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description ALBION INN 99 HIGH STREET	
Post town NEWCASTLE-UNDER-LYME	Post code (if known) ST5 1PS

Name of premises licence holder or club holding club premises certificate (if known) NIGEL WOOLLISCROFT

Number of premises licence or club premises certificate (if known) PL0195

Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
- a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick yes

Current postal
address if
different from
premises
address

Post town

Post Code

Daytime contact telephone number

E-mail address
(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address SGT 4037 David Wright Northern Licensing Unit Stoke Police Station Boothan Road Stoke-on-Trent Staffordshire ST4 4AH
Telephone number (if any) 01785 232840
E-mail address (optional) david.wright@staffordshire.pnn.police.uk

This application to review relates to the following licensing objective(s)

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | <input type="checkbox"/> |
| 3) the prevention of public nuisance | <input type="checkbox"/> |
| 4) the protection of children from harm | <input checked="" type="checkbox"/> |

Please state the ground(s) for review (please read guidance note 1)

The Premise has been the subject of a compliance check operation on Friday 28th June 2013, where a young person was sent into the premise to see if they could purchase alcohol. Alcoholic drinks were sold by a member of staff at the premise to a volunteer aged fifteen years old.

In Interview the seller stated that they had received in-house training by the Manager in March 2013. This was in person and the training was in the form of a company scheme.

On the 5th July 2013 Police attended the premises and requested training records, to which the Manager states that there were no training records and they do not do staff training.

The subsequent enquiry revealed that by allowing the volunteer into the venue when the check took place, the operator was not complying with a condition on the current Premises Licence, which prohibits entry to the venue after 2200hrs to persons under the age of 21.

The person making the sale has now been issued with a fixed penalty notice.

The Police believe that in light of this the Premise Licence Holder and Designated Premises Supervisor (DPS) have failed in their obligation in relation to the promotion of the licensing objectives in the areas of Prevention of Crime and Disorder and the Protection of Children from Harm, and we believe a Review of the Premises Licence is necessary in the circumstances.

Please provide as much information as possible to support the application
(please read guidance note 2)

Attached to this Review document are a number of sections which contain information upon which the Police will seek to use as part of their evidence in relation to this Review application. The sections are detailed as follows:-

Section 1 contains statements from Police Officers detailing the sale of alcohol to the under age volunteers at the licensed premises on 28th June 2013

Section 2 contains summarised record of interview with the person who made the sale of alcohol to the under age volunteer on 28th June 2013

Section 3 contains an example of a date of birth check form.

Section 4 contains a copy of the review of the Premises Licence for the Old Brown Jug, 41 Bridge Street, Newcastle-under-Lyme.

On Friday 28th June 2013 Police Officers carried out a compliance check on venues within Newcastle Town Centre specifically in relation to sales of alcohol to children under the age of eighteen.

Two juvenile volunteers assisted the Police in relation to these checks and they were aged fifteen years and sixteen years old.

The volunteers were photographed prior to the operation. The volunteers were chosen because, in the view of the Police Officers participating in the exercise, they have the typical appearance of a child of their age. This can be corroborated significantly by the fact that on the night thirteen public houses were tested on the operation and only four premises sold to the volunteers.

The fact that nine premises refused to sell gives a clear indication that the volunteers clearly did not look their age.

In relation to this venue a fifteen year old volunteer walked into the venue with a plain clothes Police Officer, the volunteer was not challenged by door staff, paid £2.00 to gain entry and was then served alcoholic drinks at the bar again without challenge. No training records from the venue could be produced to the officers attending. The Police Officer inside the premises asked the seller if the Manager or supervisor was around, to which they replied that there was no one in charge. The Officer then asked what they did if there was a problem or issue, to which they replied, whilst pointing in the direction of the front door, that they usually get one of them to sort it out.

On the 5th July 2013 at 23:58hrs a Police Officer attended the premises, spoke to the Manager in charge and asked for any training records of the staff. The Manager advised that there were no training records at the premises and that they do not do staff training.

The Premises Licence Holder at this venue is also the Premises Licence Holder at the Old Brown Jug, 41 Bridge Street, Newcastle. That venue is subject to a review which also relates to under age sale of alcohol and breaches of conditions on the Premises Licence.

