CHICHESTER DISTRICT COUNCIL

THE LICENSING ACT 2003 (HEARINGS) (AMENDMENT) REGULATIONS 2005

LICENSING & GAMBLING ACTS SUB-COMMITTEE PROTOCOL AND PROCEDURE NOTE – REVIEWS

A. PROTOCOL

1. The Notice of Meeting

(a) The Notice of Sub-Committee meeting issued by the Council shall be accompanied by the following: -

(i) A report of the Licensing Manager which shall include

(a) Conditions the Licensing Manager considers relevant in the event that the application is granted.

(b) Any matters which in his opinion require clarification.

(c) Observations on the application in relation to the Licensing Objectives, National Guidance and local policy.

(ii) Where relevant, the notices which have been given by the applicant and other parties under the Act.

(b) The Notice of Meeting shall be served upon:

(i) the applicant (together with copies of relevant representations under the Act).

(ii) persons who have made relevant representations under the Act.

(iii) where appropriate the Chief Officer of Police who has given notice under the Act.

2. Appearances and Submissions

(a) **Constitution of the Sub Committee**

A Member of the Ward in which the premises are located and is the subject of an application shall not be a Member of the Sub Committee determining such application.

(b) **Parties entitled to appear**

In accordance with the Licensing Act 2003 (Hearings) (Amendment) Regulations 2005 any person making relevant representations, the applicant and the Licensing Manager may attend the hearing and may be assisted or represented by any person whether or not the person is legally qualified.

(c) **At the Hearing**

Any party shall be entitled to: -

(i) respond to any point in support of their application or representation which the licensing authority (the authority) has given notice that it may require further clarification on;

(ii) normally to put questions to any other party; and

(iii) address the Sub-Committee

(d) **Consequences of non-attendance**

(i) The Sub-Committee will normally proceed with a hearing where a party has informed the authority that it does not intend to attend or be represented at the hearing.

(ii) Where a party has not so indicated but fails to attend or to be represented at the hearing the Sub-Committee may, at its discretion, where it is considered necessary in the public interest, adjourn the hearing to a later date or hold the hearing in the party's absence subject to, (in the latter case), the Sub-Committee considering the application or representations made by the absent party.

(e) **Submissions to the Sub Committee**

(i) Subject to each party being given an equal maximum time the Sub-Committee may, at its discretion, where it considers appropriate in the public interest, advise parties that it will impose a time limit on speeches or submissions to be made to it.

(ii) The Sub-Committee may, at its discretion, request that where a number of relevant representations repeat or in substance repeat a representation, that a representative of those making such representations make submissions to it on behalf of the other parties.

(iii) The production of draft conditions by the Licensing Officer shall not be construed as influencing the Sub-Committee in advance

of hearing representations and are produced for administrative convenience in the event that, following formal determination of the application, the Sub-Committee considers it appropriate to grant consent but with such conditions as it may consider appropriate.

(iv) The Sub-Committee shall not have regard to any information first produced by a party at the hearing without first obtaining the consent of other parties present at the hearing.

(f) **Conduct at the Hearing**

(i) The Sub-Committee may, at its discretion, require a person to leave the hearing and refuse to permit that person to return or to return only on such conditions as the Sub-Committee specifies if, in its opinion, that person is behaving in a disruptive manner, provided that such person may submit written evidence in accordance with the Regulations.

(ii) Any irregularity arising from any failure to accord with this procedure shall not make the hearing void. If any person has clearly been prejudiced the Authority will take appropriate steps to rectify the irregularity before reaching its determination. Clerical mistakes in a document arising from accidental slip or omission may be corrected by the Authority.

(iii) The public (including any parties or their representatives) may be excluded from part of the hearing where the public interest in so doing outweighs the public interest in the hearing taking place in public.

(iv) The Sub-Committee may adjourn the hearing to a specified date where it considers it necessary to obtain further information or to facilitate representations or to assess such representation at or in the vicinity of the premises.

B. Procedure at the Hearing

1. Order of Presentation

(a) The procedure of the Sub-Committee is as follows:

(i) Chairman introduces Members of the Panel, officers and all parties concerned
(ii) Purpose of hearing

The Licensing Act 2003 allows Responsible Authorities or any persons to apply to the Licensing Authority for a Review of a Premises Licence on grounds that relate to one or more of the four licensing objectives.

The decision on each application is based on:

(i) Written and oral evidence at the hearing
(ii) The promotion of the four licensing objectives
(iii) The Statement of Licensing Policy of the Licensing Authority
(iv) Guidance issued under Section 182 of the Licensing Act 2003.

(b) The Licensing Manager summarises the application and representations received and explains how they relate to one or more of the 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

(c) The applicant, objectors and the Premises Licence holder will be given the opportunity to ask for any necessary clarifications from the Officer.

2 Responsible Authorities and persons who have made representations and questioning of evidence

a) Responsible Authorities invited to put forward the basis of their application and call any witnesses in support.

b) Any persons who have made representations invited to put forward the basis of their representation or application and call any witnesses in support.

c) Sub-Committee members may question evidence of applicant and any persons.

d) Premises Licence holder may question evidence of applicant and any persons.

3 Premises Licence holder response and questioning

a) Premises Licence holder responds to objections and calls witnesses in support.

b) Sub-Committee members may question Premises Licence holder.

c) Applicant and any person may question Premises Licence holder.

4 Final statements

a) Final statement and summing up of case by: -

(i) Applicant
(ii) Any Persons
(iii) Premises Licence holder

5 Decision making and announcement

a) Sub-Committee will retire to make its decision

b) The Chair of the Sub-Committee thereafter will announce the decision, or this will be deferred under the provisions of Section 26(2) of The Licensing Act 2003 (Hearings) (Amendment) Regulations 2005.

C Decision

(i) The Sub-Committee shall assess the application against the four Licensing Objectives being

(i) The Prevention of Crime and Disorder
(ii) Public Safety
(iii) The prevention of public nuisance
(iv) The protection of children from harm; and

(b) any relevant national guidance and local policy

(ii) Legal Advice

The Sub-Committee may request the assistance of the Council's legal officer at any time. Where practicable, the legal officer shall ensure that any legal advice given to the Sub-Committee not previously given during the course of hearing, shall be made known to the applicant and those making relevant representations and he shall give them the opportunity of making representations on such advice before the Sub-Committee makes its decision.

Licensing Authority, Chichester District Council, East Pallant House, East Pallant, Chichester, West Sussex, PO19 1TY

Meeting of the Alcohol & Entertainment Licensing Sub-Committee

Date and Time: Tuesday 25th August 2015 at 9.30am

Venue: Committee Room 1, Chichester District Council, East Pallant House, Chichester, West Sussex, PO19 1TY

Application for REVIEW of the PREMISES LICENCE at

'The Vestry'
21 – 23 Southgate
Chichester
West Sussex
PO19 1ES

1. RECOMMENDATION(S)

1.1 That the Sub-Committee considers and determines the application made by Sussex Police to review the current Premises Licence granted in respect of the premises known as 'The Vestry', 21 – 23 Southgate, Chichester, West Sussex, PO19 1ES pursuant to the provisions of Section 52 of the Licensing Act 2003.

1.2 That the Sub-Committee consider the content of this report and any oral or documented evidence during the hearing in order to determine the application in accordance with the Licensing Act 2003 giving full reasons for its decision.

2. PURPOSE OF REPORT

2.1 On 7th July 2015, Chichester District Council, as the local Licensing Authority, received an application from Chief Inspector Burtenshaw for and on behalf of the Chief Constable of Sussex Police seeking a review of the current Premises Licence granted in respect of the 'The Vestry' (Premises Licence N° 3815/15/00496/LAPRED). Sussex Police submitted the application in their role as a Responsible Authority in accordance with Section 51 of the Licensing Act 2003 (the 'Act'). A copy of the application is attached at Appendix A and it now falls to this Sub-Committee to consider and ultimately determine this application.

2.2 The grounds for review by Sussex Police are against three of the four Licensing Objectives which underpin the Licensing Act 2003 namely i) The Prevention of Crime and Disorder, ii) Public Safety and iii) The Prevention of Public Nuisance. In their application Sussex Police detailed a number of incidents involving crime, disorder and public nuisance in and around the premises between 6th December 2013 and 7th June 2015.

2.3 The purpose of this report is to inform the Sub-Committee of the application received in order that the Licensing Authority can consider whether action is now appropriate for the promotion of the Licensing Objectives. The current holder of the Premises Licence is Sussex Inns LTD who very recently, 11th August 2015, changed their registered office address to The Richmond, Stockbridge Road, Chichester, West Sussex, PO19 8DT.

2.4 Attached to this report are the following: -

- Alcohol & Entertainment Licensing Sub-Committee Protocol and Procedure
- Copy of the application form for review from Sussex Police (Appendix A)
- A plan depicting the local area and location of the licensed premises (Appendix B)
- A plan of the layout of the licensed premises (Appendix C)
- Copy of current Premises Licence for 'The Vestry' (3815/15/00496LAPRED) (Appendix D)
- Where applicable - copies of representation(s), mediation correspondence and supporting evidence (Appendix E)

3. BACKGROUND

3.1 At any stage, following the grant of a Premises Licence, a Responsible Authority, or any other person, may ask the Licensing Authority to review a licence because of a matter, or matters, arising at the premises in connection with one or more of the licensing objectives, which are;

- The prevention of crime and disorder,
- Public safety,
- The prevention of public nuisance, and
- The protection of children from harm.

3.2 In arriving at its decision, the Sub-Committee must have regard to the evidence presented both orally and documented, current Home Office Guidance issued under Section 182 of the Act (March 2015) and Chichester District Council's current Statement of Licensing Policy. The review process is covered in the current Home Office Guidance at Chapter 11 (paragraphs 11.1 to 11.30).

4 HISTORY AND SUMMARY OF THE REVIEW APPLICATION

4.1 'The Vestry' offers a 'traditional' city centre pub environment, supplemented by dining and hotel accommodation consisting of eleven bedrooms at first floor level. The venue also provides a selection of live musical entertainment and special events. 'The Vestry' is described on their official website as "*a pub with charm and character, featuring solid stone flooring and real open fires.*" It has an open plan layout all of which is at ground floor level with some slightly raised seating areas, a DJ booth and various relaxed seating throughout. There is a bar along the left hand side of the premises, dining areas and toilets, office accommodation and kitchen to the rear.

4.2 There is no garden at 'The Vestry' although at the front of the premises there is a small enclosed external patio area for customers to use. Access to and from this area is directly from the pavement adjacent the public highway on Southgate.

4.3 'The Vestry' was first granted a Premises Licence in 2005 following a conversion and full variation application being submitted during the Transitional Period when the Licensing Act 2003 come into force. There have been a number of subsequent Licences issued in relation to 'The Vestry' since 2005. These have included eight Designated Premises Supervisor variations (the most recent submitted to this Licensing Authority during the representation period associated with the review application on 12th August 2015), eight transfers of the Premises Licence to different holders and two full variations one of which was the original application in 2005. For avoidance of doubt Premises Licence number 3815/15/00496/LAPRED was in place at the time of review application and is attached at Appendix D. For assistance attached at Appendix E is an extract from Companies House as of 17th August 2015 which illustrates the filing history associated with Sussex Inns Limited, company number 07563947, who are the current Premises Licence holder. It is recorded that Gillian Ann Brown filed a termination of appointment as a Director on 20th July 2015 and has been replaced by Mr Nick Marshall. Again this change has taken place during the representation period associated with the review application.

4.4 As stated above, the Licensing Authority received the application to review the current Premises Licence from Sussex Police on 7th July 2015. The statutory 28 day consultation period began the next day running until 5th August 2015.

4.5 When submitting the application for review, Sussex Police were required to send copies of the application to all the Responsible Authorities under the Act and a copy to the Premises Licence holder, this was duly done.

4.6 In addition, the Licensing Authority was required to erect a Public Notice at 'the Vestry' and display a further copy of the same Notice in the main reception area of the Council offices. These requirements were complied with and all Notices remained on display for 28 consecutive days thereafter. A copy of the review application was also made available on the Council's website. During this period one additional representation was received in support of the premises from a member of the public and is included within this report at Appendix E.

4.7 The existing Premises Licence covers the use of the premises for;

- Performance of Live Music
- Playing of Recorded Music
- Late Night Refreshment
- Sale by Retail of Alcohol

4.8 The Premises Licence benefits from 'unrestricted' opening and sale of alcohol hours in relation to those staying in the hotel accommodation only. For all other members of the public the premises must close to the public 30 minutes after the terminal hour for the supply of alcohol which results in the following opening hours;

- Monday to Thursday 10:00 - 00:30hrs
- Friday and Saturday 10:00 - 01:00hrs
- Sunday 10.00 - 00:00hrs (midnight)

4.9 The standard days and timings for the sale by retail of alcohol (supplied for consumption 'on' and 'off' the premises) are;

- Monday to Thursday 10:00 - 00:00hrs (midnight)
- Friday and Saturday 10:00 - 00:30hrs
- Sunday 10.00 - 23:30hrs

The premises does also benefit from a number of 'non-standard timings' which are specified on the Licence.

Review Application

4.10 The review application submitted by Sussex Police requests that this Sub-Committee considers and impose the following measures to ensure the licensing objectives are promoted at 'The Vestry' (see Appendix A). An explanation is offered by Sussex Police in relation to each request submitted.

Non-residents only

(1) To reduce the hours for the supply of alcohol (Fridays and Saturdays) to between 10:00 to 22:30hrs

(2) To reduce the terminal hour on (Fridays and Saturdays) for regulated entertainment, late-night refreshment and closing to 23:00hrs

(3) The premises shall install a recognised electronic identification scanning system for customers entering the premises. The system shall be operated at all times door staff are on duty and all persons entering the premises will be scanned. The system should have the ability to share alerts with other venues using similar ID scanning equipment, identify the hologram of an ID and read both Passports and ID cards, including PASS cards. The system should be able to conduct tests to determine if a document is genuine or counterfeit. The system must be compliant with the Information Commissioners good practice guidance for ID scanning in clubs and bars.

As an exception to the use of the recognised ID scanning system to scan ALL customers, the name and date of birth of customers who appear to be over the age of 30, without ID, shall be recorded and a photographic image obtained. This information will be made available to the Police Licensing Officer or Local Authority Licensing Officer upon request. Any breakdown or system failure will be notified to the Police immediately and remedied as soon as possible.

(4) The Designated Premises Supervisor ('DPS') or a Personal Licence Holder will be on the premises, in a working capacity, from 20:00hrs hours each day until all non-resident members of the public have left the premises and its curtilage.

(5) SUSPENSION of the licensable activities of the premises, other than in the hotel rooms, for a period of not less than eight (8) weeks.

(6) A minimum of six (6) Security Industry Authority (SIA) trained and licensed door supervisors shall be deployed at the premises from 20:00hrs until 30 minutes after closing time every Friday and Saturday evening; they shall be deployed to cover both the main entrance and the inside of the premises at all times.

(7) Those performing the role of Door Supervisor will not perform any other role when engaged for the purposes of Door supervision activities.

(8) Body Warn Video shall be worn by at least one of the Door Supervisors deployed at the front of the premises and by the Door Supervisor deployed as a 'floor walker'. These cameras shall be used to record all incidents of disorder and ejection and any other recordable incidents.

(9) Door staff shall be fully briefed prior to commencing work, with clear written instructions regarding their specific duties. Door staff will be made aware of individuals banned by ChiBAC (pub-watch) at these briefings. These records will be made available to the Licensing Authority and/or the Police upon request.

(10) SIA Door Supervisors shall complete incident logs prior to the end of their shift. These shall include ejections, refusals, assaults and any other occurrence which involves Door Supervisor intervention.

(11) All staff members engaged, or to be engaged, in selling alcohol on the premises shall receive full training prior to making any sale of alcohol. This shall be delivered by an external company and shall be pertinent to the Licensing Act 2003, specifically with regard age-restricted sales and the refusal of sales to persons believed to be under the influence of alcohol or drugs.

(12) Induction training must be completed by all staff involved in the sale of alcohol, and refresher training thereafter at intervals of no more than eight (8) weeks. All restricted sales training undertaken by staff members shall be fully documented and signed by the employee and the Designated Premises Supervisor. All training records shall be retained for a minimum of 24 months and shall be made immediately available upon request to the Local Authority Licensing Officers and Sussex Police Officers or Licensing staff.

(13) A written record of those authorised to make sales of alcohol shall be kept. This shall be endorsed by the DPS with the date such authorisation commences. This shall be made available immediately upon request to the Local Authority Licensing Officers and Sussex Police Licensing Officers.

(14) The premises shall at all times maintain and operate a sales refusals log and an incident log will be kept to record all refusals and incidents of crime or disorder. These shall be reviewed and signed by the Designated Premises Supervisor at intervals of no more than four (4) weeks. Feedback shall be given to staff to ensure these are used on each occasion that a refusal or incident occurs at the premises. These records shall be kept for a minimum of twenty four (24) months and

made immediately available upon request to the Local Authority Licensing Officers and Sussex Police Licensing Officers.

(15) No off-sales shall be permitted other than to hotel guests.

(16) Staff must ensure that all empty glasses and bottles are promptly cleared away from public areas. Regular patrols to facilitate this are to be conducted at least hourly both inside and outside the premises.

(17) Digital CCTC and appropriate recording equipment to be installed in accordance with Home Office Guidelines relating to UK Police Requirements for Digital CCTV System (PSDB Publication Number 09/05), operated and maintained throughout the premises internally and externally to cover all public areas, including the entrance to the premises. The system shall be on and recording at all times the premises licence is in operation.

- **The CCTV cameras and recording equipment must be of sufficient quality to work in all lighting levels inside the premises at all times.**
- **CCTV footage will be stored for a minimum of 31 days.**
- **The management will give full and immediate co-operation and technical assistance to the Police in the event that CCTV footage is required for the prevention and detection of suspected or alleged crime.**
- **The CCTV images will record and display dates and times, and these times will be checked regularly to ensure their accuracy**
  Subject to Data Protection guidance and legislation, the management of the premises will ensure that key staff are fully trained in the operation of the CCTV, and will be able to download selected footage onto a disk for the Police without difficulty or delay and without charge to Sussex Police.
- **Any breakdown or system failure will be notified to the Police immediately and remedied as soon as practicable.**

(18) The Premises will be an active member of Pubwatch Scheme or similar group where there is one in operation. The premises shall comply with all decisions collectively made by the group. A radio link, or similar, will be maintained with other group members and used in accordance with the Pubwatch Scheme.

5. RELEVANT REPRESENTATIONS

5.1 As previously stated, one additional representation in the form of a letter of support of the premises operator was received by the Licensing Authority. This was from a member of the public who purports to be a customer of the 'The Vestry' expressing their own opinion on the way in which the venue was managed. A copy of the letter is attached at Appendix E.

6. CONSIDERATION

6.1 In reaching its decision the Sub-Committee must take into consideration the Licensing Objectives, the Council's Statement of Licensing Policy, current Home Office Guidance and the evidence presented to the Licensing Authority as a result of this application. It is very important to note that these are the only matters to be addressed by the Licensing Authority when considering this application.

6.2 Human Rights considerations must be taken into account fully in balancing licensing issues, in particular, article 1 of the first protocol and articles 6 and 8. Article 1 relates to the protection of property and the peaceful enjoyment of possessions and property (holding a licence would be considered a possession). Article 8 relates to the right to respect for private and family life, home and correspondence. Article 6 relates to the right to a fair trial. Article 1 and Article 8 are however qualified rights and can be deprived of "in the public interest". Interference is permissible if what is done: -

- Has its basis in law;
- Is necessary in a democratic society to fulfil a pressing need or pursue a legitimate aim,
- Is proportionate to the aims being pursued; and,
- Is related to the prevention of crime or, the protection of public order or health or the protection of the rights and freedoms of others.

6.3 The Sub-Committee must consider each application on its own merits, and in accordance with the principles of natural justice, as well as the provisions of the Act. All relevant factors must be taken into account, and all irrelevant factors must be disregarded.

6.4 All applications before the Sub-Committee must be considered against the backdrop of anti-discriminatory legislation, such as the Race Relations Act 1976 as amended 2000, and the Sex Discrimination Act 1975, and also in accordance with the Council's stated policy on Equal Opportunities.

6.5 In accordance with Section 17 of the Crime and Disorder Act 1998 the Council is under a duty to exercise its functions with due regard to the likely effect on, and the need to do all it reasonably can to prevent, crime and disorder in its areas.

6.6 The possible crime and disorder implications are clearly relevant factors in the consideration of all applications and this is re-emphasised by the Licensing Act 2003 itself. In giving "due regard" to these possible implications members will consider and weigh up all the information available and representations made, including those from Responsible Authorities and any other person..

6.7 The Sub-Committee are required to give reasons for their decision.

7. OPTIONS OPEN TO THE SUB-COMMITTEE

7.1 When considering an application for a review of a Premises Licence, the Sub-Committee have various options available to them so as to ensure the promotion of the licensing objectives. These can be a combination of one or more of the following in respect of the Premises Licence;

- To modify the conditions and/or times that licensable activities are permitted to take place (which includes adding new conditions or any alteration or omission of an existing condition);
- To exclude a 'licensable activity';
- To remove the Designated Premises Supervisor ('DPS');

- To suspend the Premises Licence for a period not exceeding three months; or
- To revoke the Premises Licence.

7.2 The Sub-Committee may also choose not to take any action and a warning may be simply issued. Any steps necessary to promote the licensing objectives should be specified.

8. BACKGROUND PAPERS

Licensing Act 2003
Home Office Guidance issued under Section 182 of the Licensing Act 2003 (March 2015)
Chichester District Council's Statement of Licensing Policy

9. ATTACHMENTS

- Appendix A — Copy of application for Review made by Sussex Police
- Appendix B — A plan depicting the local area and location of the premises
- Appendix C — A plan of the current layout of the premises
- Appendix D — Copy of the existing Premises Licence (3815/15/00496/LAPRED)
- Appendix E — Copy of representation(s), mediation correspondence and supporting evidence (where applicable)

Contact: Mr L Foord, Licensing Manager
☎ 01243 534742
✉ lfoord@chichester.gov.uk

Appendix A

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	**Chief Inspector Justin Burtenshaw for and on behalf of the Chief Constable of Sussex Police**

(Insert name of applicant)

apply for the review of a premises licence under section 51 described in Part 1 below (delete as applicable)

Part 1 – Premises

Postal address of premises or, if none, ordnance survey map reference or description
The Vestry
21-23 Southgate
Chichester

Post town	**Post code (if known)**
Chichester	PO19 1ES

Name of premises licence holder or club holding club premises certificate (if known)
Sussex Inns LTD
Stephenson Smart and Co
22-26 King Street
Kings Lynn
Norfolk
PE30 1HJ

Number of premises licence or club premises certificate (if known)
3815/15/00496/LAPRED

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)	x
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 City						**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
Chief Inspector Burtenshaw Chichester Police Station Kingsham Road Chichester West Sussex PO19 8AD
Telephone number (if any) 01273 404030
E-mail address (optional) WS_licensing_WOR@sussex.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	x
2) public safety	x
3) the prevention of public nuisance	x
4) the protection of children from harm	

Please state the ground(s) for review (please read guidance note 1)
Sussex Police contend that the Licensing Objectives of:

i) Prevention of crime & disorder
ii) Public safety
iii) The prevention of public nuisance

have been seriously undermined by the volume of incidents involving crime, disorder and public nuisance in and around these premises and by the continuing failure of the Designated Premises Supervisor (DPS) Donna Shepperson, and the representative of the Premises Licence Holder (PLH) Ms Gill Brown, to address issues of drunkenness and disorder within, and in the immediate vicinity of, the premises.

Drunkenness features in almost all of the incidents cited within this Review Application. On numerous occasions Sussex Police have raised their concerns with the management of the premises, on each occasion demonstrating a clear correlation between increased drunkenness at the premises and increased antisocial behaviour and crime and disorder. However the promotion of the licensing objectives and adherence to the Licensing Act 2003 has been intermittent, and an acceptable level of duty of care towards the patrons is lacking

Sussex Police contend that despite repeated police intervention, the measures put into place by the management of The Vestry have failed to provide a sustainable solution to the continuing high levels of crime and disorder attributable to the premises.

Sussex Police further contend that it is now necessary to instigate review proceedings to address the continuing failure of successive Designated Premises Supervisors and the Premises Licence Holder to adequately remedy these serious and ongoing problems

Please provide as much information as possible to support the application

The Vestry is a busy City centre pub situated in Southgate, a mainly commercial area in the centre of Chichester. The premises has limited hotel accommodation, a dance floor and the provision to supply hot food. The premises licence allows the sale of alcohol to non- residents between 10:00 ~ 00:30 hours, performance of live music between 10:00 ~ 00:30 hours, late night refreshment between 23:00 ~ 01:00 hours and the playing of recorded music all day. The premises closes to non-residents 30 minutes after the sale of alcohol ceases. There is a covered area at the front of the premises, enclosed on two sides by low level railings, which is used as a smoking area.

Below is a chronology of the significant incidents which have occurred in the past 18 months. There have also been a number of less significant incidents not included in this report, for example; reports of pepper spray being discharged on the premises by a member of the public, a patron, (later charged) gaining access unchallenged and stealing from the staff room, and allegations of controlled substances being available and/or purchased on the premises.

Friday 6th December 2013

A meeting was held between PC Heasman of the Sussex Police Neighbourhood Licensing Team (NLT), Mr Knowles-Ley of Chichester District Council Licensing Team, Mr Robert Hoad the Designated Premises Supervisor of the Vestry and Ms Gill Brown the operations manager. Ms Brown explained that Mr Frith was the sole Director of Sussex Inns, the Premises Licence Holder, but this would be changing in the near future. PC Heasman explained that the meeting was to discuss the number of incidents which had occurred at the premises; he continued to detail the reports received from local police officers highlighting their concerns. Feedback was also given in relation to the joint agency visit (Sussex Police and Chichester Council Licensing officers) which took place 29th November 2013. On this occasion the unprofessional behaviour of door staff was a cause for concern as they were seen kissing patrons good bye rather than controlling the groups of people exiting the premises or preventing incidents occurring which led to police intervention. It was emphasised that the levels of drunkenness, the incidents of anti-social behaviour and the management of staff employed at the premises needed to improve. A raft of measures were discussed to address the concerns raised.

Saturday 7th December 2013 23:00 hours

Following indications from a drugs dog, a male was stopped by police officers and found to be in possession of cannabis and cocaine outside The Vestry. Upon interview he stated that he had been sold the drugs by an unknown male inside the premises. The male received a caution for the offence of possessing a controlled substance.

Friday 10th January 2014 22:30 hours

Police officers on duty in Chichester became aware of a female who had to be ejected from the Vestry. She was very drunk stating that she wanted to punch another female within the venue. A friend of the female was required to take her home.

Sunday 18th January 2014 23:50 hours

Police officers were on duty in Chichester City centre when they encountered a male who had sustained facial injuries. He was clearly drunk and appeared to be looking for the male who had caused his injuries. It was established that he had been drinking in The Vestry and was standing at the bar waiting to purchase another drink, when a

male he did not know head butted him and punched him twice to the face. The suspect was ejected by door staff. Mr Hoad, the DPS, and a member of the door staff administered first aid to the victim and he left the premises. The police were not called to this serious incident by any of the staff at the premises.
Police officers transported the victim to St Richards Accident & Emergency hospital for treatment.
CCTV footage at The Vestry was viewed by the police officers who attended the premises. Following a request from the officers Mr Hoad provided a copy of the footage to the police two days later. The two members of door staff who ejected the assailant informed the officers that they were unable to identify the male but confirmed he was banned from The Vestry from 'before' but had not been banned via Chibac pub watch. This demonstrates how an I.D scanning device would have assisted in controlling entry to the premises and protecting members of the public from injury. Mr Hoad provided a statement on 2nd July 2014 confirming the incident had occurred and requesting that, in the event the male was convicted at court, an exclusion order be applied to all licensed premises listed as members of the Chibac pub watch scheme. Following police investigation the male was eventually identified and, in July, convicted of committing the offence of Actual Bodily Harm, receiving a 6 months suspended sentence, £670 costs £500 compensation.

Sunday 19th January 2014 00:20 hours .

Police officers standing opposite the premises seized a glass bottle of Desperado beer from a male who had walked out of The Vestry with it in his hand. He was not challenged by door staff.

