



# WORTHING BOROUGH COUNCIL

8 September 2017

## Licensing and Control Committee B

|               |                                       |
|---------------|---------------------------------------|
| <b>Date:</b>  | <b>18 September 2017</b>              |
| <b>Time:</b>  | <b>6:30pm</b>                         |
| <b>Venue:</b> | <b>Gordon Room, Stoke Abbott Road</b> |

**Committee Membership:** Councillors Paul High (Chairman), Sean McDonald (Vice Chairman), Noel Atkins, Paul Baker, Keith Bickers, Callum Buxton, Edward Crouch, Lionel Harman, Joshua High, Susan Jelliss, Jane Sim, Bob Smytherman, Steve Wills, Paul Westover, Tom Wye

## Agenda

### Part A

#### 1. **Declarations of Interest / Substitute Members**

Members and officers must declare any disclosable pecuniary interests in relation to any business on the agenda. Declarations should also be made at any stage such an interest becomes apparent during the meeting.

If in doubt contact the Legal or Democratic Services representative for this meeting.

#### 2. **Confirmation of Minutes**

To approve the minutes of the Licensing and Control Committee B meeting of held on the 10 August 2016 and the Licensing Control Sub-Committees held on the 8 August 2016 16 November 2016, 1 March 2017 and 9 March 2017 copies of which have been previously circulated.

### 3. Public Question Time

To receive any questions from Members of the public in accordance with Standing Order 11.2

*(Note: Public Question Time will operate for a maximum of 30 minutes.)*

### 4. Licensing Act 2003 - Application for the Review of the Premises Licence under Section 51 - Molotov Cocktail & Vodka Bar

To consider a report by the Director for Communities, copy attached as item 4

## Part B - Not for publication - Exempt Information Reports

|  |  |
|--|--|
| For Democratic Services enquiries relating to this meeting please contact:                                   | For Legal Services enquiries relating to this meeting please contact:              |
| Chris Cadman-Dando<br>Democratic Services Officer<br>01903 221364<br>chris.cadman-dando@adur-worthing.gov.uk | Ruth Pallister<br>Solicitor<br>01903 221050<br>Ruth.pallister@adur-worthing.gov.uk |

**Duration of the Meeting:** Four hours after the commencement of the meeting the Chairperson will adjourn the meeting to consider if it wishes to continue. A vote will be taken and a simple majority in favour will be necessary for the meeting to continue.



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**Licensing Act 2003**  
**Application for the Review of the Premises Licence under Section 51**

**Molotov Cocktail & Vodka Bar**  
**31 Chatsworth Road, Worthing, BN11 1LY**

**Report by the Director for Communities**

**1. Recommendation**

- 1.1 That the full Licensing & Control Committee "B" considers and determines the application from:

**Sussex Police**

for a Review of the premises licence at the above venue under section 51 of the Licensing Act 2003.

**2. Reasons for the Hearing**

- 2.1 An application for a Review of premises licence No: LN/000001195, held by

**Peter Mott & Barry Wells T/A The Lounge Leisure Group**

has been received from Chief Inspector Ockwell on behalf of the Chief Constable of Sussex Police. The Police being a Responsible Authority as defined under the Act.

- 2.2 Worthing Borough Council is the Licensing Authority that granted the above licence and it therefore falls to members to determine this application.

**3. Background**

- 3.1 Premises Licence no. LN/000001195 covers the Molotov Cocktail & Vodka Bar and authorises the sale of alcohol and the provision of regulated entertainment. It has been held by Peter Mott & Barry Wells T/A The Lounge Leisure Group since the introduction of the Licensing Act 2003 in November 2005.
- 3.2 Molotov Cocktail & Vodka Bar is one of two separate venues owned by Peter Mott & Barry Wells T/A the Lounge Leisure Group. Both premises are situated in a large multi storey, multi use building, Chatsworth House, situated in Chatsworth Road. 'Molotov' is situated on the east side of the building on the ground floor and

operates primarily as a bar. The One Club is situated on two floors of the building. Entry to the club is at the west side of the building via a staircase to the first floor. The main area of the club occupies the majority of the first floor and operates primarily as a nightclub. The two premises are linked physically by an interior staircase and share infrastructure but operate as separate businesses under separate premises licences.

- 3.3 In the past and somewhat unusually the bar under its previous name, 'Retro', when closed in the evening had authority under its premises licence allowing it to be incorporated as part of the club letting it re-open as an extension to the nightclub accessed and exited only from the staircase leading down from the first floor nightclub. Since the bar's refurbishment and change of name this arrangement is no longer utilised. The character of the new business and its generally older clientele being considered unsuitable.
- 3.4 As a result applications for the variation of the bar's licence and the club's licence (LN/1000001196) were made on 14 July 2017 seeking removal of a number of conditions from both licences including those allowing the linking of the bar with the nightclub. These applications were pending when this report was drafted and members will be undated of any relevant developments in due course.
- 3.5 This Review application made by Sussex Police regarding Molotov's premises licence was received on 26 July 2017.
- 3.6 In the past this licence was the subject of a Review application made by Sussex Police in November 2012. That application was successfully mediated and this Committee resolved at hearing on 23 January 2013 that a mediated agreement reached between the applicant and the licence holders be approved. This included the replacement of the then DPS and a number of new conditions of licence were imposed.
- 3.7 Mr Barry Wells was the Designated Premises Supervisor (DPS) of the venue and he has been in post since February 2013. He holds a Personal Licence issued by Worthing Borough Council.
- 3.8 On 14 July Messrs Mott & Wells applied for a DPS variation (under section 37) at the premise removing Mr Wells and nominating Mr James Lanz, the General Manager, as DPS.
- 3.9 Sussex Police made objection to both the variation and the variation of DPS applications detailed above whilst this review application is pending.
- 3.10 Subsequently, the hearing to consider the variation application due to be heard by sub-committee on 30 September was suspended, at the request of the applicant and with agreement of Sussex Police, until after this committee has had the opportunity to consider this application.
- 3.11 In addition, a new DPS variation application was received from Messrs. Mott & Wells on 6 September nominating Mr Vinojan Vijayakumar as the new DPS. This matter is pending.