The Police request that the Committee consider the full range of their powers in this case and consider revocation of the Premises Licence, however if revocation is not considered appropriate the Police would respectfully request that the Licensing Sub-Committee consider adding, as a minimum, the following conditions to the current

Premises Licence:-

To replace the conditions currently listed on the Premises Licence under Annex 4 i) a) with:-

1. The premises must adopt the 'challenge 25 scheme' to tackle underage sales. All staff must be fully trained in its use before being allowed to sell alcohol and a record is to be kept of staff training in relation to the 'challenge 25 scheme'.
2. The Designated Premises Supervisor (DPS) should ensure that all staff training must be refreshed at least every two calendar months.
3. Both initial and subsequent refresher training in relation to the sale of alcohol will contain a written test to be undertaken by the staff member and this record must be signed and dated by both the member of staff and the Designated Premises Supervisor.
4. All records of staff training, including written tests must be kept fully updated at all times and held at the licensed premises These records must be made available immediately to Police Officers, Police Licensing Officers or Trading Standards Officers upon request.
5. A refusals book must be held at the premises and contain details of the time and date of any sales that are refused in relation to persons that are under age. The book must also contain details of the staff member refusing the sale. This book must be checked on a monthly basis by the Designated Premises Supervisor or Duty Manager and endorsed accordingly by the DPS or Duty Manager signing the book with the time and date of inspection.
6. Persons purchasing alcoholic drinks who appear to be under the age of 25 must be required to produce proof of age by way of a proof of age card accredited under the Proof of Age Standards Scheme (PASS) or if a proof of age card is not available a genuine photo driving licence or passport.
7. At each till there will be placed a date of birth check card (as shown in Section 4) which will be kept updated at all times with the current date at which a person must be born before to be aged 18 or over.

OR

A till prompt must be in place at all times at the point of sale which reminds staff of proof of age requirement and needs to be overridden by the operator once the age has been checked.

8. At the entrance to the premise and at the till area there will be a UV light positioned to allow the Door Staff and bar staff to check the validity of identity documents. The lights will be operational at all times when the premise is open to the public.

To amend condition Annex (4) (2):-

9. On Friday and Saturday evenings 2 SIA Door Supervisors will be provided from 20:00 hours with a further 2 SIA Door Supervisors provided from 22:30 hours until the premise closes. From 20:00 hours on these days 1 of the Door Supervisors will be deployed outside the venue at the entrance door and this member of Door Staff must remain outside until after the admission of the last customer. The Door Supervisor in this position will proactively check ages and identification of persons

prior to entry to the venue.

And to add the following conditions relating to Door Staff:-

10. All Door Staff should be familiar with the acceptable forms of identification and be familiar with genuine documents and how to identify fake documentation.

11. All Door Staff to wear high visibility jacket when on duty at the premise and these jackets to have printed upon them appropriate wording to identify that they are security staff at the venue. (Black jackets or similar with reflective strips are not considered to be high visibility)

12. A written record shall be kept on the premises by the Designated Premises Supervisor of every person employed on the premises as a door supervisor in a register kept for that purpose. That record shall contain the following details:

- The Door Supervisors name, date of birth and home address
- His/her security Authority licence number
- The time, date he/she starts and finishes duty
- Each entry shall be signed by the door supervisor

That register shall be kept fully updated at all times at remain at the licensed premise and be available for inspection immediately upon demand by an Authorised officer of the Council, the Security Industry Authority or a Police Constable when they are used for a licensable activity.

We believe that serious consideration needs to be given by the Licensing Sub Committee with a view to imposing the new and updated conditions on the Premises Licence, which are felt to be appropriate and proportionate to deal with the issue of sales of alcohol to persons under the age of eighteen which have taken place at the venue.

Should the conditions be attached and implemented fully, Staffordshire Police believe that the licensing objectives relative to prevention of crime and disorder and protection of children from harm are likely to be met.

Please tick yes

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

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If you have made representations before relating to this premises please state what they were and when you made them

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature

.....

Date

.....

Capacity Northern Licensing Manager.

.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

SECTION 1

WITNESS STATEMENT

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

URN

21			
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Statement of: **Gareth James Ewart**

Age **Over 18**

Occupation

Special 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 in it anything which I know to be false, or do not believe to be true.

Signature Date: 29/6/13

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

I am a Special Constable based with the Northern Licensing Unit of Staffordshire Police.

On Friday the 28th June 2013 I was on Operation Sangria 4 of 2013 this was an operation relating to the enforcement of the Licensing act 2003 specifically in relation to under age sales of alcohol to children. Two juvenile volunteers were used in this operation along with other plain clothes police officers.