Thursday 30th January 2014

A further meeting was called by the Sussex Police Neighbourhood Licensing Team (NLT) to address on going concerns in relation to the premises. The meeting was attended by the DPS Mr Hoad and Ms Brown the operations manager who was representing the PLH, Sergeant Jarred, the NLT Sergeant and Mrs Giddings Sussex Police Licensing Officer. PS Jarred reminded Mr Hoad and Ms Brown of the contents of the letter from PC Heasman which referred to a meeting between themselves, PC Heasman of the NLT and Mr Knowles-Ley, CDC, which took place 6th December 2013. That meeting that had been held to raise concerns at the levels of drunkenness and poor management witnessed at the premises.
Mr Hoad described a number of measures which had been implemented to improve the situation since the meeting. PS Jarred acknowledged this but expressed further concern that high levels of drunkenness were still prevalent and issues regarding the door staff continued to exist. Ms Brown stated that they had put measures in place and failing any further input from PC Heasman wondered what Sussex Police suggest they should do.
It was emphasised at the meeting the responsibility for the running of the premises lay with the DPS and the PLH, not Sussex police. It was explained they have responsibilities conferred upon them by the Licensing Act 2003 and by the conditions on the premises licence. They have a duty of care to patrons of their premises. They must ensure that all staff engaging with members of the public have received clear guidance regarding their duty of care to vulnerable persons and how to prevent drunkenness and anti-social behaviour. Ms Brown was asked what progress was being made regarding the use of an I.D. scanning device; she stated enquiries were still in hand. It was emphasised by Sussex Police that this would be of considerable assistance to the premises, allowing banned persons to be easily identified and giving door staff opportunity to engage with potential customers, a they entered the premises. It was agreed that the premises would provide an update by 7th February 2014 detailing the steps they had taken to ensure the licensing objectives are being promoted.

Saturday 1st February 2014 22:25 hours

Door staff at the premises called Sussex Police Officers to the premises to assist them with a female who had assaulted a member of the door staff. The female had walked out of the premises to use her telephone, almost walking in front of an oncoming police vehicle. A member of the door staff apparently told her to be careful whereby she became aggressive and started swearing and shouting. She was refused re-entry to the premises and responded by knocking the door man's radio to the floor. He retrieved the radio and she appeared to attempt to hit him, causing the radio to strike him about the face. The female was restrained and police officers called. When arrested she was considered by the police officers to be drunk and aggressive. She was taken into custody and the following day issued with a caution for common assault and a fixed penalty notice for drunk & disorderly behaviour with an alcohol treatment referral option.

Wednesday 5th February 2014

Ms Brown telephoned PC Heasman of NLT requesting information pertaining to The Vestry over the previous weekend (31Jan ~ 1 Feb). PC Heasman informed her that a female had been arrested for assaulting a member of door staff and was deemed to be drunk. Ms Brown went on to question how a police officer can determine if someone is drunk as she had watched the CCTV and in her opinion did not think she was. It was acknowledged that she was not actually there at the time. PC Heasman reiterated that the female had received a fixed penalty notice for being drunk and disorderly, to which Ms Brown responded "well at least we did the right thing getting her removed from the venue" PC Heasman raised concerns that while this was the case she was drunk and her actions had resulted in a doorman being assaulted. Ms Brown requested a meeting with PC Heasman as soon as possible. This was arranged for 14th February 2014.

Friday 7th February 2014 22:30 hours

PC Heasman attended The Vestry at the request of Blayde Security who had been approached to look at the security inside the venue. The director of the company told PC Heasman that he had concerns at the number and location of the door staff currently used in relation to the layout of the premises. There was also concern regarding the area used by the premises for smoking. Information conveyed to PC Heasman gave him cause for concern that the proposed new door company had not been provided with an accurate account of the meeting with PS Jarred of the NLT and the concerns raised. He suggested that as the new provider of security, it may be useful to meet with the DPS and Sussex Police to discuss police concerns. It was noted that security at the premises were wearing BWV at the time of this visit.

Wednesday 12th February 2014

An email was received from Ms G.Brown providing a contact number for the PLH and scheduling another meeting with PC Heasman. The email also referred to meeting with a new SIA door supervisors company and stated that the premises management were addressing the other matters of concern.

Friday 14th February 2014

PC Heasman and Ms H Manley of the NLT, attended the premises for a meeting with the DPS, Mr Hoad, Ms Brown operations manager and representative from Blayde

Security. Initially Ms Brown asked to go through the previous incidents recorded in order to identify why Sussex Police considered there to be issues. PC Heasman gave the example of 18th January where the victim of an assault was given First Aid and both he and the assailant left the premises without police being called. Ms Brown said that she understood and did not need to go through any other incidents. It was stated that they would make sure incidents were reported which may cause an increase in the figures and that management were considering moving tables to reduce pinch points. The management of the premises were also considering moving the dance floor. Ms Brown also asked about telephoning the licensing team every week to discuss matters. PC Heasman said that it had been agreed that the premises would send an email. Ms Brown said she would do that as well.

Tuesday 4th March 2014

Ms Brown telephoned the licensing team requesting feed back in relation to the Vestry. No specific matters to discuss although new door team seem more efficient.

Tuesday 11th March 2014

PC Heasman of the NLT returned a call from Ms Brown regarding the Vestry. There were no specific matters to discuss but Ms Brown was reminded that the agreement had been for her to email the NLT office each week rather than telephone.

Sunday 16th March 2014 00:05 hours

Police officers on duty in the Chichester area were required to attend The Vestry to assist door staff with a male being ejected from the premises for being drunk. His behaviour was both aggressive and abusive. He was warned by the police officers regarding his behaviour before being arrested for drunk and disorderly behaviour and taken into custody. On arrival in custody he was considered so drunk that he was unable to answer risk assessment questions until the following morning.

Tuesday 18th March 2014
Ms Brown telephoned PC Heasman of the licensing team. He confirmed that the incidents sheets had arrived by email. He agreed with her that it was positive that the door staff had located a male on the premises in possession of drugs. However he informed Ms Brown that the incident of the male arrested for drunk & disorderly behaviour was not positive. He recommended that she use this incident as an example in staff training to demonstrate when and why he should not have been served alcohol.

Saturday 12th April 2014 23:30 hours

A uniform police officer was on duty outside The Vestry when he was summonsed by the head of the door staff to assist them with a male being escorted from the venue. An incident had occurred following an altercation on the dance floor where it appears a male head butted the victim causing a cut above the eye. CCTV at the premises did not cover the dance floor and the SIA door staff had not switched on the body worn video (BWV) cameras provided by Chichester Business Against Crime partnership (ChiBAC) until after the incident had taken place. Footage of the incident was not therefore available. The male was arrested by the police officers and taken to custody. He admitted to the officers that he had been drinking but he had full recollection of the incident. The victim had the injuries photographed but did not wish to support a police prosecution. The assailant was interviewed by the police and received a caution for a Section 4A Public Order Offence

Monday 21st April 2014 00:40

While patrolling in Chichester City centre, police officers witnessed a male being held to the floor by the SIA door staff, outside The Vestry. A second male was being held against the wall. Enquiries revealed that one male was being ejected from the premises following an altercation inside. This male had head butted a member of the door staff causing an injury to his lip.
The second male had become involved in the ejection and had jumped on the back of a member of door staff. Both males were arrested on suspicion of assault and transported to custody.
Police officers subsequently contacted the premises on 24th April regarding obtaining a copy of the CCTV which had yet to be downloaded. Officers stated they needed it by the following day. Police officers called the premises again on 25th April however CCTV was still unavailable as the premises had no memory sticks.
On 30th April officers again contacted the premises but were told that Mr Hoad was working and too busy to come to the telephone and that officers should call back another time.
On the 3rd May officers obtained the CCTV footage. The footage provided did not show the time of the assault on the door staff. The manager conceded that it was not covered by their cameras.
The male who head butted the door supervisor admitted he was unable to recall the incident due the quantity of alcohol he had consumed. He was charged with common assault and having pleaded guilty at Magistrates Court received a fine and costs against him totalling £195. The second male also charged with common assault, had the case withdrawn at court and no further action was taken.

Friday 25th April 2014

Ms Brown telephoned the licensing team to confirm that the CCTV system did not cover the required area of the premises and that she would have a new camera installed. She also reported that she has spoken with the SIA team to ask them to wear the BWV when ejecting people or when an incident occurs.

Saturday 3rd May 2014 21:39 hours

Police officers on duty in Chichester City centre were called to provide assistance to door staff at The Vestry. Door staff reported that the two males were being ejected for being drunk, abusive and obstructive within the premises. Upon arrival the officers noted that one male was being restrained and the other was verbally abusing the door staff. Both males were aggressive and continued to verbally abuse the police officers and were arrested for drunk & disorderly behaviour. One of the males had to be continually helped to his feet and assisted in walking to the police van; the other continued to loudly abuse the officers while trying to regain access to The Vestry.
Both males were issued with a Penalty Notice for Disorder when deemed fit at 09:00hours the following day; for being drunk and disorderly. One male had also been found to be in possession of a small amount of cannabis and was further charged with possession of a class B controlled substance.

Sunday 4th May 2014 00:05

Police officers were patrolling Chichester when they became aware of a male being restrained by door staff at The Vestry. The male was being held to the floor. The door staff stated they had been explaining to him why they were ejecting him from the premises. The male reacted aggressively to this and head butted the door supervisor causing his lip to bleed. The police officers arrested and charged the male with common assault. On arrival in custody he was considered by officers to be drunk. He was convicted at Magistrates Court receiving a fine and costs to a sum of £305.

Saturday 10th May 2014 23:20 hours

Police officer CM595 Muir was on duty in Chichester City centre and found it necessary to repeatedly advise the premises door staff to manage the queue of people awaiting entry to The Vestry. Members of the public were being placed at risk by this lack of control and blocking the highway, as they continually spilled across the road blocking the Southbound carriageway throughout the evening.

Friday 16th May 2014 23:11 hours

Police officers were called to the premises to attend a male who had been sniffing females at the bar. He was drunk and abusive, shouting and swearing. He refused to comply with the police officers' instruction and was arrested for drunk and disorderly behaviour and taken by the officers into custody. Due to his intoxication levels he was unable to be dealt with until midday the following day. He was issued with a fixed Penalty Notice for Disorder

Saturday 17th May 2014 01:00 hours

Police officers on duty opposite The Vestry witnessed a male exit the premises. He was clearly drunk and proceeded to vomit copiously on the pavement. Door staff were asked by the officers to clear away the large quantity of vomit deposited on the pavement outside the shops over the road.

Wednesday 21st May 2014

PC Heasman spoke with Ms Brown in relation to the levels of drunkenness at the premises over the weekend and his concern that this was still not being addressed. He expressed disappointment that the premises staff considered it acceptable to allow patrons to get so drunk they vomited and not to consider it their responsibility to clear up after them. He requested the premises forward their log of incidents as a matter of priority.

Thursday 22nd May 2013

An email was received from Ms Brown in which she made reference to the use of the ChiBAC BWV cameras stating they had not had one withdrawn by ChiBAC and apologising for the failure to provide the incidents logs for this week and the previous week. The manager from ChiBAC has since confirmed that one of the two cameras provided to the venue was taken away as the cameras were not being used. For a period both cameras were withdrawn for lack of use, but later reinstated following liaison with PC Heasman and the venue.

Saturday 31st May 2014 23:00

Police officers were called to The Vestry where numerous drunken people were milling around outside the venue. Some of the males were alleging that a member of door staff had used excess force in ejecting one of the party. Door staff were spoken to by the officers in order to clarify what had happened; however security were more concerned about moving the group away from the premises than discussing what had happened.
Police officers then requested that the staff show them the CCTV of the alleged incident to establish if any offence had been committed. The door staff stated they were too busy to facilitate this. Three males had apparently been ejected from the premises and the group eventually left the area.

Tuesday 3rd June 2014

Ms Manley of the NLT received a telephone call from Ms Brown to talk through matters relating to The Vestry. She was given a brief resume of reports recorded. Her response was immediately defensive and she began disputing the veracity of each one. Ms Manley explained she was not going to contest the matters with her; she was merely responding to her request. Ms Brown asked if other premises also submitted incident reports.
It was explained that not all premises are requested to do so but, as had been agreed in an earlier meeting, The Vestry were required to do so due to the concerns over the high levels of drunkenness at the premises. Ms Brown stated the door company were working well. Ms Manley suggested that staff were still selling alcohol to people who had reached their alcohol tolerance level.
Ms Brown was then asked had the internal compliance checks been put in place as raised at the previous meeting. She admitted they had not.

Friday 27th June 2014

PC Heasman and Ms Manley attended the premises to conduct an evening visit. Three members of the Door team were outside the premises chatting and laughing. Neither the DPS nor Ms Brown were present. There was a queue at the bar and some tables had empty glasses left on them; the premises was getting busy inside. No door staff were located within the premises as had been discussed on previous occasions in order to properly monitor the premises.

5th August 2014

PC Heasman attended the premises for a meeting with the DPS Mr Hoad, Ms Brown and a representative from Blayde Security to look at the progress of the premises. Initially Ms Brown became defensive asking for precise times and dates so as to check their CCTV system as she doubted the information provided.
There was a discussion regarding Mr Hoad walking in and out of the premises passing by the door staff. Ms Brown was surprised that PC Heasman was not aware Mr Hoad lived above the premises. PC Heasman stated that this was not a problem, however frequently re-entering the premises with groups of friends did make it difficult for door staff and blurred the boundaries for staff.
At a recent ChiBAC meeting it had been agreed that venues within the City would be using SIA door staff from 18:00 hours during the 'Goodwood' week. Mr Hoad confirmed he had been at that meeting as had the door security company. The Vestry however had not complied with this agreement. Ms Brown said that it could not be remedied now, that she would note it for next year and suggested the meeting move on. PC Heasman expressed his disappointment with that response.
At the end of the meeting the door company confirmed that the issues raised at the meeting had created problems for the door company and that they had anticipated providing door staff in accordance with the ChiBAC meeting however the premises management had chosen not to.

Saturday 6th September 2014 23:50 hours

Sussex Police received a call requesting they assist door staff with a male refusing to leave the premises. On their arrival the officers noted that the male was becoming physically aggressive towards the door staff and refusing to leave. He was clearly drunk. Initially he was issued with a Section 27 Notice, directing him to leave the area; however when he failed to cooperate he was arrested. On arrival at custody he was unable to be interviewed due to his intoxication levels. When searched he was found to be in possession of a small amount of herbal cannabis and a small bag of white

powder. This tested positive for cocaine. When dealt with the following morning the male stated he had consumed 'eight pints' the previous evening. He went on to admit the offences and accept a caution for the possession of cocaine and for the breach of the Section 27 Notice to leave the area

Sunday 14th September 2014 00:24 hours

Police officers were required to attend The Vestry in relation to a male who was behaving in a drunk and disorderly manner. The male was subsequently arrested by the police officers and taken to custody where he was too drunk to be dealt with. The following day he admitted having had "quite a lot to drink." He was issued with a Penalty Notice for Disorder.

Saturday 4th October 2014 00:30 hours

Police officers on duty in Chichester reported their concerns that the patrons were exiting the premises and standing in the roadway regardless of the traffic trying to drive past. Door staff did not address this or accept responsibility for the problem.

Sunday 26th October 2014 00:35 hours

Police officers on duty outside The Vestry saw a male leaving the premises who was clearly agitated and aggressive towards the door staff. The officers spoke to the male who stated that he had been attacked in the toilets and been pulled to the floor and kicked in the face. There were no visible injuries and the male refused to give further details. Some ten minutes later a 2nd male identified himself to the police officers and gave a similar account of events but claiming to be the victim. This male was so drunk he was unable to provide a statement to the officers. The door staff stated they had not witnessed the incident but that the original male had told them he had hit the second male. Following numerous efforts to contact the victim, it was later established that he did not wish to support a police prosecution.

Saturday 1st November 2014 23:30

Police officers on duty outside The Vestry reported the premises was very busy and that patrons were generally well behaved and good natured however there was the "usual problem with customers stood in the road" door staff were seen to move them back onto the pavement from time to time.

Saturday 13th December 2014 23:59 hours

A group of males at the main bar of The Vestry became involved in a conflict which escalated and resulted in a fight. One male, attempting to diffuse the situation, suffered a punch to his nose and eye, with further blows causing his nose to bleed and become bruised and swollen. The male's left eye was also swollen and bruised and there was grazing to the side of the left eye. No door staff were on duty in the area where the fight commenced and therefore were unable to witness, to prevent or to intervene in the assault.
The initial offender left the premises and was never located or identified. Investigating officers asked the premises management to provide CCTV footage of the incident on three separate occasions, however their requests were not complied with.
On 9th January 2015 the police officers obtained and viewed the footage however this proved to be of an incident of disorder at the premises which has never been reported to police. By the time this failure by the management was identified, the correct footage had been deleted as this was over a month old. As a result the offender has not been identified. This is a breach of condition 10 on the premises licence which states:

- *A CCTV system must be installed which is of a standard specification that is acceptable to Sussex Police and recordings must be retained for a period of not less than 28 days for evidential purposes. The recordings must promptly be made available for Sussex Police.*

The SIA door staff informed the police officers that although they did not know the name of the suspect, he was known to them in relation to a previous altercation and was referred to as "a nasty character". The failure of the premises to follow advice from Sussex Police to install and utilise an I.D scanning device allowed the male to gain entry to the premises unchallenged and further contributed to the failure to identify him. No further action was therefore taken in relation to the incident.

Two male friends of the victim were however ejected from the premises for being drunk and disorderly and were subsequently arrested and given a Penalty Notice for Disorder

Wednesday 24th December 2014 23:34

PC Heasman of the NLT was on duty in the Chichester area when he was directed to attend The Vestry to assist due to an affray at the premises. On his arrival at 00:10 hours he was informed that four males had been arrested for the offence of causing an affray and taken into custody by police officers. He saw several people staggering as they left the venue, due to their high levels of intoxication. Their level of intoxication was such that they repeatedly fell from the pavement into the road. PC Heasman was required to take action to prevent them from being hit by oncoming traffic. He then approached a member of The Vestry's door staff and directed him to put his mobile telephone away and manage the numerous people whose safety was currently at risk. At this stage PC Heasman noticed three members of door staff attempting to control a large crowd of people in the 'smoking area'.
Concerns for his personal safety, prevented PC Heasman entering this densely packed area alone. PC Heasman was then grabbed by a large male patron of the premises, who subjected the officer to a tirade of verbal abuse stating that police officers in this country "weren't as scary as in his". He eventually apologised admitting that he was very drunk.
On opening the front door PC Heasman intended to enter the premises, however his way was barred by a large group of males kicking each others legs and feet from under them. The premises was so full there was no clear access. In the interests of safety, the officer was required to seek the support of a second police officer in order to safely enter the premises.
PC Heasman later stated that, as a police licensing officer, this was the only time he has ever had concerns for his own safety when entering a licensed premises.

The two officers eventually gained entry and made their way through the crowd where the DPS Mr Hoad was located. He acknowledged the officers and provided CCTV footage of the earlier incident. PC Heasman, concerned at the levels of drunkenness, asked Mr Hoad, "What on Earth has been going on this evening, how have people been able to get into such a drunken state"? Mr Hoad stated that he had closed the bar and that the venue was now closed, however music was still being played loudly and patrons were still dancing. PC Heasman suggested the music was turned down in order to encourage people to leave.
However Mr Hoad then spoke with the DJ and the music was turned off completely, creating an atmosphere of discontent amongst the patrons. PC Heasman asked Mr Hoad why the doorstaff were not using the BWV provided by Chi BAC; he replied that he was unsure if the premises had the cameras and went to look for them.
Returning to the front of the premises the officers witnessed several drunken people screaming and swearing as they exited The Vestry; spreading out across South Street

and again causing traffic to stop or swerve. Several of these patrons were in possession of glasses and bottles which they had removed from the premises. Door staff were not present at the front of the premises controlling this behaviour nor preventing the breach of the conditions on the premises licence.
Police officers were required to deal with the drunken crowd some of whom were in possession of open drinking vessels removed from the premises. At this point one group started banging on the windows of a premises on the opposite side of the road. Police officers requested they stop and go home to their families at it was Christmas Eve, however due to their high levels of drunkenness the advice was not heeded. One of the males was arrested for drunk & disorderly behaviour but was so drunk he was incapable of understanding what the officers were telling him. Due to the limited police resources on the night, a number of people who could have been arrested due to their disorderly behaviour were merely moved along.
As the crowds dissipated PC Heasman became aware of a female member of staff being verbally abused by a patron, as she attempted to clean the area used for smoking. No other staff member attempted to assist her and PC Heasman was required to deal with the matter. Due to the levels of drunkenness and of disorderly behaviour, police officers were required to remain in the area in order to prevent further outbreaks of disorder.
Mr Hoad eventually located the BWV cameras in the office within The Vestry. They had not been provided to the door staff resulting in the loss of potential evidence of the offences committed during the evening.

Sunday 18th January 2015 00:15 hours

Police officers on duty in Chichester witnessed door staff removing one male from the premises and taking another male to the floor as part of the ejection. The officers intervened, providing assistance to the members of the door staff. They were informed that there had been a 'scuffle' between the two males inside the premises. The involvement of the police officers had a calming effect and no further action was taken.

Sunday 18th January 2015 01:00 hours

A further incident took place where by a male approached police officers reporting that as a patron of the premises he had become involved in an argument with a female over gender orientation. He stated that the female had assaulted him by striking him about the face. He stated he did not wish to report this as a crime.
The police officers spoke with the door staff who confirmed that the incident had taken place but that they considered the female was the victim who was required to defend herself when the male became aggressive. No further action was taken.

Sunday 1st February 2015 00:30 hours

Police officers were on duty within the Chichester area when they witnessed a group of males carrying an extremely intoxicated male along South Street. The police officers had seen the male earlier within The Vestry. The officers stopped and spoke to the group of friends who confirmed they had been drinking at the premises.

Tuesday 10th February 2015

Sussex Police wrote to the Premises Licence Holder and to Mr Hoad the DPS to request a meeting at Centenary House to discuss the ongoing incidents at the premises and to further request that the CCTV footage previously requested (in relation to actions of door staff on 18th January 2015) was provided to Sussex police.

17th February 2015

Representatives from the door company employed by The Vestry, attended Centenary House to discuss a concern regarding the actions of two members of the door team employed at the premises. The door company explained that the door staff concerned had had their employment contracts terminated since the incident. The door company also felt that the business model of the premises was to run The Vestry more like a nightclub and, in their opinion, therefore needed to be managed accordingly.

Wednesday 18th February 2015

A meeting was held by the Sussex Police Neighbourhood Licensing Team (NLT) to address ongoing concerns in relation to the premises. The meeting was attended by the DPS Mr Hoad and Ms Brown representing the PLH. Also present was PS Balmer the NLT licensing sergeant, PC Heasman, Mrs Giddings Sussex Police licensing officer and Ms Smith licensing clerk.
Following introduction Ms Brown wished to give an account of the situation as she saw it and to register her dismay that the door team were not invited to the meeting. She also stated that she did not understand why she was required to attend the police station.
PS Balmer registered these comments and continued to explain the framework of the meeting. He explained that the CCTV footage regarding the actions of the door staff had now been provided and viewed, and the matter had been dealt with by the door company (17th February 2015). He went on to say that he noted that a meeting had been called by PS Jarred of the Sussex Police NLT in January of 2014, to address very similar concerns in relation to the premises. He was aware that since then a new SIA door company had been employed to try to resolve the concerns over drunkenness. However the premises was still causing issues with the high number of incidents reported requiring police intervention. Ms Brown stated that she did not believe an increase in the number of door staff was needed despite police concerns that the layout of the premises, the monitoring of the queue and of the smoking area were contributing to the problems which are created by the levels of drunkenness at the premises.
PS Balmer stated that the premises are not dealing with matters promptly and the result was a drain on police resources. It was raised that ChiBAC are not receiving reports of incidents at The Vestry and that the BWV cameras are not being used. Examples were provided. Ms Brown asked if Sussex Police could remind them to send these through to ChiBAC. It was explained that this was not considered to be the responsibility of Sussex Police.
PS Balmer stated that incidents had been recorded of glasses and open drinks being allowed off the premises. Ms Brown stated that they were made of polycarbonate but that she would look into it.
The night of 24th December was discussed and a list of concerns raised. Ms Brown stated that the premises had provided CCTV to the police promptly.
PS Balmer went through a timeline of the incidents at the premises which highlighted that police officers and members of the public were clearly being placed at risk as a result of the management of the premises. Patrons were made vulnerable through alcohol consumption; Ms Brown and Mr Hoad were reminded of their duty of care towards them. They were further reminded that it is the responsibility of the Premises Licence Holder and the DPS to promote the licensing objectives and to comply with the Licensing Act 2003. Failure to do so would place the premises licence at risk.

The 'smoking area' was discussed and PC Heasman reminded Ms Brown that Chichester District Council had previously told them that the area was in fact illegal to be used for this purpose.
At this stage a separate discussion took place between Ms Brown and PS Balmer, where concerns were raised regarding the ability of the DPS to manage the premises

moving forward, due to the continuing failure to promote the licensing objectives. Ms Brown said that she would go away and think about all the matters raised and would email a response to the NLT.

Saturday 21st February 2015 23:30 hours

Following a confrontation within The Vestry, Sussex Police were called to attend the premises. An aggressive male was issued with a Section 35 Notice, directing him to leave the area. No allegations were made and the male complied with the directions and left the area.

Thursday 12th March 2015

An email was received by the NLT from Ms Brown responding to the meeting of 18th February with Sussex Police. In it Ms Brown stated that she had reflected upon the meeting and had reminded the door staff to report incidents on the night. They had introduced a new general manager to assist with training and procedures and taken a more proactive role in directing the door staff. Briefings of door staff were to be introduced and a de-brief by management to be conducted each of the evening. Additional staff training was to be undertaken by all staff which included care of vulnerable persons.
A diary to log requests for CCTV had also been implemented. Ms Brown also stated that ChiBAC were happy with their reporting procedure and that they will continue to support the use of ChiBAC BWV cameras. The general manager Donna Shepperson and Ms Brown had spoken with the DPS regarding his responsibilities. It was stated that the premises management believed that the measures they had introduced would "create greater strength and efficiency". The ChibBAC manager has since confirmed that, while attendance at ChiBAC meetings is good, reporting of incidents by The Vestry and the provision of information is poor.

Thursday 2nd April 2015

Donna Shepperson replaced Mr Hoad as the Designated Premises Supervisor.

Saturday 11th April 2015 23:50 hours

Police officers were on duty in Chichester when they were called to an argument between door staff and members of the public. During an ejection from the premises a member of the public began recording the interaction on his telephone. In response the member of door staff apparently took the telephone and dropped it to the floor. The door supervisor was then asked for her name and SIA badge number; it is alleged she turned it over.
The police officers attending requested the details of all those present. The member of the door staff however was reluctant to provide her details; her licence was still turned over preventing her details from being seen. She told the police officers her licence was like that as she "didn't want him to grab it" Eventually she provided the officer with her details.
Failure to display the front of an SIA licence while working in a security capacity is an offence under the Private Security Industry Act 2001

Friday 24th April 2015

Ms G.Brown emailed the NLT to state that having taken steps to improve matters at The Vestry she believed there had been an improvement in relation to incidents at the premises. The new DPS Ms Shepperson had submitted a Late Temporary Event Notice (TEN) for the Bank Holiday on 2nd ~4th May 2015.
In view of the changes Ms Brown told the licensing team she had made and the

assurances of her confidence in the new DPS, Sussex Police did not raise an objection to the extension of hours over the Bank Holiday, subject to the conditions on the premises licence and the new measures being adhered to.

Saturday 2nd May 2015 23:00 hours

Police officers on duty in the Chichester area on Saturday night noticed a high level of extremely drunk females leaving The Vestry. The females were not together but were in separate groups of varying size. Some were so intoxicated they were struggling to stand up or walk un-aided. Officers confirmed that the City Angels volunteers were required to provide support to a number of females to ensure they left the area safely. CCTV footage of the evening shows members of the public climbing over the fencing to gain access to the premises used for smoking to avoid entering through the front door. A female is seen to be ejected three times from the premises having regained entry via the smoking area and then again by walking past the door staff on the front door. Heavily intoxicated, she was then ejected from the premises by door staff, alone onto the street. No duty of care took place to try to ensure the female was protected from further risk. Her vulnerable state was caused by her level of alcohol consumption which took place within the premises.
A serious offence has since been recorded which is currently under investigation and is a matter of subjudice.

Tuesday 8th May 2015

Sussex police received a Temporary Event Notice for The Vestry for 24th & 25th May for an extension of hours until 02:00 hours. Having previously agreed to the TEN for an extension of hours on 2nd May, the levels of drunkenness at the premises were such that Sussex Police raised an objection to this second TEN submitted by Ms Shepperson again for an extension of hours.
A hearing to determine the TEN was scheduled for 22nd May 2015.

Saturday 16th May 2015 23:50

PC Heasman of the NLT attended The Vestry to conduct a licensing visit. There were six door staff on duty with their details fully recorded in a bound book. On checking the incident/refusals log it was noted that between 1st May 2015 to 16th May, three incidents had been recorded; two people on 1st May, one of whom was for the possession of drugs and an entry on 16th May 2015, for a female who was ejected from the premises due to her intoxication levels.
The head doorman on duty confirmed that a door supervisor inside the premises was wearing ChiBAC BWV. He confirmed it had not been a bad evening but they had had to eject "a couple of idiots" Pc Heasman double checked the incident book which showed only one ejection. There was no record of any person or persons being ejected from the premises on 2nd/3rd May 2015 which is contradicted by CCTV evidence of the night.
On 21st May 2015 a check was made via ChiBAC, no incident had been reported by The Vestry in relation to the drugs incident recorded on 1st May 2015.