At approximately 19:00hrs on the same day the operation commenced.

At approximately 23:30hrs I entered The Albion public house on High Street, Newcastle-under-Lyme, Staffordshire with one juvenile volunteer

Entered the premise, walking past two door supervisors who did not ask myself or [redacted] for any ID. We then each paid £2.00 to gain full entry to the premise.

Myself and the volunteer walked up to the bar. The volunteer asked a female behind the bar, who I now know to be [redacted] b. [redacted], for two bottles of Budweiser.

[redacted] turned to the fridge behind her and retrieved two bottles of the requested drink.

[redacted] handed [redacted] two £5 notes. [redacted] took the note and put it into the till.

[redacted] handed [redacted] the requested drinks and the change from the purchase.

The volunteer exited the premise and I identified myself as a police officer.

Whilst waiting for one of my colleagues to arrive I asked [redacted], 'Is the manager or supervisor around.'

[redacted] replied, 'No there is no one in charge here.'

I then asked, 'Well what do you do if there is a problem or issue?'

[redacted] replied, whilst pointing in the vague direction of the front door, 'We usually get one of them to sort it out.'

Not long after initially speaking to [redacted] and whilst still awaiting the arrival of one of my colleagues I was approached by one of the door supervisors.

He asked me in a very short and abrupt manner, 'What's gone on here?'

Signature: Signature Witnessed by:

Continuation of Statement of: **Gareth James Ewart**

I advised him that an underage test purchase operation was ongoing and that the sale of alcohol to an underage person had taken place in the premise.

The door supervisor then demanded, 'Well where is she now?'

I explained that for her own safety she had left the premise. At this point the door supervisor returned to the main doorway.

I waited in the premise with _____ until S/Sgt 16836 Hall entered the premise. I identified _____ to S/Sgt Hall and I then exited the premise.

Signature:

Signature Witnessed by:

WITNESS STATEMENT

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

URN

21			
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Statement of: **Dawn Hall 16836**

Age **Over 18**

Occupation: **Special Sgt**

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: **29/06/2013**

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

I am a Special Sgt with Staffordshire Police currently stationed at Longton police station. I am currently serving as a Divisional Licensing Officer with responsibility for on and off licence premises across the North of Staffordshire.

On Friday 28th June 2013 I was on duty in plain clothes with other officers and was taking part in an operation relating to the enforcement of the Licensing act 2003 specifically in relation to under age sales of alcohol to children. Two juvenile volunteers were used in this operation along with other plain clothes police officers and a Trading Standards Officer

At approx 23.45 on Friday 28th June 2013 I attended The Albion licensed premise on High Street, Newcastle Under Lyme. Upon arrival SC 16924 EWART identified the person responsible for selling the alcohol to the underage volunteer to me who I now know to be DOB

At 23.50 hrs I commenced a contemporaneous interview with which concluded at 00.20 hrs. I now produce this as evidence exhibit (DLH01)

Signature: Signature Witnessed by:

SECTION 2

RECORD OF INTERVIEW

Contemporaneous Notes SELLER ON LICENCE

D.O.B

Person interviewed

Place of interview: THE ALBION NEWCASTLE UNDER LYNE

Home Address:

Police Exhibit No: DLH01

Number of pages: 11

Signature of interviewing officer producing Exhibit

Telephone number: Record Overleaf

Date of interview: 28/06/2013

Time commenced: 23-50

Time concluded: 00:20

Interviewing Officer(s): SSGT HALL 16836

Other persons present: ST STAPLES 8391

Tape Counter Time	Person Speaking	Text
0000		CAUTION (All cases).
	Q	I wish to ask you some questions, but before I do I must caution you that you do not have to say anything, but it may harm your defence if you do not mention when questioned, something which you later rely on in court. Anything you do say may be given in evidence
	R	I UNDERSTAND
		Interviewee to sign:
	Q	*NON-POLICE PREMISES ONLY (Delete Section & initial if not appropriate). I must also tell you that you are not under arrest and you are free to terminate this interview at any time. In addition, you are entitled to obtain independent legal advice either now or at any time during the interview. Do you understand?
	R	YES
		Interviewee to sign:
	Q	Do you wish to exercise any of these rights?

Signature(s):
(Contemporaneous notes only)

◆ Not relevant for contemporaneous notes

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Continuation Sheet No ...2....

Person interviewed.. ..