Sunday 17th May 2015

Ms Brown emailed Chichester District Council and Sussex Police to withdraw the TEN submitted by Ms Shepperson in relation to 24/25th May 2015. The email went on to discuss a serious allegation which is currently under investigation.

Sunday 7th June 2015 00:01 hours

Police Officers patrolling the area became aware of two males being restrained by

door staff at the premises. It was apparent to the officers that the males were very drunk. The door staff were endeavouring to eject the males from the premises but gave no explanation to the police as to why the ejections were taking place.
The officers reported that the premises was its usual 'rowdy self'.
There were many people milling around on the pavement and onto the road outside. The number of vehicles apparently waiting to pick up people from the premises caused further obstruction to the police vehicle attending. Having assisted the door staff in containing the situation, the police officers directed the ejected males to leave the area.

.....

Over a prolonged period Sussex Police have made considerable efforts to support the management of this premises, including close liaison with the Premises Licence Holder, the operations manager and the DPS's; highlighting the concerns and reminding them of their obligations under the Licensing Act 2003.

Sussex Police acknowledge that limited measures have been put in place at the premises. Nonetheless it is apparent these have not produced the necessary improvements and there remains extreme concern at the levels of drunkenness caused by excessive alcohol consumption within, and within the immediate vicinity of, The Vestry.

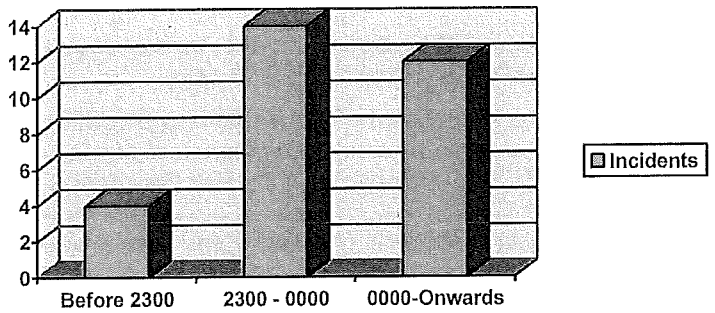
It has been frustrating that the Premises Licence Holder/operations manager has prioritised refuting the incidents reported to her rather than seeking to accept and resolve the issues appropriately.
The history of the premises is cyclical whereby, following a meeting with Sussex Police, a short term improvement can be seen before the previous pattern of drunken behaviour resumes.
Interventions and meetings with the management of this premises by both Sussex Police and by the Local Authority have been recorded over a period of years.

It is contended by Sussex Police that the action taken by the premises management has not been robust and has failed to ensure long term, effective measures are in place. High levels of drunkenness are prevalent and a root cause of the anti-social behaviour associated with the premises. There has been a failure by the premises staff to use the ChiBAC body worn video cameras and a failure to nominate offenders in accordance with ChibBAC protocol.

The duty of care offered to persons made vulnerable through consuming alcohol on the premises, has been severely lacking. Members of the public have also been placed at risk due to patrons exiting the premises in a desultory fashion into and across the road.

Deficient management of the premises has led to an expectation from many customers and staff, that drunkenness at The Vestry is not only acceptable but unlikely to have repercussions.

Sussex Police deliberated on the most appropriate resolution to this persistent failure of management, and initially it was felt that it would be proportionate to request revocation of the premises licence.
However, as can be seen from the occurrences cited in this report, and outlined in the below graph, the majority of the incidents take place after 23:00 hours. Therefore, Sussex Police contend that a number of measures could be implemented, as outlined below, to ensure the premises promote the licensing objectives and keep people safe.



In view of the severity of the situation and the recurring theme of drunkenness, Sussex Police request the Licensing Committee seriously consider imposing the following measures to protect members of the public from harm and to ensure the licensing objectives are being promoted at this premises:

Non-residents

1. To reduce the hours for the supply of alcohol (Fridays and Saturdays) to between 10:00 to 22:30 hours

Sussex police consider this appropriate to reduce the levels of drunkenness, which occurs excessively on Friday and Saturday nights at the premises.

2. To reduce the terminal hour on (Fridays and Saturdays) for regulated entertainment, late night refreshment and closing to 23:00 hours.

Sussex police consider this appropriate to reduce the levels of drunkenness and anti-social behaviour, which occurs excessively on Friday and Saturday nights at the premises

3. The premises shall install a recognised electronic identification scanning system for customers entering the premises. The system shall be operated at all times door staff are on duty and all persons entering the premises will be scanned. The system should have the ability to share alerts with other venues using similar ID scanning equipment, identify the hologram of an ID and read both Passports and ID cards, including PASS cards. The system should be able to conduct tests to determine if a document is genuine or counterfeit. The system must be compliant with the Information Commissioners good practice guidance for ID scanning in clubs and bars. *As an exception to the use of the recognised ID scanning system to scan ALL customers, the name and date of birth of customers who appear to be over the age of 30, without ID, shall be recorded and a photographic image obtained. This information will be made available to the Police Licensing Officer or Local Authority Licensing Officer upon request. Any breakdown or system failure will be notified to the police immediately & remedied as soon as practicable.

Sussex police consider this appropriate to assist in controlling entry to the premises, allow door staff to engage with patrons to monitor levels of drunkenness and to identify banned person from this and other premises.

4. The DPS or a Personal Licence Holder will be on the premises, in a working capacity, from 20:00 hours each day until all non-resident members of the public have left the premises and its curtilage.

Sussex police consider this appropriate to reduce the levels of drunkenness at the premises and support staff in providing a duty of care to patrons.

5. Suspension of the licensable activities of the premises, other than in the hotel rooms, for a period of not less than eight (8) weeks

Sussex police consider a suspension of this length is appropriate and proportionate as it will act as a deterrent to management of this premises and other premises in the area. This will also demonstrate that the Local Authority will not tolerate this level of mismanagement. The period of suspension will break the cycle of drunken behaviour associated with The Vestry and send a clear message to those patrons who attend the premises with the intention of getting drunk, that this behaviour will not longer be tolerated. This period of suspension will also allow time for reorganisation of the management and staff at the premises.

6. A minimum of six (6) Security Industry Authority (SIA) trained and licensed door supervisors shall be deployed at the premises from 20:00 hours until 30 minutes after closing time every Friday and Saturday evening; they shall be deployed to cover both the main entrance and the inside of the premises at all times.

Sussex police consider this appropriate to monitor the entire premises, reduce the levels of drunkenness at the premises and support staff in providing a duty of care to patrons.

7. Those performing the role of Door Supervisor will not perform any other role when engaged for the purpose of Door Supervision activities

Sussex police consider this appropriate to reduce the levels of drunkenness at the premises and support staff in providing a duty of care to patrons.

8. Body Worn Video shall be worn by at least one of the door supervisors deployed at the front of the premises and by the door supervisor deployed as a 'floor walker'. These cameras shall be used to record all incidents of disorder and ejection and any other recordable incidents.

Sussex police consider this will assist in door staff dealing with patrons, monitoring levels of drunkenness and identifying persons for evidential purposes and for banning.

9. Door staff shall be fully briefed prior to commencing work, with clear written instructions regarding their specific duties. Door staff will be made aware of individuals banned by ChiBAC pubwatch at these briefings. These records will be made available to the Licensing Authority and/or the Police upon request.

Sussex police consider this appropriate to reduce the levels of drunkenness anti social and behaviour at the premises.

10. SIA door supervisors shall complete incident logs prior to the end of their shift. These shall include ejections, refusals, assaults and any other occurrence which involves door supervisor intervention.

Sussex police consider this appropriate to reduce the levels of drunkenness and anti-social and behaviour at the premises.

11. All staff members engaged, or to be engaged, in selling alcohol on the

premises shall receive full training, prior to making any sale of alcohol. This shall be delivered by an external company and shall be pertinent to the Licensing Act 2003, specifically with regard age-restricted sales, and the refusal of sales to persons believed to be under the influence of alcohol or drugs.

Sussex police consider this appropriate to improve management of the premises, reduce the levels of drunkenness at the premises and support staff in providing a duty of care to patrons.

12. Induction training must be completed by all staff involved in the sale of alcohol, and refresher training thereafter at intervals of no more than eight (8) weeks. All restricted sales training undertaken by staff members shall be fully documented and signed by the employee and the Designated Premises Supervisor. All training records shall be retained for a minimum of 24 months and shall be made immediately available upon request to the Local Authority Licensing Officers and Sussex Police Officers or Licensing staff.

Sussex police consider this appropriate to reduce the levels of drunkenness and anti-social and behaviour at the premises.

13. A written record of those authorised to make sales of alcohol shall be kept. This shall be endorsed by the DPS with the date such authorisation commences. This shall be made available immediately upon request to the Local Authority Licensing Officers and Sussex Police Licensing Officers

Sussex police consider this appropriate to reduce the levels of drunkenness and anti-social and behaviour at the premises.

14. The premises shall at all times maintain and operate a sales refusals log and an incident log will be kept to record all refusals and incidents of crime or disorder. These shall be reviewed and signed by the Designated Premises Supervisor at intervals of no more than four (4) weeks. Feedback shall be given to staff to ensure these are used on each occasion that a refusal or incident occurs at the premises. These records shall be kept for a minimum of twenty four (24) months, and made immediately available upon request to the Local Authority Licensing Officers and Sussex Police Licensing Officers

Sussex police consider this appropriate to reduce the levels of drunkenness and anti-social and behaviour at the premises.

15. No off-sales shall be permitted other than to hotel guests.

Sussex police consider this appropriate to reduce the levels of drunkenness and anti-social and behaviour at the premises, and prevent glass bottles being taking from the premises.

16. Staff must ensure that all empty glasses and bottles are promptly cleared away from the public areas. Regular patrols to facilitate this are to be conducted, at least hourly, both inside and outside the premises.

Sussex police consider this appropriate to reduce the anti-social behaviour at the premises and prevent crime and disorder.

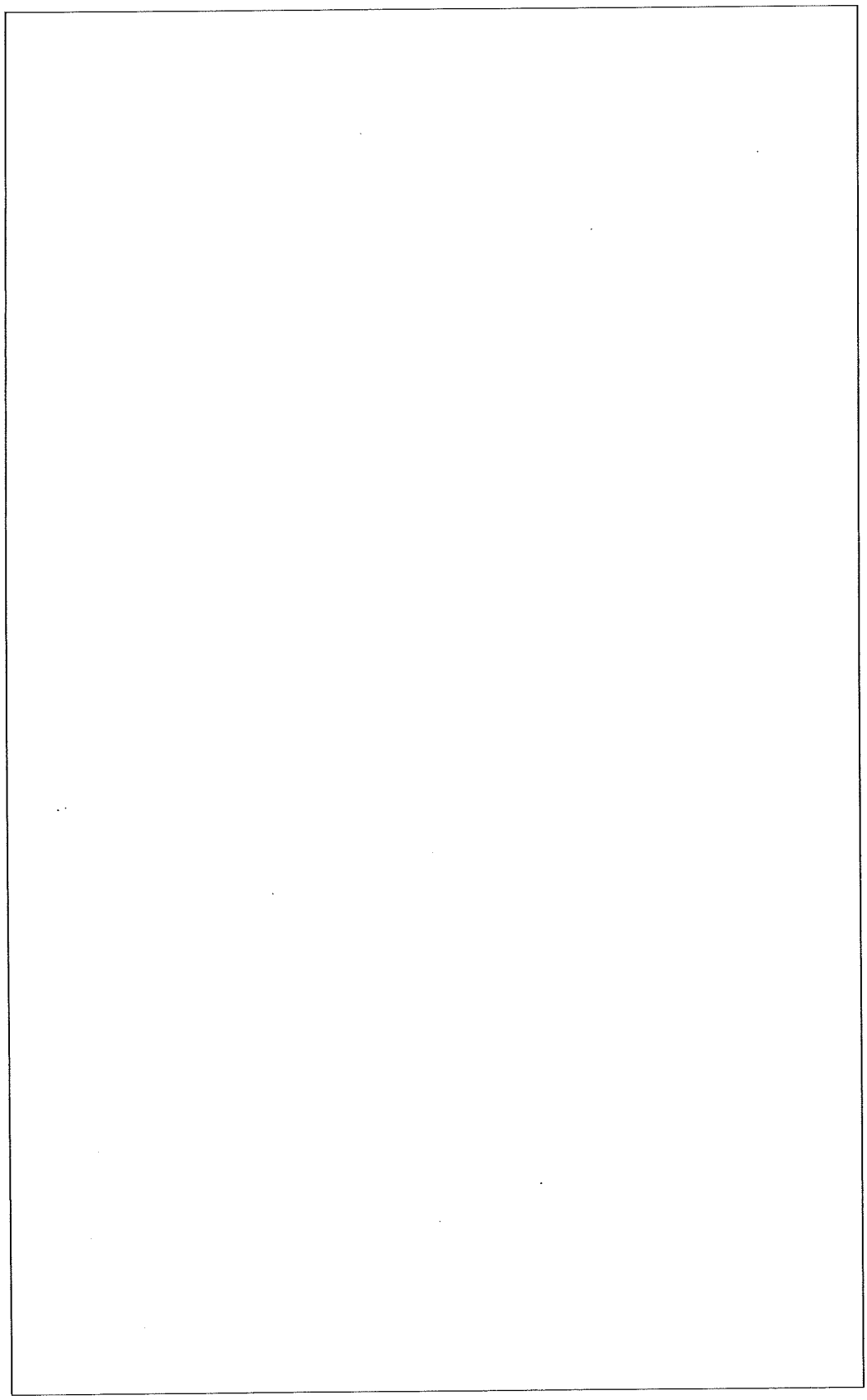
17. Digital CCTV and appropriate recording equipment to be installed in accordance with Home Office Guidelines relating to UK Police Requirements for Digital CCTV System (PSDB Publication Number 09/05), operated and maintained throughout the premises internally and externally to cover all public areas, including the entrance to the premises. The system shall be on and recording at all times the premises licence is in operation.

- The CCTV cameras and recording equipment must be of sufficient quality to work in all lighting levels inside the premises at all times.
- CCTV footage will be stored for a minimum of 31 days
- The management will give full and immediate cooperation and technical assistance to the Police in the event that CCTV footage is required for the prevention and detection of suspected or alleged crime.
- The CCTV images will record and display dates and times, and these times will be checked regularly to ensure their accuracy.
- Subject to Data Protection guidance and legislation, the management of the premises will ensure that key staff are fully trained in the operation of the CCTV, and will be able to download selected footage onto a disk for the police without difficulty or delay and without charge to Sussex Police.
- Any breakdown or system failure will be notified to the police immediately & remedied as soon as practicable

Sussex police consider this appropriate to assist in door staff handling lawful ejections and identifying persons involved in incidents for evidential purposes and for banning, thereby preventing and detecting crime & disorder.

18. The Premises will be an active member of a Pubwatch Scheme or similar Group where there is one in operation. The premises shall comply with all decisions collectively made by the group. A radio link, or similar, will be maintained with other group members and used in accordance with the Pubwatch Scheme.

Sussex police consider this will reduce the levels of crime & disorder and anti-social behaviour at the premises as it will assist in preventing entry by persons barred via ChiBAC.



	Please tick yes
Have you made an application for review relating to this premises before	No

If yes please state the date of that application	Day Month Year

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 [redacted]

Date Monday 6th July 2015

Capacity Chief Inspector

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)
PS M Balmer
Centenary House
Durrington Lane
Worthing
West Sussex
BN13 2PQ

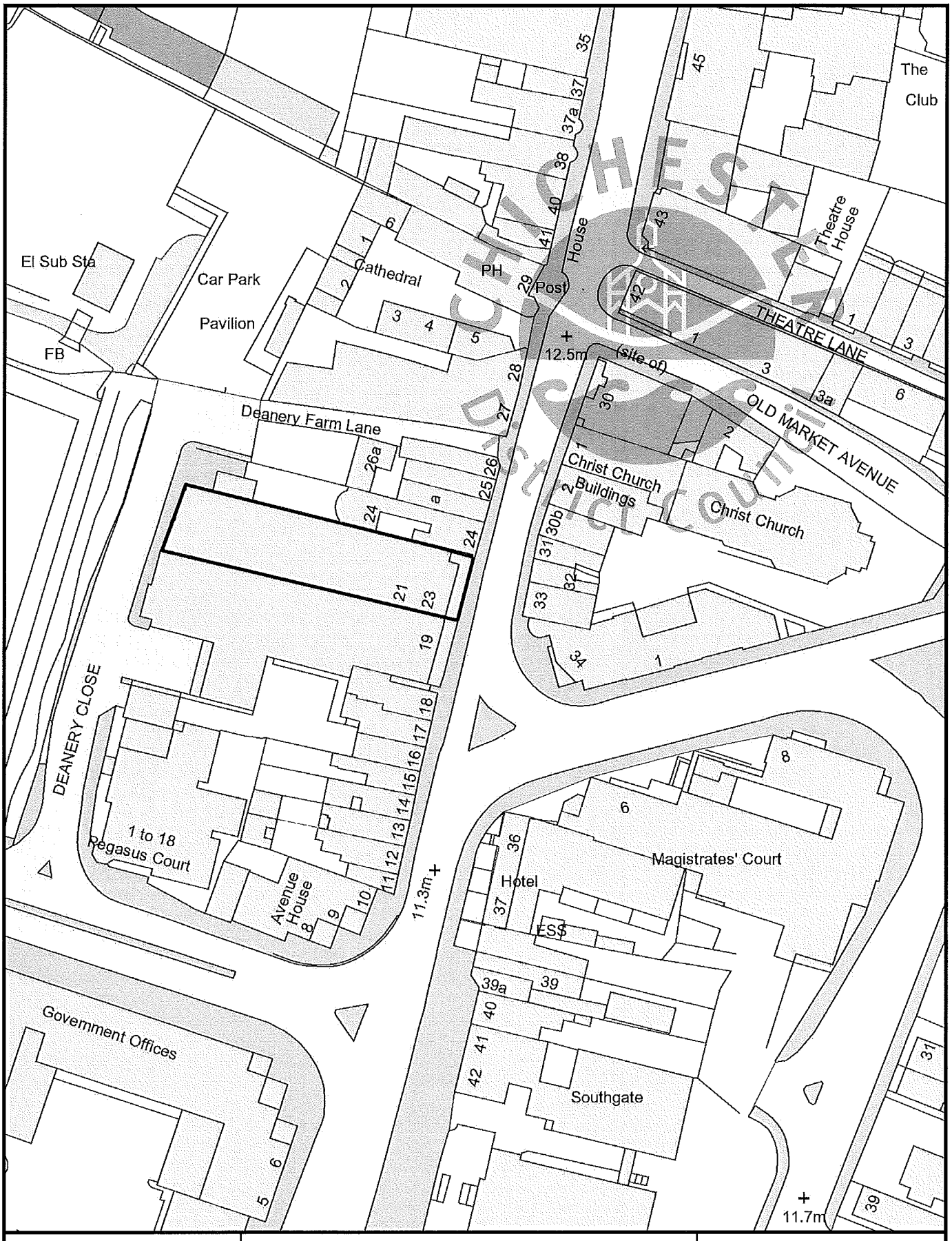
Telephone number (if any) 01273 404030

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) WS_Licensing_WOR@sussex.pnn.police.uk

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.

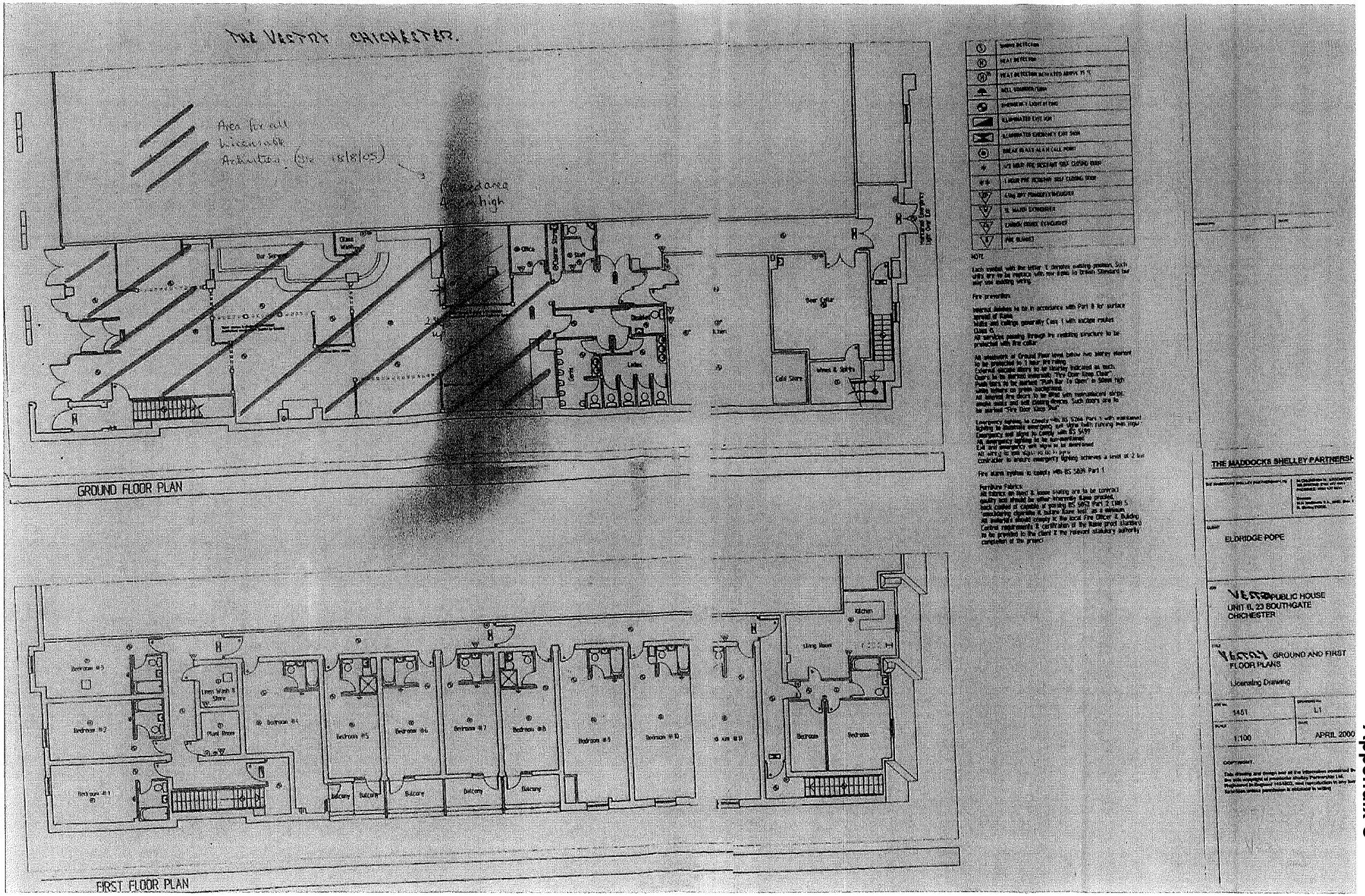
Appendix B



'The Vestry'

Housing & Env Services	
Jul 30, 2015	Licensing Team
1:832	Map center: 486005, 104492

21 - 23 Southgate
Chichester
West Sussex
PO19 1ES


THE VESTRY CHICHESTER.
GROUND FLOOR PLAN
FIRST FLOOR PLAN
THE MADDOCKS SHELLEY PARTNERSHIP
ELDRIDGE POPE
PUBLIC HOUSE
UNIT 6, 23 SOUTHGATE
CHICHESTER
GROUND AND FIRST FLOOR PLANS
Licensing Drawing
1451
L1
1:100
APRIL 2000

Appendix C

Licensing Act 2003
Premises Licence - Part A

Chichester District Council, East Pallant House, 1 East Pallant, Chichester, West Sussex, PO19 1TY

Premises Licence Number - **3815/15/00496/LAPRED**
Issued in substitution for licence **3815/15/00264/LAPRES** previously granted

Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description, including post town, post code

The Vestry
21 - 23 Southgate
Chichester
West Sussex
PO19 1ES

Telephone number 01243 773 358

Where the licence is time limited the dates

Not Applicable

Licensable activities authorised by the licence	
Activity	**Location**
Performance of Live Music	Indoors
Playing of Recorded Music	Indoors
Late Night Refreshment	Indoors
Sale by Retail of Alcohol	Indoors

The times the licence authorises the carrying out of licensable activities

Performance of Live Music

Standard Days and Timings
Sunday 10:00 - 23:30
Monday to Thursday 10:00 - 00:00
Friday and Saturday 10:00 - 00:30

Playing of Recorded Music

Standard Days and Timings
Every Day 00:00 - 00:00

Signed: [redacted]

On behalf of Mrs Louise Rudziak Head of Housing and Environment Services

Late Night Refreshment

Standard Days and Timings
Every Day 23:00 - 01:00

Non Standard Timings
New Year's Eve 23:00 - 05:00

Sale by Retail of Alcohol

Standard Days and Timings
Sunday 10:00 - 23:30
Monday to Thursday 10:00 - 00:00
Friday and Saturday 10:00 - 00:30

Non Standard Timings
Sale to residents - everyday 00:00 - 00:00

On the following nights 10:00 - 00:30
New Year's Day (1st January)
Valentines Day (14th February)
Burns Night
St Davids Day (1st March)
St Patricks Day (17th March)
St Georges Day (23rd April)
Easter Sunday and Monday
Sundays immediately before and including the May Bank Holiday Mondays
Sunday immediately before and including the August Bank Holiday Monday
Halloween (31st October)
Christmas Eve and Boxing Day
27th, 28th and 30th December 10:00 - 00:30

On New Years Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31 December).

The opening hours of the premises

Standard Days and Timings
Every Day 00:00 - 00:00

Non Standard Timings
The premises must close to the public, other than residents, 30 minutes after the terminal hour for the supply of alcohol.

Seasonal variation

None

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

Alcohol is supplied for consumption on and off the premises.

Signed: [redacted]

On behalf of Mrs Louise Rudziak Head of Housing and Environment Services

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of Premises Licence

Sussex Inns LTD
Stephenson Smart And Co
22-26 King Street
Kings Lynn
Norfolk
PE30 1HJ

Contact Phone Number [redacted]

Registered number of holder, for example company number, charity number (where applicable)

Registered Business Number 07563947

Name, address and telephone number of Designated Premises Supervisor where the Premises Licence authorises the supply of alcohol

Miss Donna Shepperson
[redacted]

Contact Phone Number [redacted]

Personal Licence number and issuing authority of Personal Licence held by Designated Premises Supervisor where the Premises Licence authorises the supply of alcohol

Personal Licence Number – PO1420
Licensing Authority – London Borough Of Redbridge

Annex 1 – Mandatory conditions

1 (1) Where a Premises Licence authorises the supply of alcohol, the licence must include the following conditions.

(2) The first condition is that no supply of alcohol may be made under the Premises Licence -

(a) at a time when there is no Designated Premises Supervisor in respect of the Premises Licence, or
(b) at a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.

Signed: [redacted]

On behalf of Mrs Louise Rudziak Head of Housing and Environment Services

(3) The second condition is that every supply of alcohol under the Premises Licence must be made or authorised by a person who holds a Personal Licence.

2 (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises-

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-
  (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
  (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

3 The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

4 (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either-
(a) a holographic mark, or
(b) an ultraviolet feature.

5 The responsible person must ensure that-

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in

Signed: [redacted]

On behalf of Mrs Louise Rudziak Head of Housing and Environment Services

advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-

(i) beer or cider: ½ pint;
(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
(iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

6 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1-

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula-

$$P = D + (D \times V)$$

where-

(i) P is the permitted price,
(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, *and*
(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence-

(i) the holder of the premises licence,
(ii) the designated premises supervisor (if any) in respect of such a licence, or
(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

Signed: [redacted]

On behalf of Mrs Louise Rudziak Head of Housing and Environment Services

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

7 (1) Where a Premises Licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must

(a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or

(b) be entitled to carry out that activity by virtue of Section 4 of that Act.

(2) But nothing in subsection (1) requires such a condition to be imposed-

(a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c. 12) (premises with Premises Licences authorising plays or films), or

(b) in respect of premises in relation to-

(i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with Club Premises Certificate, under a Temporary Event Notice authorising plays or films or under a gaming licence), or

(ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

(3) For the purposes of this section-

(a) 'security activity' means an activity to which paragraph 2(1)(a) of that Schedule applies, and which is licensable conduct for the purposes of that Act (see Section 3(2) of that Act) and

(b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

Annex 2 – Conditions consistent with the operating schedule

1 The premises must close to the public, other than residents, 30 minutes after the terminal hour for the supply of alcohol.

2 No music is permitted in outside areas.

3 The external doors must be closed at 23:30.

4 No waste shall be moved between 23:00 and 07:00.

5 Deliveries and collections must not be made between 23:00 and 07:00.

6 No tables shall remain outside the premises and the opening windows shall be closed by 22:00.

Signed: [redacted]

On behalf of Mrs Louise Rudziak Head of Housing and Environment Services

7 The operators of the premises must ensure that all staff receive training concerning the relevant legislation, particularly concerning the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.

8 The operator of the premises must monitor requirements for door monitors and shall take into account any advice offered by the Police to aid the prevention of crime and disorder.

9 The operator of the premises must maintain membership of the Pubwatch scheme.

10 A CCTV system must be installed which is of a standard specification that is acceptable to Sussex Police and recordings must be retained for a period not less than 28 days for evidential purposes. The recordings must promptly be made available for Sussex Police.

11 The operator of the premises must ensure that no promotions are run which would encourage illegal, irresponsible or immoderate consumption of alcohol.

12 A suitable health and safety policy shall be in place and shall be reviewed regularly, and any incidents regarding public safety should be reported to the relevant authorities.

13 To aid the prevention of public nuisance, customers must be encouraged to leave the premises quietly.

14 The operator of the premises must ensure that alcohol is not served to persons under the age of 18, and that all staff are aware of their responsibilities regarding the protection of children from harm.

15 All persons under 16 must be accompanied by an adult at all times.

16 No admission is permitted after 00:00 (Midnight).

17 A telephone must be available for customers to call taxis free of charge.

18 No glasses shall be removed from the premises after 21:00.

19 If any licensable activities are held beyond 01:00, Security Industry Authority licensed staff must be employed for the purpose of door supervision.

20 Every Friday and Saturday night, door staff are to be in place from 20:00 until all members of the public have left the venue and it is closed.

21 On any occasion live music is to be played, door staff are to be in place from 20:00 until all members of the public have left the venue and it is closed.

Annex 3 – Conditions attached after a hearing by the Licensing Authority

None

Annex 4 – Plan(s)

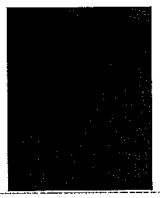
The attached plan(s) referenced **'JOB NO: 1451 DRAWING NO: L1'** dated **'APRIL 2000'** shows the area(s) licensed for the purposes of the Licensing Act 2003.

Signed: [redacted]

On behalf of Mrs Louise Rudziak Head of Housing and Environment Services

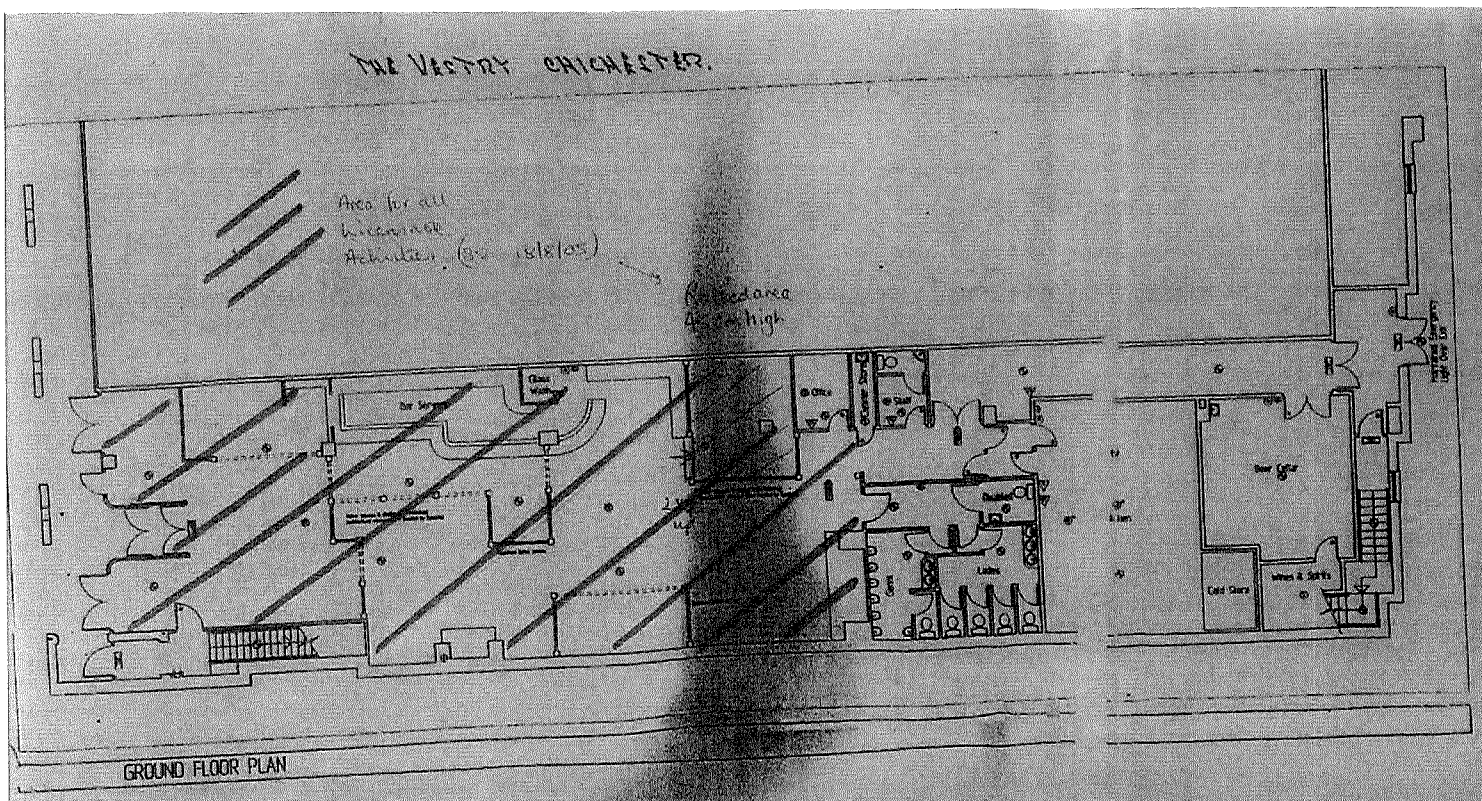
NOTES

Please note that this Premises Licence may have been subject to exclusion of a licensable activity, modification of the conditions, removal of the Designated Premises Supervisor, suspension or revocation and also the name and address of the licence holder may not currently be valid. If you wish to verify the current status of the licence, you should contact Chichester District Council.

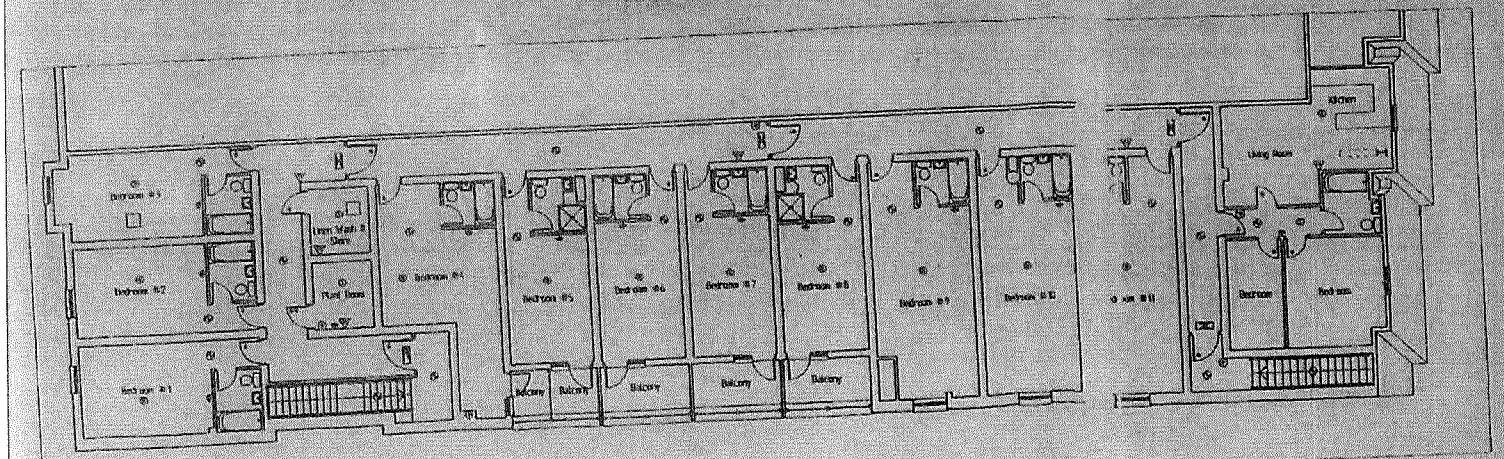
Signed: 

On behalf of Mrs Louise Rudziak Head of Housing and Environment Services

THE VESTRY CHICHESTER.



GROUND FLOOR PLAN



FIRST FLOOR PLAN

Each smoke with fire within 1 minutes making provision. Each with are to be provided with new doors to British Standard for any new existing wiring

Fire prevention

Internal finishes to be in accordance with Part B for surface spread of flame.
Walls and ceilings generally Class 1 with escape routes Class 0.
All ventilation passing through the existing structure to be protected with fire walls.

All compartments at Ground Floor level below two storeys shall be protected by 1 hour fire rating.
Internal doorsets shall be fire doorsets as such. Doorsets to be identified externally. Fire doors shall have 76mm high plate fixed to the external "Push Door To Open" in 50mm high plain letters on green background.
All doorsets are doors to be fitted with intumescent strips, smoke seals and self closing devices. Such doors are to be marked "Fire Door Keep Shut"

Emergency lighting be provided to BS 5266 Part 1 with automatic testing in accordance with the code. Lighting shall normally be energised from the mains with 3h supply.
All emergency lighting to be non-maintained
3h and emergency lighting to be in accordance
All exits to be clearly identified in green
All exits to be well lighted so as to give
Consideration to ensure emergency lighting achieves a level of 2 lux

Fire alarm system to comply with BS 5839 Part 1

Furniture Fabrics.
All fabrics on seats & loose lining are to be contract quality and should be either treated with flame proofed back coating or capable of passing BS 5852 Part 2 Ignition Source 5 (Crib 5) Cigarette & Match flame test. All mattresses should comply to the Local Fire Officer & Building Control requirements. A declaration of the flame proof standard to be provided by the client & the relevant statutory authority upon completion of the project.

THE MADDOCKS SHELLEY PARTNERSHIP

ELDRIDGE POPE

VESTRY PUBLIC HOUSE
UNIT B, 23 SOUTHGATE
CHICHESTER

VESTRY GROUND AND FIRST FLOOR PLANS

Licensing Drawing

1451	L1
1:100	APRIL 2000

Companies House

BETA This is a trial service — your feedback (https://response.questback.com/companieshouse/chpbeta/) will help us to improve it.

SUSSEX INNS LIMITED

Company number **07563947**

Firefox users: we are investigating an issue with some PDF documents displaying blank pages. Try selecting 'Open with different viewer' and then 'Open with Adobe reader'

Date	Type	Description	View / Download
11 Aug 2015	AD01	**Registered office address changed** from 8 Southampton Road Ringwood Hampshire BH24 1HY England to The Richmond Stockbridge Road Chichester West Sussex PO19 8DT on 11 August 2015	(1 page)
03 Aug 2015	TM01	**Termination of appointment** of Gillian Ann Brown as a director on 20 July 2015	(1 page)
23 Jul 2015	AP01	**Appointment** of Mr Nick Marshall as a director on 21 July 2015	(2 pages)
22 Jul 2015	AD01	**Registered office address changed** from 22-26 King Street King Street King's Lynn Norfolk PE30 1HJ to 8 Southampton Road Ringwood Hampshire BH24 1HY on 22 July 2015	(1 page)
31 Mar 2015	AR01	**Annual return** made up to 15 March 2015 with full list of shareholders Statement of capital on 2015-03-31 • GBP 100	(3 pages)
23 Feb 2015	AD01	**Registered office address changed** from 8 Southampton Road Ringwood Hampshire BH24 1HY England to 22-26 King Street King Street King's Lynn Norfolk PE30 1HJ on 23 February 2015	(1 page)
14 Jan 2015	AA	**Total exemption full accounts** made up to 31 March 2014	(6 pages)
29 Dec 2014	AD01	**Registered office address changed** from 22-26 King Street King"s Lynn Norfolk PE30 1HJ to 8 Southampton Road Ringwood Hampshire BH24 1HY on 29 December 2014	(1 page)

27 Oct 2014	TM01	**Termination of appointment** of Richard Yonwin as a director on 24 October 2014	(1 page)
27 Oct 2014	AP01	**Appointment** of Mrs Gillian Ann Brown as a director on 24 October 2014	(2 pages)
02 Jul 2014	TM01	**Termination of appointment** of Alan Frith as a director	(1 page)
02 Jul 2014	AP01	**Appointment** of Mr Richard Yonwin as a director	(2 pages)
02 Apr 2014	AR01	**Annual return** made up to 15 March 2014 with full list of shareholders Statement of capital on 2014-04-02 • GBP 100	(3 pages)
20 Jan 2014	AA	**Total exemption small company accounts** made up to 31 March 2013	(6 pages)
23 Aug 2013	SH01	**Statement of capital following an allotment of shares** on 31 March 2013 • GBP 100	(3 pages)
30 Apr 2013	AR01	**Annual return** made up to 15 March 2013 with full list of shareholders	(3 pages)
30 Apr 2013	CH01	**Director's details changed** for Mr Alan Richard Frith on 15 March 2013	(2 pages)
10 Dec 2012	AA	**Total exemption small company accounts** made up to 31 March 2012	(6 pages)
30 Mar 2012	AR01	**Annual return** made up to 15 March 2012 with full list of shareholders	(3 pages)
07 Oct 2011	MG01	Particulars of a mortgage or charge / charge no: 1	(5 pages)
15 Mar 2011	NEWINC	**Incorporation**	(22 pages)

3 Sympson Road
Tadley
Hampshire
RG26 3UU

Mr. L Foord
Licensing Manager
Housing and Environment Services
Chichester District Council
East Pallant House
East Pallant
Chichester
West Sussex
PO19 1TY

20th July 2015

The Vestry License Review

Dear Mr. Foord,

I am Stuart Robinson. I have been a residential guest at The Vestry for approximately two years. I stay most Friday nights and some Thursday, Saturday and Sunday nights.

I always spend time in the bar area to enjoy the entertainment and converse with my friends.

In response to the application for a license review, I am compelled to state the following.

On several occasions, I have witnessed bar staff refusing to serve individuals who they consider to be unfit.

The security staff are vigilant and their response is proportionate.

The security staff maintain a visual overview of the bar area and patrol it. They undertake regular patrols of the toilets and other enclaves away from the main bar area.

At the first sign of any behavior issues, I have witnessed the security staff contain and diffuse the situation. If necessary the individuals concerned are removed with a proportionate use of restraint.

I have always found The Vestry a welcoming and friendly place to be and have never had an issue with any member of staff, security or customer.

I have never witnessed any criminal activity in The Vestry.

I am an engineering consultant who is contracted to a Government Organisation. I provide advice and guidance for counter espionage and counter sabotage in the context of cyber security.

In order to perform this role I hold the most detailed and comprehensive form of security clearance in UK government.

I hold a current section 2 firearms certificate (number [redacted] and was a holder of a section 1 firearms certificate (number [redacted]) that I surrendered due to personal circumstances in 2014.

I have undergone extensive vetting by The Security Service and The Civilian Police and should be viewed as a trustworthy individual.

If anyone with the appropriate authority wishes to authenticate the claims I have made in the proceeding paragraphs then please contact me via any of the following methods:

Landline:
Mobile:
Email: [redacted]

Kind Regards,

[redacted]

Stuart Robinson

Evidence For Review of Premises Licence For The Vestry

Statement PS Balmer Neighbourhood Licensing Team
Statement PC Phillips Neighbourhood Policing Officer

Copy of letter dated 6th Dec 2013 re meeting on29th Nov 2013

7th December 2013
Statement PC Johnston

18th January 2014
Statement PC Poulter
Victim Statement
Statement Mr Hoad DPS

30th January 2014
Copy of letter dated 30th January relating to meeting at Centenary House copy to DPS & Mr Yonwin
Contact detail for Mr Yonwin provided by Ms Brown

1st February 2014
Statement from SIA door supervisor

12th February 2014
Email from Ms Brown

12th April 2014
Statement PC Hermon
Statement PC Rogers
Witness statement

21st April 2014
Statement PC Rosier
Statement SIA door supervisor
Statement Mr Hoad DPS

3rd May 2014
Statement PC Rogers

4th May 2014
Statement PC Poole
Statement SIA door supervisor

22nd May 2014
Email from Ms Brown pertaining to contact with ChiBAC

6th September 2014
Statement PC Poulter
Statement confirming white powder as cocaine

13th December 2014
Victim Statement

24th December 2014
Statement PC Heasman

10th February 2015
Letter to Vestry DPS & PLH

17th February 2015
Exchange of emails between Ms Brown & PC Heasman of the NLT

18th February 2015
Letter & minutes of meeting held at Centenary House between NLT & Ms Brown and Mr Hoad
Email from Ms Brown

12th March 2015
Email from Ms Brown in response to meeting of 18th February

24th April 2015
Exchange of emails pertaining to an extension under a TEN commencing 2nd May 2015

2nd May 2015
Statement PC Vasey
(matter sub-judice)

8th May 2015
Sussex Police objection to further TEN submitted by Ms Shepperson for extension of hours commencing on 24th May 2015

16th May 2015
Statement PC Heasman

17th May 2015
Email from Ms Brown withdrawing TEN for 24th May 2015

7th June 2015
Email giving clarification to the NLT pertaining to the incident

SUSSEX POLICE MG 11(T)

[redacted]

WITNESS STATEMENT

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

URN | | | | |

Statement of: Michael David Balmer

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

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

Signature: Date 28th July 2015

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

I am a Licensing Sergeant working for the West Sussex, Neighbourhood Licensing Team. I have a continuing responsibility to ensure that Sussex Police respond appropriately and decisively to any relevant incidents at licensed premises in this area.

On 18th February 2015 I called a meeting with the Premises Licence Holder, Gill Brown and the Designated Premises Supervisor, Rob Hoad. This was primarily due to my concerns regarding a serious incident that occurred on 24TH December 2014 and earlier incidents of drunkenness, disorder and violent crime at The Vestry. The meeting aimed to address these, and a number of other concerns

Since 18th February 2015, the management made a number of changes in an attempt to address the aforementioned issues. Despite the changes made at the venue another serious incident occurred on 2nd May 2015 which again highlighted failings at The Vestry. In my professional opinion there is a correlation between drunkenness, disorder and violent crime occurring at the premises after 2300hrs.

The Sussex Police Licensing Team have collated supporting evidence for the review application. In light of reviewing this material I wish to make the Licensing Committee aware of some points of emendation and clarification in relation to the review document:

I can confirm that the following information has been entered onto a Sussex Police computer system known as Inn Keeper which is used to record both Police Staff and Police Officer interactions with Licensed Premises within the Sussex Police area. The dated statements within the review document have been taken from this Inn Keeper report and verified by utilising police incident logs as well as custody and crime reporting systems.

I can confirm that in relation to the incident dated Saturday 07th December 2013, that the dog used to detect the drugs was a police passive drugs dog assigned to the City for a separate operation.

The report detailed on Friday 10th January 2014 at 2230 hours has been taken from an Inn Keeper report.

Continuation of statement of Micheal Balmer

There are no additional information sources as the incident did not result in an arrest or a prosecution.

The incident dated Sunday 18th January 2014, was written in error and refers to an incident on Saturday 18th January 2014.

The incident dated Sunday 19th January 2014 at 0020 hours relates to an input which was placed on the Inn Keeper system.

The report detailed on Saturday 01st February 2014 at 2225 hours has been taken from an Inn Keeper report The additional information was taken from crime reports and custody records related to this offence.

The report detailing Sunday 16th March 2014 at 0005 hours has been taken from an Inn Keeper report. The additional information was taken from crime reports and custody records related to this offence.

The incident relating to Saturday 03rd May 2014, was finalized by a formal caution rather than a charge to court.

The report detailing Saturday 10th May 2014 at 2320 hours this has been taken from the Inn Keeper system.

The report detailing Friday 16th May 2014 at 2311 hours this has been taken from the Inn Keeper system and from Sussex Police crime recording systems.

The report detailing Saturday 17th May 2014 at 0100 hours has been taken from the Inn Keeper system.

I can confirm that the entry referred to in the review document on Thursday 22nd May 2013, is a typing error and should read 2014.

The report detailing Saturday 31st May 2014 at 2300 hours has been taken from the Inn Keeper system.

The report detailing Friday 27th June 2014 has been taken from the Inn Keeper system.

The report detailing Saturday 04th October 2014 at 0030 hours has been taken from the Inn Keeper system.

The report detailing Sunday 26th October 2014 at 2311 hours has been taken from the Inn Keeper system and from Sussex Police crime recording systems.

The report detailing Saturday 01st November 2014 at 2330 hours has been taken from the Inn Keeper system.

The report detailing Saturday 13th December 2014 at 2359 hours has been taken from the Inn Keeper system and from Sussex Police crime recording systems.

The report detailing Sunday 18th January 2015 at 0015 hours has been taken from the Inn Keeper system.

A report from the same day, January 18th 2015, but at 0100 hours was taken from an Inn Keeper report.

The report detailing Sunday 01st February 2015 at 0030 hours was taken from the Inn Keeper system.

Signature ..... Signature witnessed by: .....

Continuation of statement of Micheal Balmer

The report detailing Tuesday 17th February 2015 was taken from the Inn Keeper system.

The report detailing Saturday 21st February 2015 at 2330 hours was taken from the Inn Keeper system.

The report detailing Saturday 11th April 2015 at 2350 hours was taken from the Inn Keeper system.

The report detailing Sunday 07th June 2015 at 0001 hours was taken from both the Inn Keeper system and an e-mail that was received by the Neighborhood Licensing Team.

I can also confirm that there has been a repeated typing error when explaining the reasoning for the suggested conditions relating to antisocial behaviour where the word "and"(anti-social and behaviour) has been added in error.

SUSSEX POLICE MG11

[redacted]

URN | | | | |

Statement of: David Phillips

Age if under 18: O18 (if over 18 insert 'over 18') Occupation: Police Officer CP569

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

Signature: _____ Date 24/07/15

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

I work as a Neighbourhood Policing Officer with Sussex Police & have done since 1998. In July 2001 I was posted to Chichester where I took up the responsibility, with two other officers, for Chichester City centre dealing mainly with the businesses within the area. I was asked to be the Night time Liaison Officer which incorporated regular working in partnership with the Licensed Premises within the city centre which I have been doing to date spanning 14 years.

Over the years with several licensed premises closing the main migration of customers has gone to South Street where there are several licensed premises. South Street has four premises that have become the main focus [redacted], The Vestry. Both the [redacted] & Vestry are the two premises with the later licences & attract the majority of the customers.

The various licensed premises in my experience & observations attract different age ranges. The Vestry appeared to be a popular venue for the majority of the younger age range from 18+ due to the nature of the entertainment that they provided. Both The Vestry & [redacted] operate a queuing policy when they are nearing capacity that are controlled by doorstaff, which encroaches onto the pavement & restricts the accessibility for others passing often having to step onto the narrow road. Since the review took place on the [redacted] & restrictions were imposed more people attended the Vestry.

Due to this, the nature & number of incidents rose for this premise. Incidents have ranged from drugs, violence, drunkenness & sexual offences. In my experience I have noticed over the years how The Vestry's dynamics have changed from an eating venue to a more late night drinking establishment with live music & DJ's which inevitably comes with issues if not managed correctly.

On numerous occasions I have seen persons leaving the premises in such an intoxicated state that they were unable to stand & had to be assisted by friends or partners. The premises have been reminded about their responsibility to minimise this on several occasions, including at Pubwatch meetings with other premises whom have taken on board this advice but the problem has not reduced at The Vestry.

Continuation of statement of David Phillips

One of the local initiatives we offered to licensed premises was the use of Bodyworn cameras to be worn by doorstaff of which The Vestry took part in & were lent two cameras. The advice was given that they use these activating it when refusing entry, ejections or any incidents dealt with by doorstaff including searches. Despite several conversations with the DPS of The Vestry this was not being used for these incidents. At one point the blame was placed on the doorstaff by the DPS & a change of door team followed but the problem still continued even after police speaking to them direct. In fact there have been several incidents where police have been called or incidents reported & there is no footage from body worn cameras. As a result of the lack of use 1 bodyworn camera has been relocated to other premises & on occasions removing both to use elsewhere.

There were incidents that at closing time the customers all left the premise spilling out onto the road, some still in possession of bottles or glasses & were not controlled by doorstaff, showing a clear lack of customer care towards licensing objective of Public Safety.

When comparing the various premises in Chichester The Vestry appears to have had more issues than others & had more of an impact on police resourcing.

Friday 6th December 2013

A meeting was held between PC Heasman of the Sussex Police Neighbourhood Licensing Team (NLT), Mr Knowles-Ley of Chichester District Council Licensing Team, Mr Robert Hoad the Designated Premises Supervisor of the Vestry and Ms Gill Brown the operations manager. Ms Brown explained that Mr Frith was the sole Director of Sussex Inns, the Premises Licence Holder, but this would be changing in the near future. PC Heasman explained that the meeting was to discuss the number of incidents which had occurred at the premises; he continued to detail the reports received from local police officers highlighting their concerns. Feedback was also given in relation to the joint agency visit (Sussex Police and Chichester Council Licensing officers) which took place 29th November 2013. On this occasion the unprofessional behaviour of door staff was a cause for concern as they were seen kissing patrons good bye rather than controlling the groups of people exiting the premises or preventing incidents occurring which led to police intervention. It was emphasised that the levels of drunkenness, the incidents of anti-social behaviour and the management of staff employed at the premises needed to improve. A raft of measures were discussed to address the concerns raised.

LETTER / MEETING
Visit Date 06/12/2013
Description DEAR MR HOAD

A MEETING WAS HELD ON FRIDAY 6TH DECEMBER 2013, WITH YOURSELF, GILL BROWN, DAVID KNOWLES-LEY FROM CHICHESTER DISTRICT COUNCIL AND PC HEASMAN FROM SUSSEX POLICE. IT WAS ESTABLISHED THAT YOU WERE THE DESIGNATED PREMISES SUPERVISOR, GILL BROWN WAS THE OPERATIONS MANAGER AND ALTHOUGH HE WAS NOT PRESENT ALAN FRITH WAS STILL THE SOLE DIRECTOR OF SUSSEX INNS LTD WHICH CURRENTLY HOLDS THE PREMISES LICENCE FOR THE VESTRY. GILL BROWN ADVISED US THIS IS LIKELY TO BE CHANGING BUT COULD NOT GIVE A SPECIFIC DATE.

I DISCUSSED WITH YOU BOTH ABOUT THE NUMBER OF INCIDENTS WHICH HAD OCCURRED AT THE PREMISES, AND WENT THROUGH THE REPORTS WE WERE RECEIVING FROM LOCAL OFFICERS DEALING AND THEIR CONCERNS INSIDE AND SURROUNDING YOUR PREMISES. I WENT THROUGH THE COUNCIL AND MY OBSERVATIONS FROM A JOINT AGENCY VISIT COMPLETED ON 29 NOVEMBER 2013. SUSSEX POLICE EXPRESSED THEIR CONCERNS SURROUNDING THE EFFECTIVENESS OF THE DOOR STAFF AND OUR OBSERVATIONS, THIS INCLUDED THEM AT THE FRONT DOORS SMOKING AND KISSING PEOPLE GOOD BYE RATHER THAN CONTROLLING THE GROUPS LEAVING AND STOPPING VIOLENT INCIDENTS, WHICH REQUIRED POLICE OFFICERS TO INTERVENE. I MADE IT CLEAR THAT THERE NEEDED TO BE AN IMPROVEMENT WITH THE DOOR STAFF, REDUCTION IN LEVELS OF DRUNKENNESS AND PEOPLE BEING HURT IN AND AROUND YOUR PREMISES.

IT WAS SUGGESTED YOU WOULD ADDRESS OUR CONCERNS BY COMPLETING THE FOLLOWING:

" BRIEFING OF SECURITY, WITH JOB ROLES AND IMPORTANCE OF COMPLETING THE INCIDENT BOOK
" RE TRAINING OF BAR STAFF SURROUNDING SERVING TO DRUNKS, MAKING SURE ALL DOCUMENTED
" CONSIDER THE LOCATION OF DANCE FLOOR TO ALLOW VENUE TO FLOOR FREELY AND REDUCE PINCH POINTS
" DPS TO SIGN OFF INCIDENT SHEETS EACH WEEK AND REVIEW AND ISSUES. IF INCIDENTS INVOLVED DISORDER CONSIDER PUTTING PEOPLE FORWARD FOR CHIBAC BANS
" DPS OR SELECTED MEMBER OF STAFF TO ATTEND CHIBAC MEETINGS, AS AFTER CHECKING WITH THE CHIBAC MANAGER THE DPS HAD NOT ATTENDED THE MEETINGS SINCE MR FRITH ADVISED POLICE AT THE BEGINNING OF SEPTEMBER HE WAS NO LONGER IN CHARGE OF THE VESTRY.
" CONSIDER THE BENEFITS OF HAVING AN ID SCANNER LIKE OTHER BUSY VENUES WITHIN THE CITY, HELPING IDENTIFY CUSTOMERS WHO HAVE BEEN CAUSING ISSUES AROUND THE SURROUNDING PREMISES.