Tape Counter Time	Person Speaking	Text
	R	NO
		Interviewee to sign:
		* POLICE PREMISES ONLY (Delete & initial if not appropriate).
	Q	I must tell you also that you are not under arrest and not obliged to remain at the police station. You are entitled to obtain free and independent legal advice either now or at any time during the interview. The interview can be delayed for you to obtain legal advice if you wish. Do you wish to exercise any of these rights?
	R	N/A
		Interviewee to sign: :
	Q	You may, if you wish, speak to a solicitor on the telephone. Do you wish to do this?
	R	NO
		Interviewee to sign:
	Q	What are your reasons for not wanting legal advice?
	R	I WOULD RATHER BE CO-OPERATIVE
		Interviewee to sign:
	Q	Are you an employee and what is your role?
	R	BARSTAFF AT THE ALBION
	Q	If not, what is your position within the Company?

Signature(s):
(Contemporaneous notes only)

◆ Not relevant for contemporaneous notes

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Continuation Sheet No ...3....

Person interviewed,

Tape Counter Time	Person Speaking	Text
	R	N/A
	Q	How many hours a week do you work?
	R	8-10
	Q	How long have you worked here?
	R	2 YEARS
	Q	Have you worked selling alcohol before?
	R	NO
	Q	Police officers and Trading Standards Officers entered this premises with young persons who are ¹⁴years of age. They purchased <u>2 BOTTLES OF BUDWEISER</u> You have been identified as being the seller from these premises. I am now showing you Exhibit Number <u>GRO17 GRO16</u> Do you recall selling this item?
	R	YES
	Q	Can you please tell me what the product is?
	R	2 BUDWEISER
	Q	Looking at this item I believe it to be an alcoholic drink. Do you agree?

Signature(s): ...
(Contemporaneous notes only)

◆ Not relevant for contemporaneous notes

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Continuation Sheet No ...4....

Person interviewed.....

Tape Counter Time	Person Speaking	Text
	R	YES
	Q	Do you remember the person who purchased this item.
	R	YES
	Q	I am now showing you a photograph of the person who purchased the product (ExhibitA203.....). Can you confirm it is the same person you thought purchased it?
	R	YES
	Q	At the time you sold the item to that person, how old did you think they were?
	R	18 OR 19
	Q	Did you consider asking for any proof of age identification from this person?
	R	NO
	Q	The police officers and the Trading Standards Officers who accompanied the volunteer purchaser witnessed the fact that you did not ask the person their age or ask for identification. Why was this?
	R	BECAUSE I ASSUMED THAT THE PERSON WAS OF AGE AND I WAS QUITE BUSY ON THE BAR AND I WASN'T CONCENTRATING.
	Q	What sort of premises is this and what does it sell?
	R	A PUB AND IT SELLS ALCOHOL

Signature(s):
(Contemporaneous notes only)

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Continuation Sheet No ...5....

Person interviewed.....

Tape Counter Time	Person Speaking	Text
	Q	What is the age that a person can legally purchase alcohol in licensed premises?
	R	18
	Q	Are you aware that it is an offence to sell intoxicating liquor to a person under the age of eighteen?
	R	YES
	Q	What training have you had in respect of selling alcohol and the age limits at which persons can buy it?
	R	I HAD IN HOUSE TRAINING
	Q	When did you last receive any training in underage sales?
	R	MARCH 2013
	Q	Who provided the last training you had?
	R	MY MANAGER
	Q	How was your training delivered, was it in person or were you given a book to read yourself?
	R	IN PERSON

Signature(s):
(Contemporaneous notes only)

◆ Not relevant for contemporaneous notes

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Continuation Sheet No ...6....

Person interviewed.....

Tape Counter Time	Person Speaking	Text
	Q	Was it explained to you how to deal with underage sales, what to look for and what to ask for?
	R	YES
	Q	If you have undertaken training, was it a "Challenge 21/" "Knock Back" or a Company Scheme?
	R	COMPANY SCHEME
	Q	What age was it suggested that someone should be to buy alcohol without having to show ID.
	R	ANYONE WHO DIDNT LOOK OF AGE
	Q	If they are supposed to be 21 years old the volunteers don't look that old and you state that they appeared to be18-19..... years old, why did you not consider asking for ID in line with your training?
	R	PEOPLE GET ID'D ON THE DOOR SO I DONT FEEL THE NEED TO ASK FOR ID.
	Q	Do you have any documentary proof of the training you have received?
	R	I DONT THINK SO
	Q	Produce records of training to interviewee and ask...