PLEASE DON'T HESITATE TO CONTACT ME SHOULD YOU WISH TO DISCUSS THIS MATTER FURTHER.

YOURS SINCERELY

PC JAMES HEASMAN
SUSSEX POLICE

**** LETTER ALSO SENT TO ALAN FRITH AT HIS HOME ADDRESS ****

Saturday 7th December 2013 23:00 hours

Following indications from a drugs dog, a male was stopped by police officers and found to be in possession of cannabis and cocaine outside The Vestry. Upon interview he stated that he had been sold the drugs by an unknown male inside the premises. The male received a caution for the offence of possessing a controlled substance.

SUSSEX POLICE MG 11(T)

[redacted]

WITNESS STATEMENT

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

URN | | | | |

Statement of: Alexander Irving JOHNSTON

Age if under 18: Over 18 (If over 18 insert 'over 18') Occupation: Police 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 anything in it, which I know to be false or do not believe to be true.

Signature: [redacted] Date 07/07/15

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

On the morning of 28th January 2014 I was on duty in full uniform at Chichester Police Station when I interviewed a male who had been stopped in Southgate, Chichester in the vicinity of The Vestry PH by police at 23:12 hours on 7th December 2013 where he was found in possession of cannabis and cocaine.

During the interview he disclosed that he had purchased the drugs from an unknown male in The Vestry PH.

I then completed an Inn Keeper report to document this which I recorded as follows:

"Date 07/12/2013 23:00
Description MALE FOUND IN POSSESSION OF CANNABIS AND COCAINE OUTSIDE THE VESTRY.
UPON INTERVIEW HE STATED THAT HE WAS DEALT THE DRUGS BY AN UNKNOWN MALE INSIDE THE PREMISES. OFFENDER RECIEVED A CAUTION.

[redacted]

Sunday 18th January 2014 23:50 hours

Police officers were on duty in Chichester City centre when they encountered a male who had sustained facial injuries. He was clearly drunk and appeared to be looking for the male who had caused his injuries. It was established that he had been drinking in The Vestry and was standing at the bar waiting to purchase another drink, when a male he did not know head butted him and punched him twice to the face. The suspect was ejected by door staff. Mr Hoad, the DPS, and a member of the door staff administered first aid to the victim and he left the premises. The police were not called to this serious incident by any of the staff at the premises.
Police officers transported the victim to St Richards Accident & Emergency hospital for treatment.
CCTV footage at The Vestry was viewed by the police officers who attended the premises. Following a request from the officers Mr Hoad provided a copy of the footage to the police two days later. The two members of door staff who ejected the assailant informed the officers that they were unable to identify the male but confirmed he was banned from The Vestry from 'before' but had not been banned via Chibac pub watch. This demonstrates how an I.D scanning device would have assisted in controlling entry to the premises and protecting members of the public from injury. Mr Hoad provided a statement on 2nd July 2014 confirming the incident had occurred and requesting that, in the event the male was convicted at court, an exclusion order be applied to all licensed premises listed as members of the Chibac pub watch scheme. Following police investigation the male was eventually identified and, in July, convicted of committing the offence of Actual Bodily Harm, receiving a 6 months suspended sentence, £670 costs £500 compensation.

[redacted]e)

MG11

WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Occurrence Number: [redacted]

Statement of: BENJAMIN POULTER

Age if under 18: Over 18 *(if over 18 insert 'over 18')* Occupation: Police Constable CP692

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.

Signatur[redacted]ULTER, B. Date: 02/08/2014 09:34

Tick if witness evidence is visually recorded ☐

At 0045hrs on 19 JANUARY 2014 I was on uniformed patrol with other officers in SOUTHGATE, CHICHESTER. At this time I spoke to a male who I now know to be T[redacted] J[redacted] born [redacted]. J[redacted] told me that he had been assaulted in the VESTRY PUBLIC HOUSE. He had clear facial injuries, blood on his face and bruising. J[redacted] was drunk and appeared to be looking for the offender.

I escorted J[redacted]S to St Richards Hospital, Chichester in order that he could be treted for his injuries. Whilst there I took a short account from J[redacted] in my pocket note book. I also filmed a short clip on my Body Worn Video to record the injuries present.

I subsequently downloaded this footage and caused it to be burned onto a DVD. I can produce this footage as my exhibit BCP/1.

SUSSEX POLICE MG 11(T)

[redacted]

WITNESS STATEMENT

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

URN | | | | |

Statement of: T[redacted]y J[redacted]

Age if under 18: O 18 (If over 18 insert 'over 18') Occupation: [redacted]

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

Signature: [redacted] Date 20th January 2014

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

Around 10.30 pm on Saturday 18th January 2014 I went to The Vestry, 21 Southgate, Chichester, West Sussex PO19 1ES, with friends for a social drink. I met friends in there and had an enjoyable social drink moving around within the premises. Throughout the whole evening I had consumed about four or five pints of lager before I got to The Vestry followed by a double Vodka and coke. I was slightly drunk but I knew what was going on.

Around 11.00 to 11.30 pm I went to the left hand side (as you look at it) of the main bar to order another drink. At this time I was with my friend [redacted] N[redacted] who was standing behind me. Then without provocation a man who was standing behind me to my right suddenly head butted me to my face connecting with my right eye. This caused me to move backwards then he followed this by punching me twice with a clenched fist connecting with my nose and right cheek of my face. I was dazed by this attack upon me and put my hands on my knees as I was bleeding quite badly. I was looking at my blood dripping to the floor. After a few seconds I looked back up again and male had gone.

The Manager of the Vestry I know as Rob and another Doorman nicknamed 'S[redacted]' came and gave me first aid inside the premises. We all spoke about what had happened and they asked me if I knew the man. I spoke to 'Spud' and 'Ben' who are Door staff on the main door and left the premises. I met up with some friends, S[redacted] W[redacted], J[redacted] Pl[redacted] and J[redacted] W[redacted] from [redacted] After a while I was spoken to by patrolling Police Officers and reported the assault to them.

I went to the St Richards Hospital Accident and Emergency where I was treated for my injuries. These consist of a swollen, bruised, and bloodshot right eye, a cut 1 ½ cm below my right eye, a swollen and bruised nose which I believe may be broken as I still waiting for treatment for this. I believe I had three stitches to the cut. These injuries to me are painful and I was shocked by this assault upon me. No person has permission to assault me about which I wish to complain. I support the Police in their actions regarding

[redacted]

[redacted]

Continuation of statement of T[redacted]s J[redacted]

this matter and I'm willing to attend Court if necessary.

I would describe the man who assaulted me as white skinned, he was taller than me by a few inches. I am 5' 9". He was of thin build, aged in his late 20's, with dark short hair, and not wearing glasses. He was wearing a grey top maybe a blazer or hoodie. I only had him in view for about ten seconds but close up to me without obstruction. It was fairly dark in there with poor lighting. I would probably identify this man again. I have never seen this male before and do not know him.

The Victim Personal Statement Scheme has been explained to me. At this time I wish to say the following about this assault upon me. Due to my injuries I have had to take two days off work, hence I have lost money. I am also worried about going out now because of this offence, [redacted]

SUSSEX POLICE

WITNESS STATEMENT

MG 11(T)

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

Statement of: ROBERT HOWD

Age if under 18: O18 (If over 18 insert 'over 18') Occupation: Designated Premise Supervisor

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

Signature: [redacted] Date 02/07/19

I am the Licensee of The Vestry Public House, 21-23 Southgate, Chichester, West Sussex PO19 1ES.

At approximately 0030 hours on Sunday 19th January 2014 an incident occurred at these premises in which T[redacted] resorted to violence causing serious injury to the head of another customer. As a result of this incident I request that an Exclusion Order, by virtue of the Licensed Premises (Exclusion of Certain Persons) Act 1980, is applied for in the event of T[redacted] O[redacted] being convicted at Court for this offence.

The nature of the incident is such that I request the Exclusion Order be applied to all the premises listed on the attachment to this statement who are members of the Chichester Business Against Crime (ChiBac) Pubwatch scheme to which I belong on the grounds of public safety, protection of staff and property.

[redacted]

PTO

Thursday 30th January 2014

A further meeting was called by the Sussex Police Neighbourhood Licensing Team (NLT) to address on going concerns in relation to the premises. The meeting was attended by the DPS Mr Hoad and Ms Brown the operations manager who was representing the PLH, Sergeant Jarred, the NLT Sergeant and Mrs Giddings Sussex Police Licensing Officer. PS Jarred reminded Mr Hoad and Ms Brown of the contents of the letter from PC Heasman which referred to a meeting between themselves, PC Heasman of the NLT and Mr Knowles-Ley, CDC, which took place 6th December 2013. That meeting that had been held to raise concerns at the levels of drunkenness and poor management witnessed at the premises.
Mr Hoad described a number of measures which had been implemented to improve the situation since the meeting. PS Jarred acknowledged this but expressed further concern that high levels of drunkenness were still prevalent and issues regarding the door staff continued to exist. Ms Brown stated that they had put measures in place and failing any further input from PC Heasman wondered what Sussex Police suggest they should do.
It was emphasised at the meeting the responsibility for the running of the premises lay with the DPS and the PLH, not Sussex police. It was explained they have responsibilities conferred upon them by the Licensing Act 2003 and by the conditions on the premises licence. They have a duty of care to patrons of their premises. They must ensure that all staff engaging with members of the public have received clear guidance regarding their duty of care to vulnerable persons and how to prevent drunkenness and anti-social behaviour. Ms Brown was asked what progress was being made regarding the use of an I.D. scanning device; she stated enquiries were still in hand. It was emphasised by Sussex Police that this would be of considerable assistance to the premises, allowing banned persons to be easily identified and giving door staff opportunity to engage with potential customers, a they entered the premises. It was agreed that the premises would provide an update by 7th February 2014 detailing the steps they had taken to ensure the licensing objectives are being promoted.

Sussex Police
Serving Sussex
www.sussex.police.uk

Neighbourhood Licensing Team

Thursday 30th January 2014

Mr Robert Hoad

The Vestry
21-23 Southgate
Chichester
PO19 1ES

Dear Mr Robert Hoad,

A meeting called by Sussex Police was held today at Centenary House, Worthing in relation to the above premises. As the premises Licence Holder, Mr Yonwin was invited to attend this meeting, although no direct contact details were available from Mr Hoad the Designated Premises Supervisor (DPS). The meeting was attended by the DPS and Ms Gill Brown. PS Jarred and Pauline Giddings of Sussex Police Neighbourhood Licensing Team (NLT) introduced themselves and briefly explained that the meeting was being held due to concerns regarding the premises.

PS Jarred reminded you of the concerns raised at a previous meeting held on 6th December 2013 with PC Heasman of the NLT together with Mr Knowles-Ley Licensing Officer with Chichester District Council. At that meeting a number of issues were raised; it was asked what measures you had taken since then.

Mr Hoad stated that he was now attending Chibac and had opted to introduce Body Worn Video (BWV) for door supervisors on Friday and Saturday nights. The issues relating to the unprofessional behaviour of the door supervisors have been addressed and record keeping improved. Staff have received further training and participated in a training quiz. The roadway is being monitored regarding the problems of patrons and passers by walking in the road. Ms Brown said that she had expected to receive regular feedback from PC Heasman but this had not happened. Ps Jarred asked Ms Brown what her capacity was in relation to the premises. It was stated that as operations manager for the premises she was representing Mr Yonwin and although his contact details were not available that these would be provided. It was emphasised that this was a very important meeting which was most relevant to the Premises Licence Holder, as continued failure to address the problems raised would place the premises licence at risk. It was disappointing that he was not in attendance.

PS Jarred went on to say that it was positive that the premises had taken some action regarding the matters raised at the previous meeting however they were not working. High levels of drunkenness were still prevalent and the concerns regarding door supervisors continued to exist. Ms Brown stated that having put in place the measures explained by Mr Hoad and, given they had not received feedback from PC Heasman, she wondered what Sussex Police suggested they should do.

Ps Jarred said that he found it totally unacceptable that a representative of the Premises Licence Holder should attend this meeting expecting Sussex Police to resolve their ongoing problems. It was inconceivable that you were depending on a telephone call from a member of the licensing team to identify incidents occurring at your premises on a regular basis. He went on to say that people were getting hurt as a result of attending The Vestry and while you continually fail to protect members of the public you are placing the premises licence at risk. Ms Brown apologised and stated that they wanted to make the premises work. Mrs Giddings stated that the incident log should be checked by the DPS and should contain the records of all incidents of crime and disorder, and the refusals log for all refused entry or refused sales. If both the Local Authority and Sussex Police are raising concerns it should be clear that robust and immediate action was necessary.

Mr Hoad said that the BWV was very useful. Ms Brown suggested that an 'observer' be placed at the door to provide feedback to see how things were going. PS Jarred explained that on 19th January, a male was seen to walk unchallenged from The Vestry past the door supervisors while in possession of a glass bottle of beer; a breach of the conditions on the premises licence. On the same night another drunken male received facial injuries having been drinking at the premises. While monitoring may be useful, action to remedy the situation was now required to produce a significant decrease in these incidents. Ms Brown asked for a copy of the list of incidents to which PS Jarred was referring. While this Police document could not be copied PS Jarred said he was happy for PC Heasman to meet with Mr Hoad in order for it to be discussed in relation to the incident log. It was acknowledged that Mr Hoad had kindly brought his records to the meeting but that it would not be the best use of time to go through them now.

It was confirmed that the door supervisors were provided by King Security, a Portsmouth company and that Andrew Curry was the head door supervisor. It was stated that you held briefings every evening with all staff. PS Jarred suggested that a member of door staff be dedicated to 'walking' the premises to provide early intervention and to look out for proxy sales. A strict policy of refusals at the door should be employed. It was suggested that the door supervisors should be engaging with people in the queue to avoid customers who had reached their alcohol tolerance level being refused only after they had reached the head of the queue. This assisted in tone setting and reduced levels of confrontation. All staff should be supporting a zero tolerance policy, robustly challenging drunken behaviour, reporting antisocial behaviour or suspected drug related behaviour, to the DPS or to Ben Mabbett the deputy manager. Ms Brown said that she did not think that the premises had a drug problem; however PS Jarred demonstrated a recent incident that indicated drugs had been purchased on the premises. He went on to say that drugs are present in very many places and that it is important not to be complacent in this regard. Ms Brown acknowledged this and proceeded to identify positive action from the door supervisors on 28th December 2013 who had located a 'white powder' on a potential customer. She stated that this was immediately 'phoned into Sussex Police who requested that the male's details were recorded and the substance place in the safe'. Ms Brown was concerned that this procedure would risk contaminating her safe and disappointed that it took 13 days before the substance was collected. PS Jarred said that during busy periods, if an officer was unable to attend, to follow the advice provided and document your actions. Full documentation should also be made regarding the times, dates and persons involved in handling of the seized substance. Ms Brown requested Sussex Police should provide evidence bags to avoid contaminating the contents of the safe. PS Jarred said he would ask PC Heasman to provide some to the premises. Mrs Giddings suggested that sealable food bags could be used if she was particularly concerned.

PS Jarred said that it was important to be transparent and to continue reporting incidents to the police and it was agreed that a weekly email would be sent to the generic licensing team email account detailing what had happened and how it had been dealt with. It was emphasised that all staff, including the SIA door team should be fully aware of what is expected of them and of the seriousness of the situation. Clear guidance should be provided to ensure that they are familiar with the policies operated by the premises regarding your duty of care to vulnerable persons and the prevention of drunkenness and anti-social behaviour.

PS Jarred asked what progress had been made regarding the installation of an I.D Scanning device as previously discussed. Ms Brown said that this still needed looking into and that she would make the enquiries herself. It was suggested that although there is a cost factor involved, all other premises who have installed one have given favourable feedback. Useful as a marketing tool, the premises would also benefit from demonstrating a high profile zero tolerance policy, it discourages banned persons from attempting to gain entry, it allows door supervisors to engage with potential customers and assists in tone setting.

Ms Brown stated that she wanted to work with Sussex Police in resolving the problems identified. It was agreed that a response from yourselves would be provided (via email) to the Licensing Team by 7th February 2014 which would provide an update on the immediate actions you have taken.

PS Jarred asked if there were any further questions; contact details were provided and the meeting was concluded.

If there are any matters relating to the content of this letter which you wish to discuss please do not hesitate to contact this office.

Yours Sincerely

T.Jarred CJ100
Licensing Sergeant
Neighbourhood Licensing Team

cc. Mr Yonwin

[redacted]

From: Vestry Bookings [redacted]
Sent: Friday 31 January 2014 14:40
To: Giddings Pauline 64321
Subject: The Vestry

Dear Pauline

Telephone number for Mr Yonwin, as promised [redacted].

Yours sincerely

Gill Brown
Operations Manager

Please contact us with the new details as shown below. Thank you

E-Mail: [redacted]k
Tel: [redacted]
Web: http://www.the-vestry.co.uk/

Saturday 1st February 2014 22:25 hours

Door staff at the premises called Sussex Police Officers to the premises to assist them with a female who had assaulted a member of the door staff. The female had walked out of the premises to use her telephone, almost walking in front of an oncoming police vehicle. A member of the door staff apparently told her to be careful whereby she became aggressive and started swearing and shouting. She was refused re-entry to the premises and responded by knocking the door man's radio to the floor. He retrieved the radio and she appeared to attempt to hit him, causing the radio to strike him about the face. The female was restrained and police officers called. When arrested she was considered by the police officers to be drunk and aggressive. She was taken into custody and the following day issued with a caution for common assault and a fixed penalty notice for drunk & disorderly behaviour with an alcohol treatment referral option.

Form MG11

SUSSEX POLICE

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

URN

Statement of: [redacted]

Age if under 18: 018 (If over 18 insert 'over 18") Occupation: Door Security

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

Signature: [redacted] Date: 1/02/2014

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

At around 00:20hrs on Saturday 1st February 2014 I was working at the venue pub in Bollington, Macclesfield. I have held an SIA badge for 8 years and I have worked at the venue for around 1½ years.

A female left the venue on a mobile phone she looked intoxicated when she left. She ran out into the road as a blue vehicle was travelling down the road. Myself and Andy (the other member of door staff) said to the female to be careful.

The female became irate and said something like "I'm not an idiot you fucking prick". Andy then told the female that she wouldn't be coming back into the venue tonight.

The female became verbally aggressive and called us "A couple of c[redacted]". The female then said "I'm going to get my fucking dad". The female then went to punch Andy, Andy put his arm out to stop the female. I told the female that someone will take her inside for her.

Signature: [redacted] Signature witnessed by:

PTO.

Continuation of statement of: [redacted]

As Andy went to grab her radio & somebody started assist in getting the female bag the female grabbed Andys radio and threw it onto the floor.
The female then walked off again.
I then grabbed my radio to ask CCTV to watch the female as I did this the female walked back towards me and im not sure what she was trying to do but the female raised her hand to my face causing my radio to hit me in my face I also felt a scratch sensation on my face that may have been the camel or a nail. It didn't hurt but more stung.
I then grabbed the females arm and restrained them leaving her inside and called for police. Police arrived and the female was taken to the van.
The whole incident lasted 2-3 minutes, at the closest point the female was within touching distance of me.
Visability was good due to daylight / lighting from the pub. There was no obstruction between the female and myself when she hit me.
I don't know the female and I have never seen her before but I would recognise her again if I saw her.
I would describe her as a white female, early twenties in age, she was around 5'0 tall in heels. She had long black hair. She was wearing all black clothing.
She was carrying a mobile phone.
I can confirm the female admitted to police was the female that hit me in the face.

Signature: [redacted] Signature witnessed by:

Wednesday 12th February 2014

An email was received from Ms G.Brown providing a contact number for the PLH and scheduling another meeting with PC Heasman. The email also referred to meeting with a new SIA door supervisors company and stated that the premises management were addressing the other matters of concern.

[redacted]

From: gill brown [gillbrown[redacted]
Sent: Wednesday 12 February 2014 15:23
To: WS_Licensing_WOR
Cc: [redacted]
Subject: The Vestry

Dear Sgt Jarred and M/s Giddings,

Just another quick update following our meeting on 30th January.

We are addressing all of your points of concern plus a few others (eg extra staff training, signage and general awareness). As you know I have met with Blayde security (a couple of times now) and await final details later today. I have a meeting with PC Heaseman scheduled for 10am Friday and will come back to you with further developments/implementations next Monday.

We initially had a problem with your email address but that has now been resolved. Just in case you didn't receive the telephone number for Mr. Yonwin it is:- 07[redacted]

If you have any further concerns or anything you wish to discuss please do not hesitate to either email me or 'phone - 079[redacted]

Yours sincerely,
Gill Brown
Operations manager.

Saturday 12th April 2014 23:30 hours

A uniform police officer was on duty outside The Vestry when he was summonsed by the head of the door staff to assist them with a male being escorted from the venue. An incident had occurred following an altercation on the dance floor where it appears a male head butted the victim causing a cut above the eye. CCTV at the premises did not cover the dance floor and the SIA door staff had not switched on the body worn video (BWV) cameras provided by Chichester Business Against Crime partnership (ChiBAC) until after the incident had taken place. Footage of the incident was not therefore available. The male was arrested by the police officers and taken to custody. He admitted to the officers that he had been drinking but he had full recollection of the incident. The victim had the injuries photographed but did not wish to support a police prosecution. The assailant was interviewed by the police and received a caution for a Section 4A Public Order Offence

[redacted]te)

MG11

WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Occurrence Number [redacted]

Statement of: EUGENE HERMON

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

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: [redacted] HERMON, E. Date: 13/04/2014 01:42

Tick if witness evidence is visually recorded ☐

On Saturday 12th April 2014 at approximately 23:45 hours I was standing opposite The Vestry, located in Southgate, Chichester in full uniform when I saw the doorman of The Vestry beckon me over with his hand.

I could see a male being escorted out of the venue by security. I would describe this male as white, approximately 6'2", of medium build, bald and wearing a long sleeved black jacket. I came to know this male as Wi[redacted]n P[redacted] (1[redacted]

The head doorman of the venue informed me that P[redacted] had assaulted another male who was still inside the venue and as a result P[redacted] was being ejected.

I took hold of P[redacted]'S arm and led him to the side by the entrance of The vestry.

I enquired as to what took place when P[redacted] informed me that the other male allegedly assaulted was to blame and that he did not do anything. P[redacted] also informed me that he was going to catch a taxi and return home and wanted to leave.

I advised him to remain and also informed him that I would need to speak to the male allegedly assaulted before a decision is made.

Security then brought out a male who I came to know as R[redacted]n C[redacted] (1[redacted]

I escorted C[redacted] across the road where he informed me that he was on the dance floor when either he or the male responsible for assaulting him accidentally bumped into each another.

C[redacted] informed me that he was a social person and he was dancing and talking to everybody at the club. He informed me that he guessed the male who assaulted him was a loner that he did not have any friends. For this reason the male took

objection and head butted him.

C[redacted] then informed me that venue's security was 'great' because they immediately intervened and took the male away.

I enquired as to whether C[redacted] knew the male but he informed me that he did not. I requested he look across the road to see whether he could identify the suspect when C[redacted] pointed out to P[redacted] saying, "THAT HIM...THAT'S THE DICK."

Shortly after this P[redacted] was arrested and removed from the vicinity.

I then requested C[redacted] to accompany me to the Police station in order to obtain a statement from him when C[redacted] refused.

C[redacted] informed me that the male arrested was 'alright', that he did not want to come across as a 'grass' and that there was 'street code' to follow.

C[redacted] then informed me that he did not want P[redacted] Charged and he did not want to make a statement.

I therefore made a six line enquiry of C[redacted]'S wishes in my pocket note book which he signed.

The entry I made read as follows:

"I AM R[redacted] C[redacted], HE'S ALRIGHT, IT'S NO BIG DEAL, I DON'T WANT TO PRESS CHARGES. HE CAN SPEND A NIGHT IN THE CELLS."

I then photographed C[redacted]'S injury which consisted of a cut above his right eye, approximately half an inch in length.

I have exhibited the two digital photos I took as EGH/01 and EGH/02.

[redacted]te)

MG11

WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Occurrence Number: [redacted]

Statement of: PAUL ROGERS

Age if under 18: Over 18 *(if over 18 insert 'over 18')* Occupation: Police Constable CR002

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: #CR002 ROGERS, P. Date: 13/04/2014 02:17

Tick if witness evidence is visually recorded ☐

On Saturday 12th April 2014 at around 2355hrs I was on duty in South Street, Chichester outside the Vestry Public House when I saw PC's BUNCH and HERMON dealing with an incident outside the pub. One male had been removed by door staff and was being spoken to by PC BUNCH. Another male had crossed the road and was being spoken to by PC HERMON. This male had an injury to his face and blood on his shirt.

I joined PC BUNCH to assist him in dealing with the male, who I now know to be W[redacted] P[redacted] dob. [redacted] P[redacted] was being argumentative and obstructive whilst being asked for details. P[redacted] was clearly drunk as he had slurred speech, glazed eyes and smelt heavily of intoxicating liquor. After eventually obtaining his details P[redacted] stated that he had done nothing wrong but refused to say how he come to have a small, fresh cut on his forehead.

I was then made aware by PS POOLE, who in turn who had been told by PC HERMON, that the other male involved had identified P[redacted] as the male responsible for head butting and punching him in the Vestry pub. At 0000hrs (13/04/14) I therefore informed P[redacted] that he was under arrest on suspicion of assault ABH. I then cautioned P[redacted] to which he made no significant reply but continued to argue and protest he had done nothing wrong.

P[redacted] was then escorted to Chichester Custody Centre where his detention was authorised.

This statement was written at 0200hrs at Chichester Police Station and make up my original notes.

WITNESS STATEMENT

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

Statement of [redacted] R[redacted] A[redacted]

Age if under 18: (if over 18 insert 'over 18') OVER 18

Occupation: [redacted]

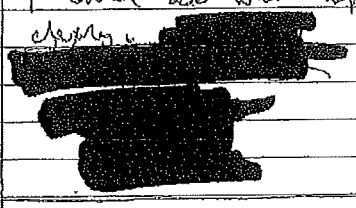
This statement (consisting of ... page(s) each signed by me) is true to the best of my knowledge and belief [redacted], if it is tendered in evidence, I shall be liable to prosecu[redacted]ything in it, which I know to be false, or do not believe to[redacted]

Signature: [redacted] Date: 13/04/2014

I am the above named person. At approximately 2345hrs on SATURDAY 12TH APRIL 2014 I was in THE VESTRY, SOUTHGATE, CHICHESTER. I had had about 4 pints of lager, I would say I was not intoxicated. I was at that time at the bar. I was with a couple of friends called [redacted] and [redacted]

I [redacted] H[redacted]. They told me that something was about to kick off on the dancefloor. I looked up in to the dancefloor and about 5 metres away from me I saw a male whom I would describe as white, of stocky build, about 6ft tall, with shaved hair, clean shaven, about 25 - 30 years old with what I believe a black jacket. I had not met him before but I would recognise him again. I saw this male with his right hand in a clenched fist punch a male to the left eye area. The male he punched I would describe as white, stocky build, 5ft 8in tall, about 26 - 28 years of age, with dark brown hair pulled back in a pony tail, with heavy stubble. He was wearing a white shirt. I had not met this man before but I would recognise him again. The male who was wearing the white shirt turned round to the male who had hit him and said something along the lines of "IS THAT ALL YOU GOT." I then saw the Bouncers intervene and drag the male in the Black Jacket away from the dancefloor. I saw the male in the white shirt walk away to speak with other Bouncers. I stayed at the bar for about 15 more minutes before I left THE VESTRY by the main entrance. I saw Police Officers speaking with both males. I saw that the male in the white shirt had a cut above

his left eye and blood on his shirt. I spoke with a police officer and told him what I had seen. This is the event of my recollection of events. I am willing to support the police investigating this matter and will attend court if required. I am unwilling to complete a full statement at the time of writing as I have to continue work my night. I had a good view of the incident without distraction, despite it being dark I could see what happened clearly.