Signature(s): ...
(Contemporaneous notes only)

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Continuation Sheet No ...7....

Person interviewed.....

Tape Counter Time	Person Speaking	Text
	R	Did you receive the training that is shown here? N/A
	Q	Are the signatures on these training records your signatures?
	R	N/A
	Q	Do you agree that by signing these documents you are accepting that you have received the training that the document relates to?
	R	N/A
	Q	Are you aware of any signs regarding age restrictions for alcohol sales being displayed in the premises?
	R	THERE'S ONE IN THE DOORWAY AT THE ENTRANCE
	Q	Do you have a refusals register?
	R	I DON'T KNOW
	Q	When was the last time you made an entry in this register?
	R	NEVER
	Q	Who is the Designated Premises Supervisor of the premises?

Signature(s):
(Contemporaneous notes only)

◆ Not relevant for contemporaneous notes

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Continuation Sheet No ... 8....

Person interviewed.....

Tape Counter Time	Person Speaking	Text
	R	NIGEL WOOLSCROFT FROM THE OLD BROWN JUG,
	Q	How often do you see the Designated Premises Supervisor at the premises?
	R	ONCE A WEEK
	Q	Where was the Designated Premises Supervisor at the time of the sale?
	R	HE WAS PROBABLY AT THE OLD BROWN JUG.
	Q	The drink that was purchased by the underage person, how much does that cost?
	R	£3.50 EACH
	Q	At the time the volunteers were in the premises how many other customers were in the premises?
	R	ABOUT 35
	Q	How many members of staff were working at the time?
	R	6
<p>ANY FURTHER QUESTIONS SHOULD BE RECORDED HERE. IF THERE ARE NO FURTHER QUESTIONS THEN STRIKE OUT THE BLANK SPACE AND GO TO LAST COMMENT.</p>		

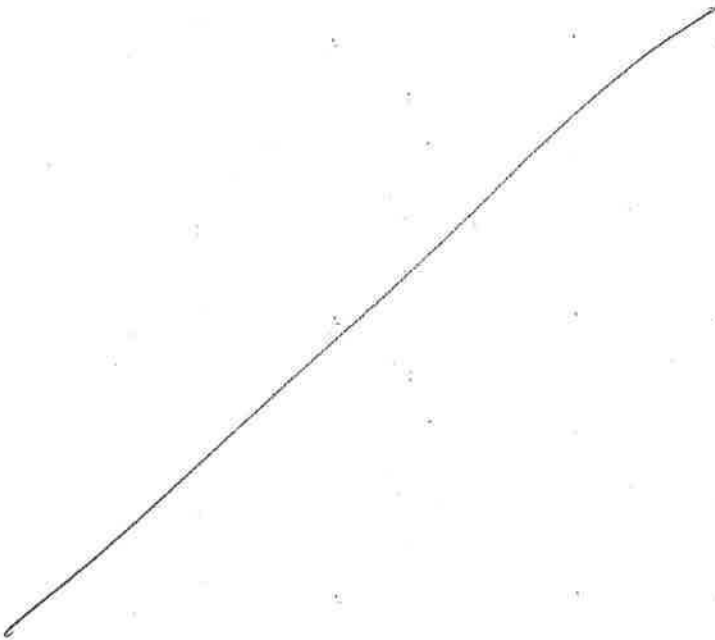
Signature(s): ...
(Contemporaneous notes only)

◆ Not relevant for contemporaneous notes

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Continuation Sheet No ...9....

Person interviewed.....

Tape Counter Time	Person Speaking	Text
		
	Q	Is there anything you wish to add or clarify?
	R	FROM NOW ON I WILL T.O EVERYONE THAT COMES IN.
		DO NOT REPORT FOR SUMMONS IF ALL ENQUIRIES NOT COMPLETE!!
	Q	You will be reported for the offence of selling alcohol to a person under the age of

Signature(s): ...
(Contemporaneous notes only)

◆ Not relevant for contemporaneous notes

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Continuation Sheet No ...10...

Person interviewed.....

Tape Counter Time	Person Speaking	Text
	R	<p>eighteen and any other offences disclosed. You do not have to say anything, but it may harm your defence if you do not mention when questioned, something which you later rely on in court. Anything you do say may be given in evidence. Do you understand?</p> <p><i>YES</i></p> <p>I have read this interview and confirm that it is a true and accurate account of the interview.</p> <p>Signature of interviewee: ...</p>

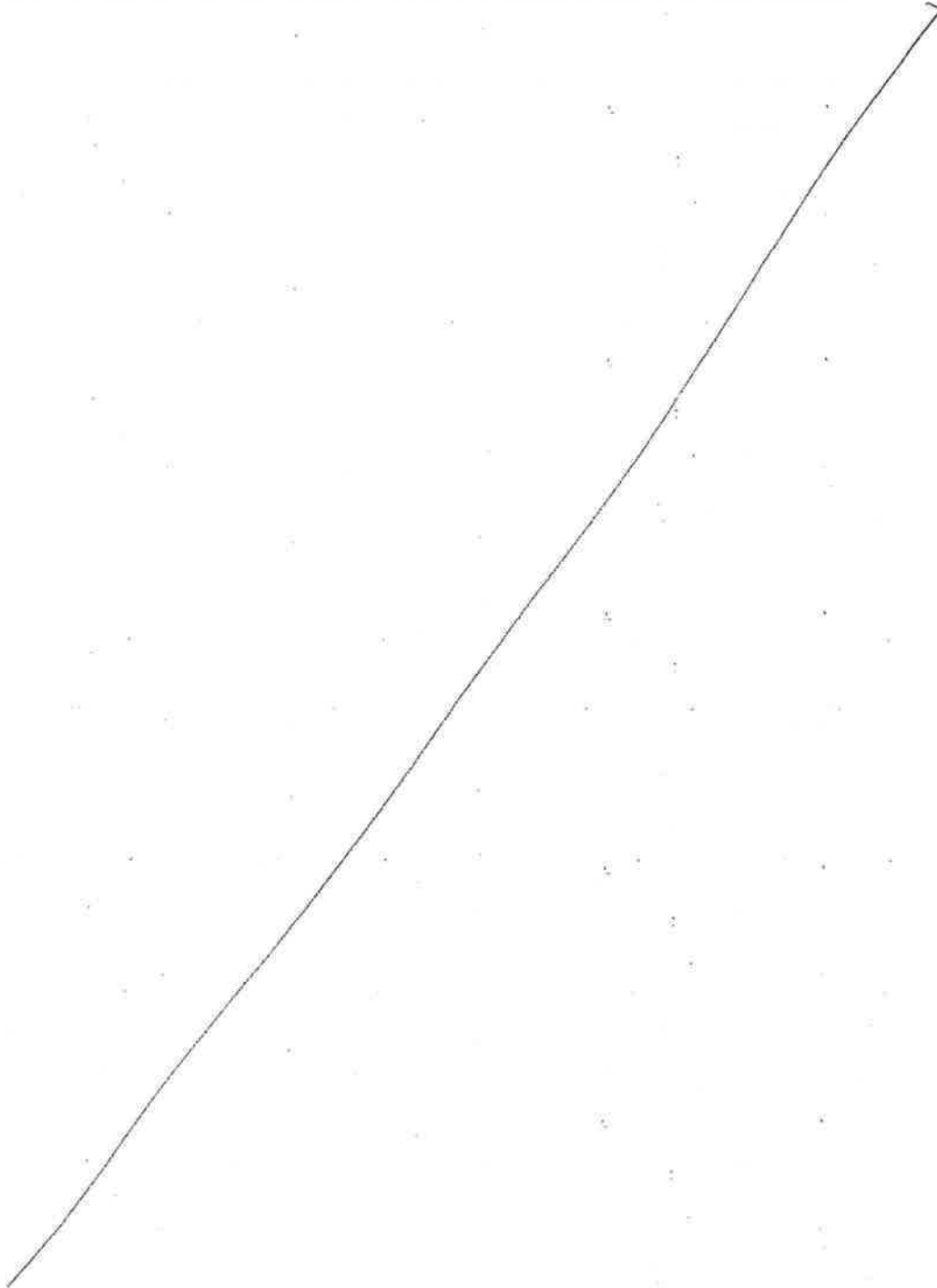
Signature(s):
(Contemporaneous notes only)

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Person interviewed.....:

Continuation Sheet No ...11...

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Signature(s):
(Contemporaneous notes only)

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SECTION 3

A PERSON MUST BE
BORN BEFORE THIS
DATE TO BE AGED
OVER 18 YEARS OLD

— — / — — / — —