Monday 21st April 2014 00:40

While patrolling in Chichester City centre, police officers witnessed a male being held to the floor by the SIA door staff, outside The Vestry. A second male was being held against the wall. Enquiries revealed that one male was being ejected from the premises following an altercation inside. This male had head butted a member of the door staff causing an injury to his lip.
The second male had become involved in the ejection and had jumped on the back of a member of door staff. Both males were arrested on suspicion of assault and transported to custody.
Police officers subsequently contacted the premises on 24th April regarding obtaining a copy of the CCTV which had yet to be downloaded. Officers stated they needed it by the following day. Police officers called the premises again on 25th April however CCTV was still unavailable as the premises had no memory sticks.
On 30th April officers again contacted the premises but were told that Mr Hoad was working and too busy to come to the telephone and that officers should call back another time.
On the 3rd May officers obtained the CCTV footage. The footage provided did not show the time of the assault on the door staff. The manager conceded that it was not covered by their cameras.
The male who head butted the door supervisor admitted he was unable to recall the incident due the quantity of alcohol he had consumed. He was charged with common assault and having pleaded guilty at Magistrates Court received a fine and costs against him totalling £195. The second male also charged with common assault, had the case withdrawn at court and no further action was taken.

[redacted]

MG11

WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Occurrence Number: [redacted]

Statement of: ANDREW ROSIER

Age if under 18: Over 18 *(if over 18 insert 'over 18')* Occupation: Police Constable CR832

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: [redacted]32 ROSIER, A. Date: 21/04/2014 02:16

Tick if witness evidence is visually recorded ☐

At 0035 hours on Monday 21st April 2014, I was on duty in full uniform in the company of PC STANLEY, PC WILLIAMS and PC QUINNELL. We were engaged on OPERATION MARBLE.

At this time PC QUINNELL was driving a marked Police van with the other officers as passengers when we pulled up alongside the front entrance to THE VESTRY PUBLIC HOUSE, SOUTH STREET, CHICHESTER.

I saw a male I know to be [redacted] on the floor being restrained by door staff.

PC STANLEY and I assisted door staff to control [redacted] who was struggling on the pavement outside the pub.

I asked the member of door staff who was restraining [redacted] what had happened and he informed me that [redacted] had assaulted a member of door staff during an ejection at the premises.

At 0040 hours, I said to [redacted], "YOU ARE UNDER ARREST ON SUSPICION OF COMMON ASSAULT".

I cautioned [redacted] who did not reply.

PC STANLEY applied handcuffs to the rear of [redacted] and double locked them.

PC STANLEY and I then stood [redacted] up and took him to the Police van where I got him to sit down within.

[redacted] had clearly been drinking, his eyes were glazed, his speech was slurred, he was unsteady on his feet and I would say that he was drunk.

[redacted] was verbally aggressive about being arrested.

I explained to [redacted] that his arrest was necessary for the Prompt and effective investigation of the offence, for interview and due to his behaviour.

I was also aware that PC WILLIAMS had arrested another male involved who door staff stated had headbutted one of them.

Both [redacted] and the other male who I now know to be [redacted] were conveyed to Chichester Custody Centre.

I booked [redacted] into Custody with PC STANLEY and his detention was authorised by PS BOHNET.

This statement is made at 0215 hours at Chichester Police Station.

[redacted]e)

MG11

WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Occurrence Number: [redacted]9

Statement of: [redacted]

Age if under 18: Over 18 *(if over 18 insert 'over 18')* Occupation: Door Supervisor

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: 21/04/2014

Signature Witnessed By:_____

Tick if witness evidence is visually recorded ☐

On Monday 21st April 2014 I was working as a door supervisor at The Vestry Public House, South Street, Chichester with several colleagues, but namely Adam [redacted] I have been a door supervisor for approximately 3 years and have worked at the Vestry for approximately 8 weeks. I started work on Sunday 20th April at 2100 hrs and was due finish at 0100 hrs on the 21st April 2014. At approximately 1237 hrs I was stood outside the venue by the front doors when my colleague Adam called me inside the venue. Whilst inside the venue a female tapped me on the shoulder and advised me that she had just been assaulted by her ex partner. I later went back to this female who showed me a couple of red marks on her lower stomach and reddening to the skin on her let forearm that she claimed was from this male who I now know to be D[redacted] R[redacted] The female informed me that she had been assaulted and pointed out a male who I would describe as a white male, approximately 5ft9 tall, approximately 25 years old, medium build, mid length blond hair, wearing a blue chequered shirt and dark blue jeans. I immediately approached the male described above who I will from now on call R[redacted]. I approached R[redacted] and took his drink from him whilst explaining to him that he would have to leave the venue as a complaint had been made about him. R[redacted] disputed this and stated that he wanted to finish his drink before leaving. I have stated because of the reasons that he is being removed. I then placed one hand on his forearm and one arm behind his shoulder blade to escort him from the premises. R[redacted] was then pulling away from me saying that he was not going to leave. My Colleague Alan [redacted] then came over to assist. At this stage we both had hold of an arm each, R[redacted] has then aggressively pulled away in doing so he threw his head around catching ADAM in the face, at this point R[redacted] was then face to face with ADAM.

ADAM was then trying to lock R[redacted] up top get him out of the venue, they then started to make there way to the door. They then fell into the door so I stepped in. I then placed my forearms under R[redacted] arm pits to raise him to get him out of the venue.

In the smoking area ADAM then stumbled forward, I have continued with R[redacted] getting him to the pavement, the male then stood by the wall. Whilst I was getting R[redacted] away from the front door I felt some pressure on by back.

After leaving R[redacted] stood by a wall I turned around and ADAM had a second male detained on the ground. Shortly after the Police arrived and both R[redacted] and the male on the ground were arrested.

The whole incident lasted 3 or 4 minutes. I got to within touching distance of R[redacted] I was still holding R[redacted] arm when he caught ADAM in the face, it happened right next to the bar to there was enough light to get a good clear view of what had happened.
I had a good clear view of the incident and there were no obstructions between us.
I don't know the male I ejected and I have not seen him before but I would recognise him again if I saw him. The second male that ADAM detained I recognise him and I have seen him before but I don't know his name. I would recognise him again if I saw him.
It was then explained to me that as I had been assisting injecting R[redacted] from the venue the male that had been detained on the ground had tried to pull me away from R[redacted]. This caused me no pain and at the time I didn't realise it was happening.

Form MG11

SUSSEX POLICE

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

URN

Statement of: Robert Ashley Thomas Hall

Age if under 18: over 18 (If over 18 insert 'over 18") Occupation: DPS

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

Signature: [redacted] Date: 02/05/14

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

I am the manager at The Vestry, Southgate Chichester. I am aware of the incident that occurred at the premises in the early hours of Monday 21st April 2014 involving two of our door staff ejecting a male.

On Friday 2nd May 2014 I downloaded the footage covering the above incident from our CCTV system and can produce this to police on a disk RATH/01

I am making an impact statement for the purpose of any part of costs that may follow [redacted]

Signature: Signature witnessed by: [redacted]

PTO

Saturday 3rd May 2014 21:39 hours

Police officers on duty in Chichester City centre were called to provide assistance to door staff at The Vestry. Door staff reported that the two males were being ejected for being drunk, abusive and obstructive within the premises. Upon arrival the officers noted that one male was being restrained and the other was verbally abusing the door staff. Both males were aggressive and continued to verbally abuse the police officers and were arrested for drunk & disorderly behaviour. One of the males had to be continually helped to his feet and assisted in walking to the police van; the other continued to loudly abuse the officers while trying to regain access to The Vestry. Both males were issued with a Penalty Notice for Disorder when deemed fit at 09:00hours the following day; for being drunk and disorderly. One male had also been found to be in possession of a small amount of cannabis and was further charged with possession of a class B controlled substance.

[redacted]

MG11

WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Occurrence Number: [redacted]

Statement of: PAUL ROGERS

Age if under 18: Over 18 *(if over 18 insert 'over 18')* Occupation: Police Constable CR002

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: [redacted]002 ROGERS, P. Date: 04/05/2014 02:10

Tick if witness evidence is visually recorded ☐

On Saturday 04 May 2014 at around 2330hrs I was on duty with PC LOADER CL490 at Chichester Custody centre following the arrest of a male known to me as A[redacted]r C[redacted]l dob[redacted]. C[redacted] had been arrested for being drunk and disorderly in SOUTH STREET CHICHESTER after shouting foul and abusive language at me whilst I was dealing with another male. After his detention was authorised I conducted a search of C[redacted]. I removed a brown wallet from his trouser pocket and checked the contents of it. From within it I found a small grip seal clear plastic bag which contained a green herbal substance. I immediately suspected this to be cannabis and at 2334hrs I seized the item and can produce it as exhibit PBR/01. I then further arrested C[redacted]on suspicion of possession of a class B drug, Cannabis. I made him aware that he was still under caution. In response to this he made no significant reply but became emotional and began to cry.

During my 10 years service I have become familiar with the appearance of controlled drugs at street level having had numerous dealings with drugs related offences and offenders. Upon closer inspection of exhibit PBR/01; In my opinion, due to the smell, texture and colour it is herbal cannabis with an approximate weight of 1.5 grams.

Cannabis resin and herbal cannabis are Class B Controlled Drugs under the provisions of the Misuse of Drugs Act 1971.

This statement was written at 0200hrs at Chichester Police Station and make up my original notes.

Sunday 4th May 2014 00:05

Police officers were patrolling Chichester when they became aware of a male being restrained by door staff at The Vestry. The male was being held to the floor. The door staff stated they had been explaining to him why they were ejecting him from the premises. The male reacted aggressively to this and head butted the door supervisor causing his lip to bleed. The police officers arrested and charged the male with common assault. On arrival in custody he was considered by officers to be drunk. He was convicted at Magistrates Court receiving a fine and costs to a sum of £305.

[redacted]

MG11

WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Occurrence Number: [redacted]

Statement of: WILLIAM POOLE

Age if under 18: Over 18 *(if over 18 insert 'over 18')* Occupation: Police Sergeant CP194

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: [redacted] CP194 POOLE, W. Date: 04/05/2014 02:08

Tick if witness evidence is visually recorded ☐

On Saturday 3rd May 2014 I was in full uniform on duty in Chichester West Sussex. At approximately 2355 hours I was on foot patrol in South Street Chichester with Special Constable S2710 HAMMOND. We were standing outside the Slug and Lettuce Public House when SC HAMMOND started to run towards the Vestry Public House. I looked towards where he was running and could see a member of the door staff, I now know to be Adam H[redacted] struggling with a male near the entrance to the pub. As I followed SC HAMMOND over to the two males I saw that H[redacted] had taken the male, I now know to be R[redacted] M[redacted] date of birth 2[redacted] to the ground and was restraining him on the floor. I would describe M[redacted] as a white male approximately 5'10" tall of slim build with short fair hair. He was wearing a light coloured shirt, grey jeans and brown leather deck shoes. I took control of M[redacted]s left arm and SC HAMMOND took hold of his right arm. Once M[redacted] was under control I asked H[redacted] what had happened. H[redacted] explained that M[redacted] had been asked to leave the Vestry as he was drunk and being antisocial. While H[redacted] was explaining why he had been asked to leave M[redacted] head butted him in the face. I could see that H[redacted] had a small amount of blood on his lower lip and that his mouth was bleeding. We placed M[redacted]s arms behind his back and I handcuffed him, checking and double locking the cuffs. I then said to M[redacted] "I AM ARRESTING YOU ON SUSPICION OF ASSAULT" I arrested M[redacted] at 2357 hours and cautioned him to which he replied "OH F[redacted] OFF" M[redacted]'s arrest was necessary to prevent any further injury to himself and to anyone else and to establish his details as at the time he was refusing to say who he was. When M[redacted] spoke his voice was slurred. His eyes were glazed and pupils fixed and dilated. He smelt strongly of alcohol and when I helped him up he was unsteady on his feet. He was drunk. M[redacted] was escorted to the rear of our marked Police Van and conveyed to Chichester Custody suite. He was verbally abusive and aggressive while being transported to Custody. In Custody his detention was authorised by the Custody Sergeant. During the booking in procedure he was obstructive and abusive swearing continuously. Due to his demeanour and lack of co-operation he was escorted to a cell.

This statement was made at Chichester Police Station at 0200 hours

WITNESS STATEMENT

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

Statement of [redacted] H[redacted]

Age if under 18 (if over 18 insert 'over 18') OVER 18

Occupation: PRISON SUPERVISOR

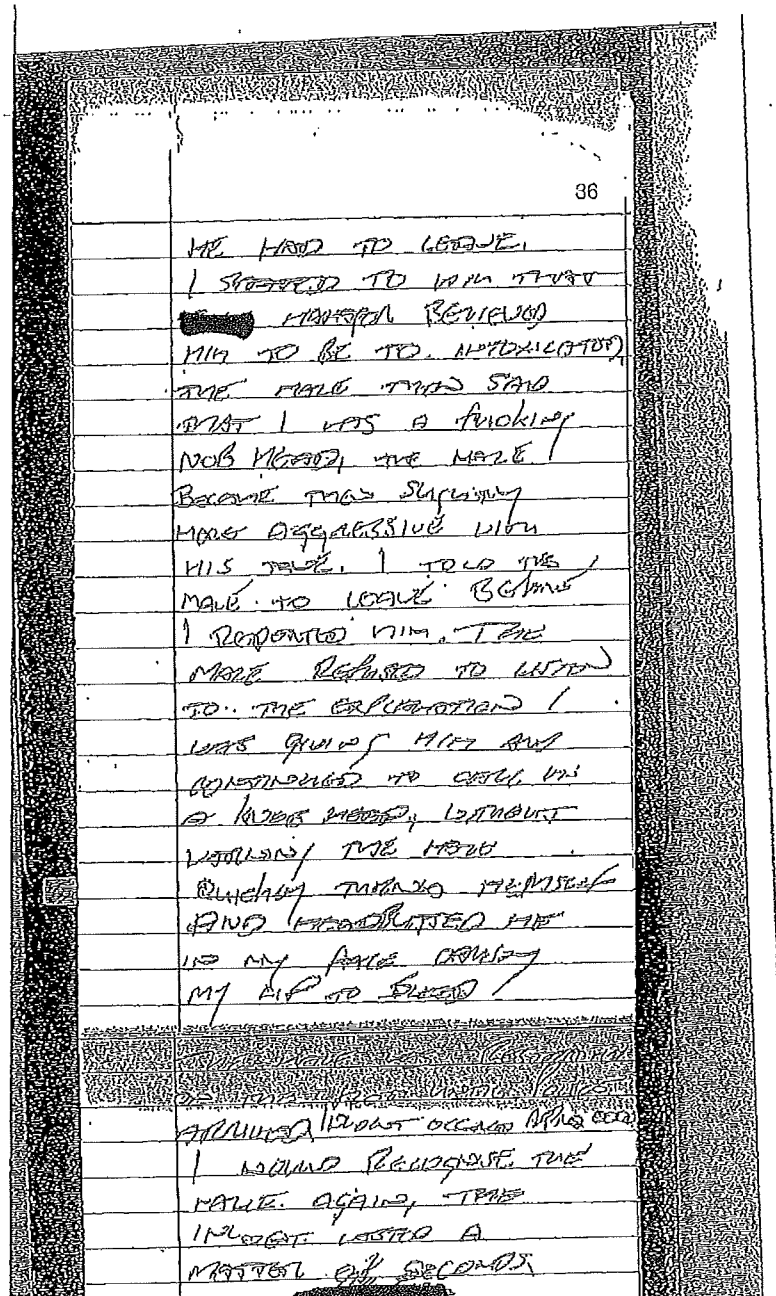
This statement (consisting of ..... page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false, or do not believe to be true.

Signature: ..... Date: 04/05/14

I AM THE ABOVE PERSON AND HAVE BEEN A PRISON SUPERVISOR FOR THE PAST 13 YEARS.

ON SUNDAY 4 MAY 14 I WAS ON DUTY AT THE WESTERN PUBLIC HOUSE, CHICHESTER

WHILST INSIDE THE VESTRY I WAS MADE AWARE BY THE MANAGER THAT HE REQUIRED A MALE TO BE SEARCHED DUE TO THE LEVEL OF HIS INTOXICATION OF MYSELF AND COLLEAGUE APPROACHED THE MALE WHO I WOULD DESCRIBE AS A WHITE MALE AGED APPROX 18 YRS OF AGE, SLIGHT BUILD, FAIR HAIR. HE WAS WEARING A SMALL CHECKERED SHIRT. I SAID TO THE MALE HE WAS REQUIRED TO LEAVE THE VENUE AND HE WALKED OUT OF HIS OWN ACCORD AS WE GOT OUT THE FRONT OF THE VENUE



36

HE HAD TO LEAVE.
I STARTED TO RUN INTO
[redacted] HOSPITAL REVIEWED
HIM TO BE TO. HOWEVER THE
NURSE TOLD STAFF
THAT I WAS A FUCKING
NOB HEAD, THE NURSE
BECAME TOO SUPPORTIVE
HAVE AGGRESSIVE WITH
HIS TONE. I TOLD THE
MALE TO LEAVE. BEFORE
I REPORTED HIM. THE
MALE REFUSED TO LISTEN
TO. THE EXPLANATION I
WAS GIVING HIM AND
CONTINUED TO CALL ME
A NOB HEAD, I THOUGHT
WALKING THE NURSE
SUDDENLY TURNED AGGRESSIVE
AND PROVOKED ME
IN MY FACE SAYING
MY DP IS DEAD /

ARRIVED HOME OCCASIONALLY
I WOULD RECOGNISE THE
MALE AGAIN, THE
INCIDENT LASTED A
MATTER OF SECONDS

[redacted]

Thursday 22nd May 2013 (2014)

An email was received from Ms Brown in which she made reference to the use of the ChIBAC BWV cameras stating they had not had one withdrawn by ChIBAC and apologising for the failure to provide the incidents logs for this week and the previous week. The manager from ChIBAC has since confirmed that one of the two cameras provided to the venue was taken away as the cameras were not being used. For a period both cameras were withdrawn for lack of use, but later reinstated following liaison with PC Heasman and the venue.

[redacted]

From: gill brown [gillbrown[redacted]
Sent: Thursday 22 May 2014 10:39
To: WS_Licensing_WOR
Subject: Telephone conversation ref The Vestry

Dear James,

Following your call yesterday I have done some investigating!

I spoke to Tessa who said categorically that there was no question of her having taken away one of our bwv's. One week the doormen omitted to switch them on - as I said on the 'phone this was flagged up during the week and dealt with via the head doorman and Chris and Colin of Blayde Security. What Tessa did say was that due to the interest in these bwv's more venues were requesting them and so those that are currently having two may have to drop down to one.

Ref the incident reports. Rob apologises that they weren't sent over this week and has now done so. Re the previous week I don't know why your copy didn't come through, Tessa certainly received hers.

Our doorteam are, as you know, very professional and our staff vigilant with a view to not serving someone who should not be served and subsequently asked to leave. This will be discussed once again with all concerned.

If there is anything further you wish to discuss please don't hesitate to contact me.
Yours sincerely,
Gill Brown

Saturday 6th September 2014 23:50 hours

Sussex Police received a call requesting they assist door staff with a male refusing to leave the premises. On their arrival the officers noted that the male was becoming physically aggressive towards the door staff and refusing to leave. He was clearly drunk. Initially he was issued with a Section 27 Notice, directing him to leave the area; however when he failed to cooperate he was arrested. On arrival at custody he was unable to be interviewed due to his intoxication levels. When searched he was found to be in possession of a small amount of herbal cannabis and a small bag of white powder. This tested positive for cocaine. When dealt with the following morning the male stated he had consumed 'eight pints' the previous evening. He went on to admit the offences and accept a caution for the possession of cocaine and for the breach of the Section 27 Notice to leave the area

[redacted]

MG11

WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Occurrence Number: [redacted]

Statement of: BENJAMIN POULTER

Age if under 18: Over 18 *(if over 18 insert 'over 18')* Occupation: Police Constable CP692

This statement (consisting of 3 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: [redacted] #CP692 POULTER, B. Date: 07/09/2014 02:18

Tick if witness evidence is visually recorded ☐

At 2350hrs on SATURDAY 06 SEPTEMBER 2014 I was on uniformed duty accompanied by PC CH758 HOAR. At this time we were stood in the southern end of SOUTH STREET, CHICHESTER. I was approached by a member of door staff from THE VESTRY PUBLIC HOUSE. He informed me that they had a male who was refusing to leave their premises and was being abusive towards staff.

Myself and PC HOAR approached the Vestry and saw a stocky male speaking to door staff. He was stood square on to one of them and was almost face to face. The position in which he was stood meant that access to and from the pub was blocked. I confirmed with the other door staff that the male had been requested to leave. I tapped the male on the shoulder and he turned to face me. I said, "It's time for you to leave." He said, "Why?" I replied, "The door staff have told you to leave now please move away from the doorway." I now know this male to be, R[redacted] L[redacted], born [redacted]. I took hold of L[redacted]'s arm and guided him away from the immediate area of the door so that we were then stood on the pavement.

L[redacted]E smelled strongly of intoxicating liquor. His speech was slurred and he was unsteady. He was drunk. He wanted to know why I had taken hold of him. I explained that he had been required to leave the pub and that because he hadn't done so I had assisted the door staff. He said to me, "I wasn't required to leave, I was asked to leave." L[redacted] was very argumentative and as I tried to explain things to him he simply talked over he top of me. He repeatedly leant towards me and stepped in so that his face was very close to mine and encroached into my personal space. This made me feel uncomfortable as he was of large stocky build and clearly not happy with being spoken to. A number of times I had to gently push him away from me and ask him to step back. I told him that he needed to move away from the pub. He started arguing and asking what he was under arrest for and what power I had to do this. I formed the opinion that he would not leave the area of the pub and that he would continue to argue with door staff in order to try and gain entry to the pub.

I decided to direct L[redacted] to leave the area under S27 of the Violent Crime Reduction Act 2006. I began to ask L[redacted] he relevant details that I needed for this form i.e. name, date of birth, address etc. This took considerable time due to L[redacted] continually talking over me and trying to argue.

Eventually I completed the form. I stated to him that he was required to leave the area of South Street and Southgate Chichester and that he needed to do so in a southwards direction. I explained that he needed to do this immediately or he would be arrested for failing to comply with my direction. The process of giving this requirement took considerable time. L[redacted] continually interrupted and I had to repeat myself several times. He spoke over me and clearly wasn't interested in listening. Having made the requirement I issued him with a copy of the Directions to Leave Form.

L[redacted] then stood and continued to argue. I said to him, "You have to leave now or you will be arrested." He started saying, "I'll have your jobs on Monday. I'll speak to the Chief and I'll have your jobs." I again said, "Leave now or you will be arrested."

L[redacted] continued to stand his ground and talk over and down to me. At 0010hrs on Sunday 07 September 2014 I said, "You are under arrest for failing to comply with a section 27 Direction to Leave." I took hold of his right arm and assisted by PC Hoar placed handcuffs on him to his rear. We then escorted L[redacted] to a marked police van. Whilst walking him to the van I said, "You do not have to say anything but it may harm your defence if you do not mention when questioned something that you later rely on in court. Anything you do say may be given in evidence." I explained that he would be taken to Chichester Custody Centre.

On arrival at custody I presented L[redacted] to the Custody Sergeant. During the booking in procedure I searched L[redacted] In his possession was the Section 27 Direction to Leave Form. I can produce this as my exhibit, BCP/1.

On searching around the waistband of L[redacted]'s underwear I found a large ball of cling film which contained a small amount of green herbal substance. I said to L[redacted], "What's this?" He replied, "It's doob." I asked, "What's that?" He replied, "Cannabis." I seized this as my exhibit, BCP/2. I have been a police officer for over twenty years and have dealt with drugs on many occasions. I have received formal training from the Forensics Drug Team, at LGC Limited, Teddington, London and I hold a certificated qualification in AWARENESS AND IDENTIFICATION OF CANNABIS course ID 1/2006. From the colour texture and smell of exhibit BCP/2 I can say that it is herbal cannabis, an amount consistent with personal use. At 0020hrs I said to L[redacted] "I am further arresting you on suspicion of possession of cannabis." I continued to search and at 0034hrs I found some 'White powder in a grip seal bag' inside L[redacted]'s wallet. I said to L[redacted] "I am further arresting you on suspicion of possession of a class A drug. You do not have to say anything but it may harm your defence if you do not mention when questioned something you later rely on in court. Anything you do say may be given in evidence."

During the original interaction with L[redacted] prior to his arrest I was in possession of a body worn video camera. In

order to capture the essence of his behaviour. Unfortunately, as soon as I turned the camera on it began to beep repeatedly which indicated that the battery charge was low. I allowed the camera to run but after a few minutes the battery died and it turned itself off. I have subsequently downloaded the footage onto a DVD and can produce this as my exhibit BCP/4. Due to the flat batteries it only captures a fraction of the interaction.

Statement made as original notes at 0200hrs.

SUSSEX POLICE

WITNESS STATEMENT

MG 11(T)

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

Statement of: [redacted]

Age if under 18: O 18 (If over 18 insert 'over 18') Occupation: RESPONCE INVESTIGATOR [redacted]

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

Signature: [redacted] Date 7th September 2014

I am a Response Investigator of the Sussex Police Force and I work in the Chichester Custody Centre at Chichester Police Station. I was a Police Officer for 30 years and have held my current post since June 2003.

On the 20th February 2006, I received formal training from the Forensic Drugs Team, at LGC Limited, on the correct usage of various types of drugs testing kits approved by the Home Office. These kits are used for the presumptive testing of Amphetamine, morphine, diamorphine (heroin) and cocaine.

On Sunday 7th September 2014, I was handed a sealed exhibit bag, number N03599653 The bag was marked exhibit number BLP/1 contained a white powder which I tested using the Home Office approved Cozart Cocaine drugs testing kit. A single red line developed on the cartridge test strip for the sample which is consistent with the powder containing COCAINE.

After examination I signed the label, sealed the item and returned it to PC Bensusan

[redacted]

Saturday 13th December 2014 23:59 hours

A group of males at the main bar of The Vestry became involved in a conflict which escalated and resulted in a fight. One male, attempting to diffuse the situation, suffered a punch to his nose and eye, with further blows causing his nose to bleed and become bruised and swollen. The male's left eye was also swollen and bruised and there was grazing to the side of the left eye. No door staff were on duty in the area where the fight commenced and therefore were unable to witness, to prevent or to intervene in the assault.
The initial offender left the premises and was never located or identified. Investigating officers asked the premises management to provide CCTV footage of the incident on three separate occasions, however their requests were not complied with.
On 9th January 2015 the police officers obtained and viewed the footage however this proved to be of an incident of disorder at the premises which has never been reported to police. By the time this failure by the management was identified, the correct footage had been deleted as this was over a month old. As a result the offender has not been identified. This is a breach of condition 10 on the premises licence which states:

- *A CCTV system must be installed which is of a standard specification that is acceptable to Sussex Police and recordings must be retained for a period of not less than 28 days for evidential purposes. The recordings must promptly be made available for Sussex Police.*

The SIA door staff informed the police officers that although they did not know the name of the suspect, he was known to them in relation to a previous altercation and was referred to as "a nasty character". The failure of the premises to follow advice from Sussex Police to install and utilise an I.D scanning device allowed the male to gain entry to the premises unchallenged and further contributed to the failure to identify him. No further action was therefore taken in relation to the incident.

Two male friends of the victim were however ejected from the premises for being drunk and disorderly and were subsequently arrested and given a Penalty Notice for Disorder

[redacted]

MG11

WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Occurrence Number [redacted]

Statement of: [redacted]

Age if under 18: Over 18 *(if over 18 insert 'over 18')* Occupation: Student

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: 14/12/2014

Signature Witnessed By:_____

Tick if witness evidence is visually recorded ☐

On the evening of Saturday 13th December 2014 I was out socialising with friends at the Vestry Public House Southgate Chichester.

At 11:30pm I was sat at the main bar in the middle it was busy. I had been drinking mainly beer on a scale of 1 to 10, 1 sobre 10 very drunk I was 5. I was with my friends N[redacted] J[redacted], T[redacted] J[redacted] and my girlfriend M[redacted] M[redacted] came along later and joined us. I saw N[redacted] was getting started on there were two or three males getting in his personal space being aggressive looking like they were trying to start a fight. M[redacted] tried to defuse the situation. I feared for the safety of N[redacted] and M[redacted] so I stood up and stepped inbetween N[redacted] and the males. I put my hands up with an open palm gesture and it all kicked off. A male was punching me I crossed my arms over my body and face. The male punched me on the nose and my left eye with two or more punches. I looked down at myself and saw blood on my shirt which had come from my nose. I was shocked and scared and wanted to know how M[redacted] and friend N[redacted] were if they were safe.

There was artificial lighting and the male was stood right in front of me when he atacked me it happened very quickly.

The male knew how to punch and hit me hard he did not miss he hit me with nearly every punch.

The male was white, pale complexion, tall 6 foot 3, skinny build wirey, had ginger hair short and spiky on top and 20 to 25 years of age.

The male was wearing dark coloured jeans and light coloured tee shirt.

I do not know the male and have not seen him before or since.

I did not give the male permission to atack me.

The assault lasted 10 seconds to a minute.

I have not had medical treatment.

I think the male attacked me because he was being aggressive provoking my friend and I stepped in to calm the situation and he did not like it.

My nose and both my eyes particularly my left eye is sore. My nose and eyes are bruised and swollen and there is a graze to the side of my left eye.

The victim personal statement has been explained to me.

At the time of the assualt I was trying to calm the situation be a peacemaker and I have been assaulted for no reason.

Wednesday 24th December 2014 23:34

PC Heasman of the NLT was on duty in the Chichester area when he was directed to attend The Vestry to assist due to an affray at the premises. On his arrival at 00:10 hours he was informed that four males had been arrested for the offence of causing an affray and taken into custody by police officers. He saw several people staggering as they left the venue, due to their high levels of intoxication. Their level of intoxication was such that they repeatedly fell from the pavement into the road. PC Heasman was required to take action to prevent them from being hit by oncoming traffic. He then approached a member of The Vestry's door staff and directed him to put his mobile telephone away and manage the numerous people whose safety was currently at risk. At this stage PC Heasman noticed three members of door staff attempting to control a large crowd of people in the 'smoking area'.
Concerns for his personal safety, prevented PC Heasman entering this densely packed area alone. PC Heasman was then grabbed by a large male patron of the premises, who subjected the officer to a tirade of verbal abuse stating that police officers in this country "weren't as scary as in his". He eventually apologised admitting that he was very drunk.
On opening the front door PC Heasman intended to enter the premises, however his way was barred by a large group of males kicking each others legs and feet from under them. The premises was so full there was no clear access. In the interests of safety, the officer was required to seek the support of a second police officer in order to safely enter the premises.
PC Heasman later stated that, as a police licensing officer, this was the only time he has ever had concerns for his own safety when entering a licensed premises.

The two officers eventually gained entry and made their way through the crowd where the DPS Mr Hoad was located. He acknowledged the officers and provided CCTV footage of the earlier incident. PC Heasman, concerned at the levels of drunkenness, asked Mr Hoad, "What on Earth has been going on this evening, how have people been able to get into such a drunken state"? Mr Hoad stated that he had closed the bar and that the venue was now closed, however music was still being played loudly and patrons were still dancing. PC Heasman suggested the music was turned down in order to encourage people to leave.
However Mr Hoad then spoke with the DJ and the music was turned off completely, creating an atmosphere of discontent amongst the patrons. PC Heasman asked Mr Hoad why the doorstaff were not using the BWV provided by Chi BAC; he replied that he was unsure if the premises had the cameras and went to look for them.
Returning to the front of the premises the officers witnessed several drunken people screaming and swearing as they exited The Vestry; spreading out across South Street and again causing traffic to stop or swerve. Several of these patrons were in possession of glasses and bottles which they had removed from the premises. Door staff were not present at the front of the premises controlling this behaviour nor preventing the breach of the conditions on the premises licence.
Police officers were required to deal with the drunken crowd some of whom were in possession of open drinking vessels removed from the premises. At this point one group started banging on the windows of a premises on the opposite side of the road. Police officers requested they stop and go home to their families at it was Christmas Eve, however due to their high levels of drunkenness the advice was not heeded.
One of the males was arrested for drunk & disorderly behaviour but was so drunk he was incapable of understanding what the officers were telling him. Due to the limited police resources on the night, a number of people who could have been arrested due to their disorderly behaviour were merely moved along.

As the crowds dissipated PC Heasman became aware of a female member of staff being verbally abused by a patron, as she attempted to clean the area used for smoking. No other staff member attempted to assist her and PC Heasman was required to deal with the matter. Due to the levels of drunkenness and of disorderly behaviour, police officers were required to remain in the area in order to prevent further outbreaks of disorder.
Mr Hoad eventually located the BWV cameras in the office within The Vestry. They had not been provided to the door staff resulting in the loss of potential evidence of the offences committed during the evening.

SUSSEX POLICE MG11

[redacted]

WITNESS STATEMENT

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

URN | | | | |

Statement of: James Heasman

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police Officer CH672

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 k[redacted]g that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anyth[redacted]n I know to be false or do not believe to be true.

Signature: [redacted] CH672 Date 20 May 2015

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

I am a uniformed Sussex Police Licensing officer based at WORTHING Police Station, where I perform a role of a Licensing Officer in respect of West Sussex in accordance with the Licensing Act 2003.

On Wednesday 24th December 2014, I was working in my role in full uniform using the call sign WL221. At 23.50 hours I received a call from supervision within CHICHESTER to attend the VESTRY PH, SOUTH STREET due to 4 people getting arrested for public order offences, when I arrived at 00.10 hours those involved had been taken into custody for an affray. I approached one of the officers at the scene and saw several people staggering out of the venue due to drunkenness, and their route away from the venue due to their intoxicated state meant they kept falling in and out of the road. I saw several people in the road, due to my concerns of the traffic having to avoid them I shouted at them to "GET OUT OF THE ROAD" I then approached one of the doorman who was standing with his back to the us, who appeared to be more interested in his mobile phone than the safety of the people leaving the venue. I suggested that he put his phone away to which he got a little aggitated with me but did put his phone away. I then witnessed 3 members of door staff from the venue trying to control the large crowd of people in the covered area the VESTRY uses as its smoking area, it was densely packed with people. I considered trying to go into the area but due to my concerns for my safety I didn't go in, I however was grabbed by a very large South African male who kept telling me we are not as scary as they were in his country, and kept going on about this subject, he then apologises in his own words "I AM VERY DRUNK AND SHOULD PROBABLY BEST BE IGNORED" This was witnessed by staff but the male wasn't asked to leave or challenged about his behaviour.

I opened the front door to go inside, but directly in front of me were a group of males who decided it would be fun to try and kick each others feet away from them. This was causing people not to want to enter or leave the venue, it was seen by members of staff yet again not challenged. I looked passed this group of people, who had not actually seen that police officers were there. The venue was so busy with no clear way through, due to my concern for safety I approached an officer outside to escort me in. I can confirm that in service as a police licensing officer this was the only time I have had to request an officer accompany me into a licensed premises as I did not feel safe entering on my own. I went inside the venue with my colleague and once the other side of the main doorway I noticed the Designated Premises Supervisor (DPS) Robert HOAD who then came up to me, and handed us the CCTV from the previous incident which had been requested.

I asked HOAD "WHAT ON EARTH HAS BEEN GOING ON THIS EVENING, AND HOW HAVE PEOPLE BEEN ABLE TO GET INTO SUCH A DRUNKEN STATE" I was asking him this due to the amount of people in my professional opinion were drunk. I further went on to say "WE HAVE ALREADY HAD 4 PEOPLE ARRESTED TONIGHT, AND JUDGIING BY THE STATE OF THE CUSTOMERS THEY WONT BE THE LAST ATTENDING OUR CELL BLOCK TONIGHT"

HOAD said that he had closed the bar early, and his venue was now closed. I quickly asked "IF YOUR SAYING YOU ARE CLOSED, WHY IS THE MUSIC STILL PLAYING AND PEOPLE DANCING" The music was being played at such a loud volume it was proving difficult to have a conversation with HOAD who was

Signature: [redacted] Signature witnessed by: [redacted]

[redacted]

standing opposite me. I suggested to HOAD "PERHAPS YOU SHOULD TURN THE MUSIC DOWN" I assumed he would turn it down or a different style of music played to help with the wind down and to show people that the venue was closed, however he then went to the DJ and got him to turn the music off instantly. This then created an instant atmosphere, with everyone inside expecting the Christmas Eve party to go on for longer, as the premise licence allows them a seasonal variation allowing alcohol to be sold until 00.30 hours.

I then spoke to HOAD and enquired why none of the door staff had been wearing the Body Worn Video (BWV) which they had been provided by ChiBAC. I was aware the venue had been given these cameras as the ChiBAC manager had told me they had been put in there for the festive period. HOAD didn't know if they had been given to him and told me no one had been wearing them, he set about searching for the cameras. Whilst he went to try and find these, I went back outside and witnessed several drunken people leaving the VESTRY screaming, shouting and swearing, all the whilst taking over SOUTH STREET causing vehicles to swerve or stop to avoid hitting them. They had little regard for their own safety, and the staff, who were working for the VESTRY, were not out side controlling their behaviour. HOAD was still inside looking for the BWV which he still was not able to locate.

Officers witnessed several customers leaving the venue with glasses and bottles, which not only was a breach of premises licence condition Annex 2 (18, but also a concern for public safety. Officers tried to get some of these from customers but it proved to be difficult removing all of them. These people should not have been able to leave the site with their drinks, and it was disappointing to see no member of staff appeared to be bothered to try and get these back it was left to Police to try and deal with this problem.

I then saw a group of males who were play fighting after just leaving on the opposite side of the road. They were banging into the large glass shop window, and I was concerned they could hurt themselves and damage the glass. I asked the group to stop several times, knowing that it was Christmas Eve and people wanted to get home to be with families for the following day. One of the group just didn't seem to understand due to his drunken state and decided to carry on. We were left with no other option than to arrest this male for Drunk and Disorderly Behaviour. Due to the large amount of people still exiting the VESTRY and the limited resources, the arrested male was detained in the Police van until it was safe for them to leave. I later found out the male in the van was spoken to and they tried to give him a Penalty Notice for Disorder (PND) for the offence with the aim to take him home. He refused to give his details and even though officers kept trying to get him to understand the seriousness of the offence, he was so drunk he just didn't understand. He was eventually taken to Chichester Custody. There were several more people who could have been arrested for their behaviour but, due to limited resources, those causing issues were moved along.

I then witnessed as the crowd started to thin out, a female member of staff trying to sweep up in the venue's designated smoking area, being verbally attacked by one of the departing customers. It started to become quite heated, and from what I heard it was over some sort of argument over a male they knew. No one from the VESTRY standing in the same area seemed to see what was happening even though I had my attention drawn to it from across the road. No one stepped in to help the female who was trying to do her job so I walked across the road and asked her to go inside to defuse the situation, and have someone else take over her job. This meant the aggressive female had no one to argue with so walked away.

Due to the amount of problems and drunken customers leaving the VESTRY, police officers had to stay in the area until everyone had gone to prevent any further risk of disorder.

I can confirm HOAD eventually found the BWV cameras which were in the office, they had not been given to any member of staff and had not given any evidential value to the affray previously on that evening.

This statement was written using my original notes which were recorded on Sussex Police Inn Keeper system.

[redacted] CH672

[redacted] (when complete)

Tuesday 10th February 2015

Sussex Police wrote to the Premises Licence Holder and to Mr Hoad the DPS to request a meeting at Centenary House to discuss the ongoing incidents at the premises and to further request that the CCTV footage previously requested (in relation to actions of door staff on 18th January 2015) was provided to Sussex police.

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Mr Robert Hoad
The Vestry
21-23 Southgate
Chichester
West Sussex
PO19 1ES

Tuesday 10 February 2015

The Vestry, 21-23 Southgate, Chichester, PO19 1ES

To Robert Hoad,

I am writing to you in relation to the recent incidents that have happened at the Vestry Public House, which you are showing on our records as the Designed Premises Supervisor.

Due to the serious nature of the incidents you are required to attend Worthing Police Station, Centenary House, Durrington Lane, Worthing, West Sussex, BN13 2QB on Wednesday 18th February, at either 10.00 or 13.00 hours, if you can confirm which time you will be attending. I have sent an email request to Gill Brown but at the time of sending this letter out there has been no reply.

When I attended your premises to view some CCTV in relation to the door staff, it was requested you also brought this CCTV with you. The following dates were on 4 January 2015 at 0035 hours, with a fight by the dance floor. The other date was 18 January 2015 at 00:18 hours with a fight in the smoking area.

If you wish to discuss this matter further, please contact me on the details provided below.

Yours sincerely,

PC James HEASMAN CH672
Police Licensing Officer

Cc. Chichester Council Licensing Department
Cc. The Vestry Ltd. PLH

West Sussex Neighbourhood Licensing Team
Police Station, Centenary House, Durrington Lane
Worthing, West Sussex, BN13 2QB
Telephone: 01273 404030

17th February 2015

Representatives from the door company employed by The Vestry, attended Centenary House to discuss a concern regarding the actions of two members of the door team employed at the premises. The door company explained that the door staff concerned had had their employment contracts terminated since the incident. The door company also felt that the business model of the premises was to run The Vestry more like a nightclub and, in their opinion, therefore needed to be managed accordingly.

[redacted]

From: Heasman James CH672
Sent: Tuesday 17 February 2015 17:06
To: 'gill brown'; WS_Licensing_WOR
Subject: RE: Meeting tomorrow

Gill,

In response to your comments below, I have been made aware after viewing the footage the door company have addressed the matter internally, and the footage surrounding this will be shown to you but the staff involved no longer work for the company you employ at your premises.

The meeting as previously discussed on the phone is not only about the issues with the door staff, who have now been removed. We are going to discuss about the increased incidents of assaults, levels of drunkenness, ChiBAC and Christmas Eve.

I would still request you bring the CCTV footage, any incident books and staff rotas with you.

Regards,

PC James HEASMAN CH672
West Sussex Licensing Team
Tel: 101 Ext. 581419 Mobile: [redacted]

From: gill brown [mailto:gillbrown[redacted]
Sent: Tuesday 17 February 2015 16:28
To: Heasman James CH672; WS_Licensing_WOR
Subject: RE: Meeting tomorrow

Dear James,

You have been aware for some time that Blayde Security would be present at the meeting. You demanded that I look at CCTV footage from the road. This was regarding the actions of a doorman therefore it is of paramount importance that the owners of the door Company are involved.

If you wish to discuss anything further and not involving door staff then I require an agenda before I attend.

Yours sincerely,
Gill

From: James.Heasman@sussex.pnn.police.uk
To: gillbrown[redacted]
Subject: Meeting tomorrow
Date: Tue, 17 Feb 2015 14:07:20 +0000

Gill,

I am writing to you about our meeting tomorrow confirming it is just you and Rob attending. I am aware previously it was discussed that Blayde may be coming along but after a conversation with my supervisor it has been agreed they will not be necessary and only the Designated Premises Supervisor and Premise Licence Holder need to attend.

Regards,

PC James HEASMAN CH672
West Sussex Licensing Team
Tel: 101 Ext. 581419 Mobile: [redacted]

[redacted]

From: gill brown [gillbrown1[redacted]]
Sent: Tuesday 17 February 2015 19:26
To: WS_Licensing_WOR; Heasman James CH672
Subject: Meeting Wed 18.02.15 @ 13:00

Dear James,

Further to your email this evening I am becoming increasingly frustrated by the continuing "changes of direction" in the preamble to our meeting tomorrow.

You demanded my presence re CCTV footage which you say is no longer an issue!

Any other "incidents" will clearly involve the doorstaff and as such Blayde need to be represented.

We do not have increased incidents of assaults or levels of drunkenness, I don't know where you get this information from.

I will attend, as arranged, with Blayde Security and Rob.

I sincerely hope that this will be a useful and pro-active meeting with all of us pulling together to create a vibrant and safe City for the public to enjoy.

Yours sincerely,
Gill

Wednesday 18th February 2015

A meeting was held by the Sussex Police Neighbourhood Licensing Team (NLT) to address ongoing concerns in relation to the premises. The meeting was attended by the DPS Mr Hoad and Ms Brown representing the PLH. Also present was PS Balmer the NLT licensing sergeant, PC Heasman, Mrs Giddings Sussex Police licensing officer and Ms Smith licensing clerk.
Following introduction Ms Brown wished to give an account of the situation as she saw it and to register her dismay that the door team were not invited to the meeting. She also stated that she did not understand why she was required to attend the police station.
PS Balmer registered these comments and continued to explain the framework of the meeting. He explained that the CCTV footage regarding the actions of the door staff had now been provided and viewed, and the matter had been dealt with by the door company (17th February 2015). He went on to say that he noted that a meeting had been called by PS Jarred of the Sussex Police NLT in January of 2014, to address very similar concerns in relation to the premises. He was aware that since then a new SIA door company had been employed to try to resolve the concerns over drunkenness. However the premises was still causing issues with the high number of incidents reported requiring police intervention. Ms Brown stated that she did not believe an increase in the number of door staff was needed despite police concerns that the layout of the premises, the monitoring of the queue and of the smoking area were contributing to the problems which are created by the levels of drunkenness at the premises.
PS Balmer stated that the premises are not dealing with matters promptly and the result was a drain on police resources. It was raised that ChiBAC are not receiving reports of incidents at The Vestry and that the BWV cameras are not being used. Examples were provided. Ms Brown asked if Sussex Police could remind them to send these through to ChiBAC. It was explained that this was not considered to be the responsibility of Sussex Police.
PS Balmer stated that incidents had been recorded of glasses and open drinks being allowed off the premises. Ms Brown stated that they were made of polycarbonate but that she would look into it.
The night of 24th December was discussed and a list of concerns raised. Ms Brown stated that the premises had provided CCTV to the police promptly.
PS Balmer went through a timeline of the incidents at the premises which highlighted that police officers and members of the public were clearly being placed at risk as a result of the management of the premises. Patrons were made vulnerable through alcohol consumption; Ms Brown and Mr Hoad were reminded of their duty of care towards them. They were further reminded that it is the responsibility of the Premises Licence Holder and the DPS to promote the licensing objectives and to comply with the Licensing Act 2003. Failure to do so would place the premises licence at risk.

The 'smoking area' was discussed and PC Heasman reminded Ms Brown that Chichester District Council had previously told them that the area was in fact illegal to be used for this purpose.
At this stage a separate discussion took place between Ms Brown and PS Balmer, where concerns were raised regarding the ability of the DPS to manage the premises moving forward, due to the continuing failure to promote the licensing objectives.
Ms Brown said that she would go away and think about all the matters raised and would email a response to the NLT.

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Neighbourhood Licensing Team
West Sussex Division

20/02/2015

Ms Gill Brown

The Vestry
21-23 Southgate
Chichester
PO19 1ES

Re. The Vestry, Chichester, 21-23 Southgate, Chichester, PO19 1ES

Ms Brown,

Please see attached the minutes of the meeting held with the Neighbourhood Licensing Team on Wednesday 18th February 2015, at Centenary House, Worthing.

Neighbourhood Licensing Team
Centenary House, Durrington Lane, Worthing,
West Sussex, BN13 2QB | Telephone: 01273 401030

Minutes of Meeting in relation to
The Vestry, Chichester, 21-23 Southgate, Chichester, PO19 1ES

Meeting location: Centenary House, Durrington Lane, Worthing
18/02/2015 – 13:00hrs

Present:

Sergeant Mike Balmer
Mrs Pauline Giddings
PC James Heasman
Ms Gill Brown – PLH of premises
Mr Rob Hoad – DPS of premises
Ms Megan Smith – minutes

Following introductions, Ms Brown wished to say before the meeting started that she was unhappy that Blayde the SIA door company were not present stating that they had been told by Sussex Police they were not welcome at the meeting. Since the meeting last January with Sergeant Jarred, they have replaced their door team with Blayde who manage the situation. She said that any incident that occurs is sent to ChIBAC and Sussex Police and that she herself would telephone the licensing office. It was however agreed no longer necessary to contact weekly, if there were not specifics to discuss. She went on to say that she would expect any issue to be brought to her attention within a week and that at a recent meeting with Blayde and PC Heasman, she was told that everything was fine. Ms Brown emphasised that she did not understand the requirement to attend the police station.

Sergeant Balmer said that he had not yet explained to Mr Hoad and Ms Brown why they had been asked to attend. He went on to set out the framework of the meeting and discuss the incidents occurring at the premises and to clarify how things stood. Ms Brown said she hoped to be able to work with Sussex Police and emphasised the need for Chichester to have a vibrant day and night time economy.

Sergeant Balmer explained that the number of incidents reported to Sussex Police showed that The Vestry is the 2nd highest along the South coast area from Hove to the Hampshire border. Regarding the SIA door company, it was explained that CCTV had been viewed by the Licensing team regarding the two members of door staff, who had used excessive force ejecting a customer from the premises. Since the incident, the door staff had been removed and no longer worked for the door company. As such this matter did not need to be discussed with Blayde.

Sergeant Balmer noted that there had been a meeting this time last year and that in fact there had been a number of meetings between the premises management and Sussex Police. He stated that it was a positive step that the new door company were working to resolve the problems raised by Sergeant Jarred, however there were still concerns regarding the layout of the venue and subsequently the number of SIA employed at the premises given that the inside area, the smoking area and the queue all needed to be properly supervised. Ms Brown stated she believed that the door staff are effective enough that an additional doorman would not be required; they do not have queues and that most incidents are dealt with quickly taking the doorman away for only a very short amount of time. Sergeant Balmer stated that he could not agree with this as there are often queues at the premises and upon viewing CCTV for recent incidents, it has been shown that door staff are not always dealing with issues as quickly as they should be, which then as a result, drains on Police resources when officers are called to assist. It was discussed that the smoking area is a "hot spot" for incidents of assault and disorder. Ms Brown said that it would be more appropriate for her to consider the issue of additional door staff, after the meeting.

Sergeant Balmer went on to say that the quality of the CCTV at the premises was good. However, when CCTV footage was recently requested regarding an assault which occurred in the smoking area, officers were told it would not be available for several days. Both Ms Brown and Mr Hoad said that they were not aware of

this incident or that CCTV had been requested. PC Heasman said he would check the report to find out which PC had requested the footage and from whom. Sergeant Balmer explained that when Police have a person in custody and need to view CCTV, it is essential that this is provided promptly. Mr Hoad, as DPS, said that he had previously re-iterated to all supervisors at the premises that they should always contact him to resolve any issues of organising CCTV, and he also said that other that in exceptional circumstances, it would be available the following day as he lives at the premises, and also there are several members of staff that know how to operate the system and download CCTV footage. Ms Brown said that officers who had trouble should be advised to contact her. Mrs Giddings explained that the staff at The Vestry needed to be properly acquainted with any procedures and contact details in order to comply with the conditions of the licence and related matters. Sussex Police officers could not have specific instructions for individual premises. Ms Brown stated that this was a simple matter that could easily be resolved.

Following Mr Hoad's comments regarding training, the question was raised as to what training is conducted at the premises, and how frequently this takes place. Ms Brown and Mr Hoad confirmed that monthly appraisals are held with both staff and management. Mrs Giddings asked what was covered in this training. Mr Hoad said that the training process covers procedures and responsibilities. Sergeant Balmer asked if this includes specific training for requesting ID and not serving intoxicated persons alcohol. Mrs Giddings then also asked if this training includes the handling of vulnerable persons; Ms Brown interjected and said that it covered everything. Mrs Giddings asked whether the content of the training documents would be available to be viewed if requested by Police - Mr Hoad confirmed that they are thorough and that they would be available upon request.

PC Heasman then highlighted the concerns that have been raised by ChiBAC regarding the Vestry. It has been brought to the attention of the Licensing team that the premises are submitting their incident reports and ban requests en mass, making it unclear whether they are wishing to report something or not. The ChiBAC group cannot be expected to try to establish the content of the information they are receiving. It was advised that the premises contact ChiBAC to clarify this. Ms Brown stated that Mr Hoad is an active member of the ChiBAC scheme and that when he does not attend, she will always attend. PC Heasman said that it is important that all persons eligible for a ban should be put forward to the group. Ms Brown disagreed with this, stating that this was always done. PC Heasman cited the incident that took place in early hours of 07/02/2015 (in the smoking area) which had not been sent through to ChiBAC. Ms Brown asked how ChiBAC knew about it and it was explained that basic information is provided by Sussex Police to each relevant local authority. Ms Brown agreed to look at this issue and address the matter.

There were also concerns raised regarding the use of BWV at the premises. Mr Hoad confirmed that there had been a period where the system was not being used. It was stated, that if Sussex Police find door staff not wearing it, the premises should take the matter up with Blayde, as they are responsible for the effective management of their own business. Sergeant Balmer confirmed to both Mr Hoad and Ms Brown that it is the responsibility of the DPS the PLH as managers of the premises, to ensure that the door company are using the BWV system. It was also reminded that this is not a responsibility of Sussex Police to chase up with the door company.

It was asked whether the premises hold briefings with the door team prior to them commencing each shift - Mr Hoad confirmed that he holds briefings with the door staff before each shift. It was agreed by Sergeant Balmer and Mr Hoad that this would be an opportune time to check the BWV is in place and working order.

PC Heasman outlined an incident of 07/11/2014 whereby door staff had reacted appropriately and efficiently to two males in possession of drugs. However BWV had not been used and ChiBAC not informed. Ms Brown said that she was not aware of this incident, but will look into it. Ms Brown said that she was exasperated that Sussex Police were leaving it so long to raise this with the premises and that it would be good to receive a reminder to send them through to ChiBAC. Sergeant Balmer reminded the meeting that it is not the responsibility of Sussex Police to ensure that the premises reports all incidents to ChiBAC and also, that the Licensing Team are not made aware of every ChiBAC communication with the many premises in the Chichester area. Ms Brown and Mr Hoad agreed to go away and look at the issue.

Sergeant Balmer informed Ms Brown & Mr Hoad that there have been reports of persons with glasses outside the premises. They were reminded of the condition on the premises licence and made aware that by allowing this they were in breach of their licence conditions.

Ms Brown said that though they are only polycarbonate drinking vessels, they will address this with the staff to prevent it recurring. Sergeant Balmer said that looking at police records, there was evidence that following meetings of this nature, matters had improved in the short term but then reverted, and it was necessary to remind the premises again of their responsibilities. He hoped that this would not be the case this time. He went on to say that based upon the recent incidents at the premises, the levels of intoxication and disorder, Sussex Police would not be in a position to agree to any TEN's for an extension of hours at the premises, and that an objection would be raised through Chichester District Council . This would continue until Sussex Police were satisfied that the issues had been addressed, and matters had significantly improved. The predominance of recent incidents was arising from and around midnight.

PC Heasman then went on to discuss the incidents which took place at the premises on Christmas Eve, 24/12/2014. Mr Hoad was asked for his opinion of the night. He replied that he thought it had gone well until the incident.

PC Heasman stated that on that night he had been contacted by an Inspector who instructed him to attend the premises due to the reports of high levels of drunkenness and disorder. Upon attendance, PC Heasman said that the premises was full of patrons who were highly intoxicated. In his words, he did not feel comfortable going into the venue alone, due to the atmosphere. PC Heasman had seen that the DPS Mr Hoad was on duty that night and having made contact, advised him of his concerns. Mr Hoad confirmed that he would shut the premises early. PC Heasman advised that if he was going to do this, it would be sensible to reduce the volume of the music. Mr Hoad then turned the music off completely which surprised the patrons within the venue, causing them to all leave together, moving out onto the road. Many patrons became aggressive, and 4 were arrested for public order offences, with several others nearly arrested for Drunk and Disorderly. PC Heasman stated that had it not been Christmas Eve, and there not been the high demand on Sussex Police that evening, the number of arrests could have been significantly higher. Members of staff attempting to clear some of the mess away as the premises closed were verbally abused by intoxicated females, and it was left to police officers to send them back into the premises until matters had calmed down. It was also highlighted that BWV had once again not been used. Mr Hoad said that he could not find the cameras within the premises. Heasman said that the problems in the venue that night had been exacerbated by the layout of the venue. He also stated that several glass bottles had been lying around the venue, which the premises have been advised about on previous occasions. These increased the risk of injury when not cleared.

Ms Brown stated that upon this occasion, CCTV had been provided to the Police promptly. PC Heasman agreed.

Mrs Giddings said that it was unacceptable that police officers and members of the public should be put at risk by the premises selling alcohol to intoxicated people. It was suggested by Ms Brown that further training was needed and that this was an isolated incident. However Mrs Giddings felt that, given that the DPS had been on site on Christmas Eve, the situation should not be blamed on insufficient training alone – responsibility would need to be taken for the management and their failings.

Sergeant Balmer went on to itemise a timeline of incidents from recent months. These included a number of incidents of drunkenness, drugs and assaults with injuries. Sergeant Balmer highlighted a female who had collapsed through intoxication only this past weekend. The premises have a duty of care to patrons made vulnerable. This indicates the premises failing to promote the licensing objectives. Ms Brown confirmed that training will be looked at with staff members.

Sergeant Balmer made it clear to both DPS and PLH that if things do not improve at the premises immediately and then continue to improve over the coming months, the licence would be placed at risk. Sussex Police

would consider the current terminal hours at the premises and the possible requirement for ID scanner at the venue. Ms Brown again said that she would go away from the meeting and think about it.
It was discussed by the meeting that at present, the designated smoking area is not seen to be fit for purpose, and it was highlighted by PC Heasman that Chichester District Council have already told the premises that the area is in fact illegal. Ms Brown said she would consider this.

Sergeant Balmer then suggested to Ms Brown that it may be useful to speak without the DPS present. Ms Brown was reluctant but agreed only to do so if everyone else left the room. She stated that she was surprised that the meeting had not been with Sergeant Balmer and PC Heasman only. It was agreed that Mrs Giddings and PC Heasman left the room, but that Ms Smith would remain to take the minutes.

Mrs Giddings, PC Heasman and Mr Hoad left the meeting.

Sergeant Balmer and Ms Brown discussed that Sussex Police Licensing are of the view that perhaps Mr Hoad is not suitable or effective in his position as DPS at the Vestry premises. Sergeant Balmer highlighted that we had been made aware of occasions where Mr Hoad had behaved inappropriately when on duty. Ms Brown said that she was not aware of this and would want specifics and dates. Sergeant Balmer then proceeded to say that regardless of a specific incident, the recent incidents at the premises do raise the question as to whether he is a suitable DPS. Ms Brown said that she believes that he is a strong bar manager. Sergeant Balmer said that this may be so, but as DPS there must be responsibility and accountability for what is happening at the premises.

Ms Brown asked if all premises get incidents, or if the Licensing team were suggesting it is only the Vestry. Sergeant Balmer returned to discuss the stats from earlier in the meeting, re-iterating the fact that the Vestry, a pub, is featuring as 2nd highest on the South coast, second only to a nightclub with a much higher capacity.

Ms Brown said that she felt it was no longer productive to keep discussing the same points and that she would go away and speak with Mr Hoad and consider the points the meeting had raised. It was agreed that Ms Brown would email Sussex Police Neighbourhood Licensing Team with a prompt response, explaining fully how they intended to improve these issues at the venue.

As there where no other matters to discuss, Sergeant Balmer thanked Ms Brown for attending and the meeting was closed.

If there are any matters contained within this letter that you wish to discuss, please contact the office on the below contact number.

Yours sincerely,

[redacted]

Sergeant Mike Balmer
Neighbourhood Licensing Team

[redacted]

From: Balmer Michael CB158
Sent: Thursday 26 February 2015 08:23
To: Smith Megan 31953; Giddings Pauline 64321; Manley Helen 30321
Subject: FW: The Vestry

From: gill brown [mailto:gillbrow[redacted]
Sent: Wednesday 25 February 2015 20:13
To: Balmer Michael CB158
Subject: The Vestry

Dear Sergeant Balmer,

Thank you for the minutes of our meeting of 18th February.

Time is being taken to investigate and consider thoroughly all of the points raised. This will result in certain changes and implementations.

These are matters that must be addressed in such a way as to ensure a positive and professional way forward for The Vestry and a good working relationship with yourselves.

As such I will revert to you during w/c 09.03.15.

Yours sincerely,
Gill Brown

Thursday 12th March 2015

An email was received by the NLT from Ms Brown responding to the meeting of 18th February with Sussex Police. In it Ms Brown stated that she had reflected upon the meeting and had reminded the door staff to report incidents on the night. They had introduced a new general manager to assist with training and procedures and taken a more proactive role in directing the door staff. Briefings of door staff were to be introduced and a de-brief by management to be conducted each of the evening. Additional staff training was to be undertaken by all staff which included care of vulnerable persons.

A diary to log requests for CCTV had also been implemented. Ms Brown also stated that ChiBAC were happy with their reporting procedure and that they will continue to support the use of ChiBAC BWV cameras. The general manager Donna Shepperson and Ms Brown had spoken with the DPS regarding his responsibilities. It was stated that the premises management believed that the measures they had introduced would "create greater strength and efficiency". The ChibBAC manager has since confirmed that, while attendance at ChiBAC meetings is good, reporting of incidents by The Vestry and the provision of information is poor.

11/03/15 - Re Meeting 18/02/15

[redacted]

From: Balmer Michael CB158
Sent: Thursday 12 March 2015 09:35
To: Heasman James CH672; Smith.Megan[redacted]
Subject: FW: The Vestry Chichester

From: gill brown [mailto:gillbrown[redacted]
Sent: Wednesday 11 March 2015 18:30
To: Balmer Michael CB158
Subject: The Vestry Chichester

th March 2015

Dear Sgt. Balmer,

Thank you for your time spent in discussing The Vestry at our meeting on 18th February at Worthing. As you know, we are always willing to work with the police and I have spent a great deal of time analysing the meeting and reasons leading to your calling it. Following these considerations and various discussions I have formed a strategic plan for a strengthened and effective way forward.

As mentioned in the meeting it is our desire to run a welcoming and safe venue and contribute to a vibrant day and night time economy here in Chichester.

For every customer on a busy night their first impression of The Vestry is through our doormen. As you know, it had already come to our attention that two of the door supervisors supplied by Blayde fell well short of the desired standard, and we spoke to Blayde about that. They have now left their employ and we are satisfied with the replacement security personnel. I have also spoken to Chris [redacted] of Blayde, pointing out the need for doormen to complete reports on the relevant night of any incident.

In order to manage more effectively and robustly we have brought in General Manager Donna Shepperson who has many years experience of managing venues, is a personal licence holder and will be able to devote management time and expertise in instigating training and procedures to ensure our DPS has all the tools necessary to carry out duties required to a very high standard.

Whilst the door staff are a separate contracted Company it is also very important that the doormen understand and fulfil our requirements of them. We have taken on a more active role in their management. Before shift every Friday and Saturday night they have a thorough briefing, covering their prime duties and the controls we expect from them.

With continual briefings we are giving extra reminders to the doorstaff of the importance of being vigilant at all times. There will be a management de-briefing at the end of the evening and a weekly management meeting on a Tuesday. If any of your officers wish to attend they will be most welcome.

In addition to this we now have 2 floor walkers and glass collectors on every Friday and Saturday night, identified by the wearing of tee-shirts with "staff" written on. As well as collecting they are tasked with close and careful observation of customers. Any concerns are to be flagged up immediately with doormen and management.

Donna, in conjunction with Rob, has undertaken extra staff training which includes care of vulnerable people. Regarding requests by yourselves for CCTV footage we now have a specific request diary. This will contain details of any such request, the date and by whom. In addition Donna Shepperson, Rob Hoad and Will T[redacted] are authorised to provide footage (as long as we are able to do so under the Data Protection Act 1998). In the unlikely event that none of these people are available the request diary will ensure prompt action.

We have spoken with Tessa of Chibac who stated that she is happy with our reporting of any incident. She does not wish us to make requests for bans - this is the job of the steering committee.

As you know, we were amongst the first to support the BWV initiative and will continue to support that. We are looking at the best ways to maximise its effectiveness having regard to its battery life of two hours and maximum recording time of 8 hours.

Donna Shepperson and I have discussed fully with Rob Hoad his role as Bar Manager and DPS, stressing his duties and the importance of he and staff to be vigilant at all times. As you know, I have not been aware of any recent inappropriate behaviour, but will always be willing to properly consider any evidence that is brought to my attention.

We have embraced your comments from the meeting of 18th February and wish to stress our desire to run a safe and happy venue and, of course, to be responsible operators. We hope you will agree that the measures we have put in place reflect this and, we feel, will have the desired effect as well as making sure that we do all we can to promote the licensing objectives. We are confident that the addition of our General Manager liaising closely with the doorteam and working alongside our DPS will create greater strength and efficiency.

If you wish to discuss anything further please do not hesitate to contact me.

Yours sincerely,
Gill Brown

Friday 24th April 2015

Ms G.Brown emailed the NLT to state that having taken steps to improve matters at The Vestry she believed there had been an improvement in relation to incidents at the premises. The new DPS Ms Shepperson had submitted a Late Temporary Event Notice (TEN) for the Bank Holiday on 2nd ~4th May 2015.
In view of the changes Ms Brown told the licensing team she had made and the assurances of her confidence in the new DPS, Sussex Police did not raise an objection to the extension of hours over the Bank Holiday, subject to the conditions on the premises licence and the new measures being adhered to.

Chichester District Council

[redacted] GES/LA42C 24th April 2015
Ext 2267
E-mail [redacted]@chichester.gov.uk

Dear Chief Officer Of Sussex Police

Licensing Act 2003
Miss Donna Shepperson
The Vestry 21 - 23 Southgate Chichester West Sussex PO19 1ES
Case Reference Number: 15/00570/LATENL
Notification of Temporary Event Notice

I write in respect of the above Temporary Event Notice (the 'notice') that was accepted by this Licensing Authority as having been validly submitted on the **23rd April 2015.**

You can view details of the notice through our Public Access system using the following link: https://publicaccess.chichester.gov.uk/online-applications/licencingApplicationDetails.do?activeTab=summary&keyVal=NNB1NHER0E100

Should you need to speak with Miss Shepperson regarding the content of the notice, the following are the contact details that have been provided.

Contact Telephone Number(s)	Email Address(es)
Contact Phone Number 01243 [redacted]	Electronic Mail info@the-vestry.co.uk

We would ask that should you believe that the proposed event would undermine one or more of the four licensing objectives, that you submit a representation to this Licensing Authority. Any such representation must be received by this Licensing Authority no later than three working days from the date the notice was accepted as valid. Should no representation be received, the temporary event can be held from the 2nd May 2015 to the 4th May 2015.

Yours sincerely,

[redacted]
Licensing Assistant
Housing & Environment Services

[redacted]

From: [redacted]n behalf of WS_Licensing_WOR
Sent: Monday 27 April 2015 11:01
To: 'Vestry Information'
Subject: Temporary event notice, The Vestry

Good morning Donna,

Thank you for your response.

I can confirm that based on the additional information provided of the measures that have been implemented at the premises, Sussex Police will not be raising any representations to your application for a late temporary event notice.

02-04/05/2015	0030-0200	15/00570/LATENL	Vestry, Chichester	250

Regards

[redacted]
Licensing Clerk

Centenary House, Durrington Lane, Worthing, West Sussex, BN13 2PQ
Neighbourhood Licensing Team, W. Sussex
Tel: 01273 404 030
Direct Dial: 101 Ext. 581261, Twitter: @sussex_police

From: Vestry Information [mailto:info@the-vestry.co.uk]
Sent: Monday 27 April 2015 10:03
To: WS_Licensing_WOR
Subject: RE: Temporary event notice, The Vestry

Dear M[redacted]

Thanks for your email.

By now you should have received an email from [redacted] in the Licensing Department of the Council. This is to confirm that the TEN is in fact purely an application to extend our licensing hours on the Saturday/Sunday and Sunday/Monday from 00.30 to 0200.

At all times there will be no more than 250 in the venue. [redacted]hould also have mentioned this error in her email – she spoke to a part time member of staff who clearly misunderstood her question.

No entry charge will be made for either night.

The evenings are the same as we normally run with a DJ.

All normal licensing conditions will be adhered to.

There will be a period of closure between the two days.

SIA doorstaff will be working both nights – two from 20.00 to 21.00, four from 21.00 to 22.30 and six from, 22.30 to c lose.

If you require any further information please do not hesitate to contact myself or Gill Brown.

Yours sincerely

Donna Shepperson

From: [redacted]@sussex.pnn.police.uk [mailto:[redacted]@sussex.pnn.police.uk] **On Behalf Of** WS_Licensing_WOR@sussex.pnn.police.uk
Sent: 24 April 2015 12:22
To: info@the-vestry.co.uk
Subject: Temporary event notice, The Vestry

FAO **Donna Shepperson,**

Sussex Police Licensing have received a temporary event notice for **The Vestry, Chichester,** to take place on **02 - 04/05/2015** from **10:00-02:00** for up to **400 people** for the **May Bank Holiday weekend.**

would appreciate if you can provide us with some more detail of the event:

e there going to be any special events or music nights on either of these dates? If so, what are they to be?
ll either night be ticketed entry? If so, are these available for purchase on the door?
ll there be SIA door staff working both nights? If so, how many and will they be there for the duration of the events?
ease confirm that all conditions of the licence are to be adhered to during the course of the temporary event notice
ease confirm that the premises is to have a period of closure between days, and that you do not intend to be open from 10:00am on 02/05, straight through until 02:00am on the 04/05.

We require your response by no later than **12pm** on **Monday 27th April 2015.**

Should you have any questions regarding the above, please contact us on the below numbers.

Thank you.

Regards

[redacted]
Licensing Clerk

Centenary House, Durrington Lane, Worthing, West Sussex, BN13 2PQ
Neighbourhood Licensing Team, W. Sussex
Tel: 01273 404 030
Direct Dial: 101 Ext. 581261, Twitter: @sussex_police

Sussex Police – Serving Sussex

[redacted]

From: [redacted]
Sent: Monday 27 April 2015 10:57
To: [redacted]
Subject: FW: The Vestry
Follow Up Flag: Follow up
Flag Status: Red

From: gill brown [mailto:gillbrown[redacted]
Sent: Friday 24 April 2015 08:38
To: Balmer Michael CB158
Subject: The Vestry

Dear Sgt Balmer,

Following our meeting at Worthing I am writing to inform you of our current position and progress made.

I was most pleased to hear from Chris [redacted] (owner of Blayde Security) that during a conversation with himself, our head doorman and James Heaseman that PC Heaseman observed that in the last 7 or so weeks events at The Vestry had passed quietly and with no issues. For our part on every Friday and Saturday night we have 2 designated floor walkers sporting "staff" printed t-shirts clearing glasses and observing customers. 2 extra doormen are in place from 10:30. Briefings and de-briefings are held with the doormen at the start and finish of each evening. Liaising with the doormen throughout the evenings is a constant, thus ensuring maximum vigilance at all times. Extra staff training was carried out and is constantly on-going. Rob Hoad has now left The Company and a very strong and capable team are in place.

As a result of this we have applied for a late TEN for Bank Holiday week-end. If you wish to discuss any matters at any time please do not hesitate to contact me by email or by 'phoning 079[redacted]

Yours sincerely,
Gill Brown

Saturday 2nd May 2015 23:00 hours

Police officers on duty in the Chichester area on Saturday night noticed a high level of extremely drunk females leaving The Vestry. The females were not together but were in separate groups of varying size. Some were so intoxicated they were struggling to stand up or walk un-aided. Officers confirmed that the City Angels volunteers were required to provide support to a number of females to ensure they left the area safely.

CCTV footage of the evening shows members of the public climbing over the fencing to gain access to the premises used for smoking to avoid entering through the front door. A female is seen to be ejected three times from the premises having regained entry via the smoking area and then again by walking past the door staff on the front door. Heavily intoxicated, she was then ejected from the premises by door staff, alone onto the street. No duty of care took place to try to ensure the female was protected from further risk. Her vulnerable state was caused by her level of alcohol consumption which took place within the premises.

A serious offence has since been recorded which is currently under investigation and is a matter of subjudice.

SUSSEX POLICE MG 11(T)

[redacted]

WITNESS STATEMENT

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

URN | | | | |

Statement of: Ian David VASEY

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police Constable CV053

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

Signatur[redacted] Date 01/06/2015

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

On Monday 01st June 2015, I was on duty, working in my capacity as a licensing PC, within the West Sussex Neighbourhood Licensing Team.

I have reviewed footage from CCTV seized from The Vestry PH, 21-23 Southgate, Chichester, West Sussex PO19 1ES. It relates to interactions between members of the public and staff at the premises from midnight on Sunday 03rd May 2015, this footage was obtained in relation to an ongoing investigation.

At 0017 hours the male involved in the investigation can be seen climbing over the railings at the rear of the smoking area which was full but not crowded. He stopped and spoke to a female, had a cigarette and spoke to a group for 30 second before making his way towards the main entrance and when he stopped by a wall and spokes to a lone female with his back to the door supervisors. At 0019 hours he is identified by the door supervisors who remove him from the smoking area and on to the pavement outside the premises. The male remains within a few meters of the door, often hanging around by the door supervisors. There does not appear to be any interaction between the male and the door supervisors prior to him being ejected and it is not clear why they remove him.

At 0021 hours a female is escorted to the front door of the premises by door supervisors, she is clearly unsteady on her feet and appears drunk. She was with another female who appeared less intoxicated. The drunk female falls against a member of the door team. One of the door supervisors is seen to move some other customers from the entrance and escorts the drunk female by placing a hand in the small of the female's back, escorting the female and her friend off the premises. The female appears to try and convince the doorman to let her back in to the premises but the door supervisor refuse. The female, still unsteady on her feet and you can clearly be seen struggling to open the front pocket on her bag which indicates the loss of fine motor skills.

At 0023 hours the entrance appears to be closed and the female goes out of shot.

[redacted]

Continuation of statement of Ian David VASEY

At 0024 hours whilst looking at a camera that looks over the entrance at the very top of the screen the female can be seen to climb over the railings at the end of the smoking area. Footage from the camera overlooking the smoking area shows the female staggering through the smoking area with a cigarette in her hand again stumbling into other customers and putting her arms around one male customer talking to him.

At 0026 hours the door supervisors recognise the female and remove her from the smoking area, this time she is on her own and is ejected directly onto the street, there is a brief conversation between her and a door supervisor before she stumbles two or three steps away from the entrance. Three door supervisors within a few seconds eject a male from the premises and the female takes the opportunity to walk back into the premises.

The female is not picked up on camera again until 0043 hours where she is being escorted out by either a member of public or a member of staff, directly to the same member of door staff who had the earlier interaction with the female. She is taken by the arm and manoeuvred off the premises by a member of door staff who immediately turns away and leaves her at the entrance.

From watching CCTV footage that has been downloaded from the police camera in Southgate, from being ejected the female stands no more than three feet from the entrance leaning up against a pillar to the left of the door supervisors.

The female can be clearly seen stumbling, swaying and leaning over. She removes her shoes and then falls over. The male who had been previously ejected from the premises then helps her up before he walks with her away from the premises across the road where he is clearly seen to be supporting her as she is too intoxicated to walk unaided. At 0053 hours the female and the male go out of view on the camera.

At no time has any member of staff neither exercised their duty of care towards the female nor shown any regard for her level of vulnerability.

This statement was made at 1619 hours on Monday 01st June 2015 at Centenary House, Durrington.

Signature..... Signature witnessed by: .....

Tuesday 8th May 2015

Sussex police received a Temporary Event Notice for The Vestry for 24th & 25th May for an extension of hours until 02:00 hours. Having previously agreed to the TEN for an extension of hours on 2nd May, the levels of drunkenness at the premises were such that Sussex Police raised an objection to this second TEN submitted by Ms Shepperson again for an extension of hours.
A hearing to determine the TEN was scheduled for 22nd May 2015.

Sussex Police
Serving Sussex
www.sussex.police.uk

Neighbourhood Licensing Team
West Sussex Division

Mr Laurence Foord
Principle Licensing Officer
Chichester Council

Tuesday 12th May 2015

RE: TEMPORARY EVENT NOTICE FOR THE VESTRY, SOUTH STREET, CHICHESTER FOR THE 24TH & 25TH MAY FROM 00.30 TO 02.00 HOURS

Dear Mr Foord,

Notice of objection is hereby given on behalf of the Chief Officer of Police for Sussex for the above Temporary Event Notice on the grounds of Prevention of Crime and Disorder and Public Safety.

Sussex Police have concerns regarding the levels of drunkenness within the venue, and the increased risk of vulnerability to the customers leaving during the normal operating hours. Officers have reported witnessing several customers leaving the venue over a period of 30 minutes on a Saturday night in May, struggling to stand up or walk unaided due to excess consumption of alcohol.

Concerns have been previously raised to the operator about this, and at present we do not believe the licensing objectives will be promoted for an extension of the licensable activities.

I confirm that a copy of this objection letter has been sent via email to Donna Shepperson at the email address supplied on the application.

Yours faithfully,

[redacted]

Chief Inspector Burtenshaw
Sussex Police

[redacted]
Neighbourhood Licensing Team
Centenary House, Durrington Lane, Worthing,
West Sussex, BN13 2QB
Telephone: 01273 404030

Saturday 16th May 2015 23:50

PC Heasman of the NLT attended The Vestry to conduct a licensing visit. There were six door staff on duty with their details fully recorded in a bound book. On checking the incident/refusals log it was noted that between 1st May 2015 to 16th May, three incidents had been recorded; two people on 1st May, one of whom was for the possession of drugs and an entry on 16th May 2015, for a female who was ejected from the premises due to her intoxication levels.
The head doorman on duty confirmed that a door supervisor inside the premises was wearing ChiBAC BWV. He confirmed it had not been a bad evening but they had had to eject "a couple of idiots" Pc Heasman double checked the incident book which showed only one ejection. There was no record of any person or persons being ejected from the premises on 2nd/3rd May 2015 which is contradicted by CCTV evidence of the night.
On 21st May 2015 a check was made via ChiBAC, no incident had been reported by The Vestry in relation to the drugs incident recorded on 1st May 2015.

SUSSEX POLICE MG11

[redacted]

WITNESS STATEMENT

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

URN | | | | |

Statement of: James Heasman

Age if under 18: Over 18 (If over 18 insert 'over 18') Occupation: Police Officer CH672

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, anyth[redacted] know to be false or do not believe to be true.

Signature: [redacted] CH672 Date 21 May 2015

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

I am a uniformed Sussex Police Licensing officer based at WORTHING Police Station, where I perform a role of a Licensing Officer in respect of West Sussex in accordance with the Licensing Act 2003.

On Saturday 16th May 2015, I was on duty in full police uniform using the call sign WL221.

At 23.50 hours I attended the VESTRY PH, SOUTH STREET, CHICHESTER to conduct a visit to check their incident and refusal logs which are held by security on the front door.

I spoke to the head doorman, and asked him how many security officers they had on duty that day, to which he replied 6, and all their names and Security Industry Act licence numbers were recorded in the bound log book. I looked from the 1st May to the current date, with only 3 incidents being recorded. On the 1st May there were 2 people added, one for drugs position, and a female who was ejected for intoxication levels on the 16th May.

I have since checked with Tessa Callingham who is the ChIBAC manager, and as of the date recorded on this statement, no incident report has been submitted to her surrounding the person being dealt with for drugs within the venue.

I asked the head doorman TERRY, if anyone had Body Worn Video on that evening and he replied "YES HE IS INSIDE" I asked him hw things had been that evening and he said "NOT BAD, THROWN A FEW IDIOTS OUT TONIGHT BUT NOTHING MAJOR" I then double checked the incident book, to which only showed one ejection recorded.

I can confirm that at no point an incident which occurred on the 3 May 2015, and various other people being witnessed by officers being thrown out for excessive drunkenness have not been recorded.

Signature: [redacted] CH672 Signature witnessed by:

[redacted]

Sunday 17th May 2015

Ms Brown emailed Chichester District Council and Sussex Police to withdraw the TEN submitted by Ms Shepperson in relation to 24/25th May 2015. The email went on to discuss a serious allegation which is currently under investigation.

[redacted]

From: Balmer Michael CB158
Sent: Monday 18 May 2015 08:45
To: Giddings Pauline[redacted]
Subject: FW: The Vestry application for a TEN

FYI

From: gill brown [mailto:gillbrown[redacted]
Sent: Sunday 17 May 2015 16:25
To: lfoord@chichester.gov.uk
Cc: Balmer Michael CB158
Subject: The Vestry application for a TEN

Dear Mr. Foord,

I am writing following our telephone conversation on Friday.

As you will know it is our objective to work closely with everybody to ensure a vibrant and safe environment in which the public can enjoy Chichester, both daytime and night-time. We feel that it is important to work as a cohesive whole to achieve this and not introduce a "them and us" situation. In the light of this and upon reflection we do not wish to continue with our application for a TEN for The Vestry over the May Bank Holiday week-end.

[redacted]

To correct your misapprehension that we had been requested to seek permission before applying for a TEN, this was not the case.

For the sake of the record we would like to withdraw our application for a TEN on the week-end of 23rd May and request confirmation of the same.

Yours sincerely,
Mrs. Gill Brown
For and on behalf of The Vestry

Sunday 7th June 2015 00:01 hours

Police Officers patrolling the area became aware of two males being restrained by door staff at the premises. It was apparent to the officers that the males were very drunk. The door staff were endeavouring to eject the males from the premises but gave no explanation to the police as to why the ejections were taking place.
The officers reported that the premises was its usual 'rowdy self'.
There were many people milling around on the pavement and onto the road outside. The number of vehicles apparently waiting to pick up people from the premises caused further obstruction to the police vehicle attending. Having assisted the door staff in containing the situation, the police officers directed the ejected males to leave the area.

[redacted]

From: [redacted] on behalf of WS_Licensing_WOR
Sent: Wednesday 17 June 2015 10:06
To: Giddings Pauline [redacted]
Cc: [redacted]
Subject: FW: The Vestry

17th June '15.

Pauline for your info.

[redacted] could you please save.

Kind Regards

[redacted]

[redacted]
Assistant Licensing Officer
Neighbourhood Licensing Team, W. Sussex

Tel: 101 Ext. 581179
Mobile: [redacted]
Direct Dial: 01273 404030
<The information contained in this communication is intended solely for the person and organisation to whom it is addressed. If you are not the named recipient you may not copy it, or make use of any information contained in it for any purpose, or disclose its contents to any other person. To do so may be unlawful. Messages sent or received by members of Sussex Police are not private and may be the subject of monitoring. If you have received this message in error, please contact the sender as soon as possible.>

From: Willcocks Matthew CW500
Sent: Wednesday 17 June 2015 05:34
To: WS_Licensing_WOR
Subject: RE: The Vestry

Good morning [redacted]

Sorry for the delay in replying to your email.

In essence, it looks like one of the brothers had become involved in an argument with someone within the premises. The other brother stood up for his brother and the door staff ejected them, although both brothers appeared to have acted aggressively towards door staff. Both males were found by Police to be struggling on the floor whilst being restrained by door staff.

Both were very drunk. The premises was its usual rowdy self with many people milling around on the pavement and road outside. There were also vehicles outside of the premises which were waiting to pick up people and this caused an obstruction for the attending Police vehicle.

With thanks,

PC Mat Willcocks

West Sussex Division
Neighbourhood Licensing Team

Your Ref:		Our Ref:	MB/PG	Date:	17th August 2015
Contact Name:	M.Balmer	Tel. Extension:	581814	Direct Dial No:	01273 404030

Re : Application for Review of the Premises licence for
The Vestry
21 Southgate Chichester

Dear Mr Foord

Further to the Review application served on 6th July 2015, please find enclosed a copy of additional evidence we wish to be considered.
A copy has been forwarded to Mr. N Walton of Poppleston Allen Solicitors.

Yours sincerely

[redacted]

Jean Irving
Force Licensing & Public Safety Manager

Mr L.Foord
East Pallant house
1 East Pallant
Chichester
West Sussex Po19 1TY

Mr N.Walton
Poppleston Allen Solicitors
31 Southampton Row
London
WC1B 5HJ T

SUSSEX POLICE MG 11(T)

[redacted]

WITNESS STATEMENT

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

URN | | | | |

Statement of: Ian David VASEY

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police Constable CV053

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

Signature: Date 17/08/2015

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

I am currently working as part of the West Sussex Neighbourhood Licensing Team, where one of my duties is to assess and review incidents that occur in licensed premises.

During a review of an incident that occurred in the city of Chichester on Friday 07th August 2015 that resulted in a homophobic common assault in South Street, Chichester, I reviewed the police investigations and witness accounts to establish where the victim and the suspect had been drinking prior to the assault.

I have read a witness statement that was dated Saturday 08th August 2015, the witness stated "THE NIGHT WENT WITHOUT INCIDENT UNTIL SHORTLY AFTER MIDNIGHT WHEN WE WERE STOOD IN THE SMOKING AREA OF THE VESTRY IN SOUTH STREET, CHICHESTER. I BECAME AWARE OF MALE 1 AND HIS GROUP OF FRIENDS STOOD NEARBY TO US. MALE 1 WAS OBVIOUSLY DRUNK AND WAS BEING CONFRONTATIONAL TOWARDS ME AND MY FRIENDS. I GOT THE IMPRESSION FROM HIS GENERAL BEHAVIOUR THAT HE WANTED TO FIGHT ALTHOUGH I DON'T REMEMBER THE SPECIFICS OF HIS BEHAVIOUR AS I JUST BRUSHED IT OFF. I BELIEVE HIS FRIEND PREVENTED HIM FROM FIGHTING ANYONE WHILST HE WAS IN THE SMOKING AREA."

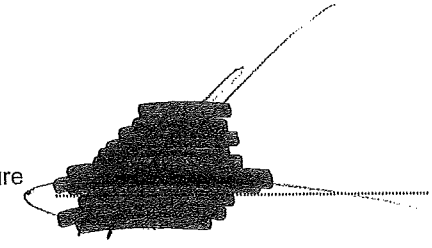
The suspect was drunk when he arrived at custody but due to the lack of CCTV and support from the victim, no further action was taken in relation to this crime.

In addition to the aforementioned incident, I have also received an e-mail between Nick MARSHALL, the proposed general manager of The Vestry and Tessa CALLINGHAM the Chichester Businesses Against Crime coordinator dated the 06th August 2015. It stated "YES, GILL HAS STEPPED DOWN IN LIGHT OF THE OBVIOUS ISSUES THAT THE VESTRY HAS BEEN GOING THROUGH AND I'VE TAKEN OVER THE SITE".

This quote was in relation to an e-mail sent by Tessa CALLINGHAM to Nick MARSHALL asking amongst other things whether he had taken over at the Vestry. [redacted]

Continuation of statement of Ian David VASEY

This statement has been made at 1448 hours on Monday 17th August 2015 at CENTENARY HOUSE, DURRINGTON



Signature .....

Signature witnessed by: .....

PTO