- 3.12 A plan of the area is attached. (Appendix A)
- 3.13 A plan of the premises is attached. (Appendix B)
- 3.14 The application is for a review of the licence due to representations made regarding the following licensing objectives:
- Prevention of crime & disorder
  - Public Safety
- The application is attached. (Appendix C)

- 3.13 The current Premises Licence allows:

- a) Sale of alcohol between:
- 12.00hrs and 00.30hrs, of the following morning, Sunday
  - 11.00hrs and 02.00hrs, of the following morning, Mon. to Wednesday
  - 11.00hrs and 03.00hrs, of the following morning, Thursday
  - 11.00hrs and 04.00hrs, of the following morning, Friday & Saturday.
- b) Provision of regulated entertainment:
- 12.00hrs and 00.30hrs, of the following morning, Sunday
  - 11.00hrs and 02.00hrs, of the following morning, Mon. to Wednesday
  - 11.00hrs and 03.00hrs, of the following morning, Thursday
  - 11.00hrs and 04.00hrs, of the following morning, Friday & Saturday.
- c) Hours the premise can open to the public:
- 12.00hrs and 01.00hrs, of the following morning, Sunday
  - 11.00hrs and 02.30hrs, of the following morning, Mon. to Wednesday
  - 11.00hrs and 03.30hrs, of the following morning, Thursday
  - 11.00hrs and 04.30hrs, of the following morning, Friday & Saturday.
- (Appendix D)

- 3.14 Copy of the documentation received in support of the Police's application is attached. (Appendix E)
- 3.15 Copies of documentation received in support of the licence holder are attached. (*awaiting submission*) (Appendix F)
- 3.16 A copy of a representation received from a Responsible Authority, West Sussex Public Health, support the application is attached. (Appendix G)

#### **4. The Application**

- 4.1 The Application for Review is attached at Appendix C.
- 4.2 The application is made on behalf of Sussex Police a responsible authority as defined in the Section 13 of the Act.
- 4.3 The applicant has included detailed information in the application supporting their case that the licence holder is undermining the Licensing Objectives:

- Prevention of crime & disorder
- Public Safety

Sussex Police are requesting that members consider revocation of the licence.

## 5. Promotion of the Licensing Objectives

5.1 The Licensing Act 2003 and regulations require that the Council, as local licensing authority, carries out its functions with a view to promoting the four licensing objectives:

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance;
- the protection of children from harm.

According to the Home Office Guidance each objective is of equal importance. It is important to note that there are no other licensing objectives, so that these four objectives are paramount considerations at all times.

5.2 In carrying out its licensing functions, the licensing authority must also have regard to Guidance issued by the Home Secretary and its own Statement of Licensing Policy. Members are advised that the following sections of the Worthing Borough Council's Policy may be particularly relevant to consideration of this matter, though of course the Policy in its entirety must be considered. Sections indicated relate to paragraph numbers in the Policy itself:

### ***Prevention of crime and disorder***

4.2 *The Council places huge importance on the prevention of crime and disorder. A high standard of control is, therefore, expected to be exercised over licensed premises.*

4.3 *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. 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, the Guidance issued under section 182 to the Act and this policy. The Council will give "due regard" to all possible implications and its Licensing & Control Committee will always consider all the information available and relevant representations made, including those from interested parties and the responsible authorities, particularly the Police.*

4.4 *In their role as a responsible authority, Sussex Police are an essential source of advice and information on the impact and potential impact of licensable activities in the borough, particularly on the crime and disorder objective. The police have a key role in managing the night-time economy and usually have good working relationships with those operating in the local area. The council recognises that Sussex Police are the licensing authority's main source of advice on matters relating to the promotion of the crime and disorder, but may also be able to make relevant representations with regards to the other licensing objectives if they have evidence to support such representations.*

*The Council will accept all reasonable and proportionate representations made by the police unless the authority has evidence that to do so would not be appropriate for the promotion of the licensing objectives. However, it remains incumbent on the police to ensure that their representations can withstand the scrutiny to which they would be subject at a hearing.*

- 4.5 *Licensed premises, especially those offering late night/early morning entertainment, alcohol and refreshment for large numbers of people, can be a source of crime and disorder problems. The Council will expect Operating Schedules to satisfactorily address these issues from the design of the premises through to the daily operation of the business, including, where appropriate, the arrangements proposed in respect of prevention of both alcohol and drug misuse.*
- 4.8 *In addition to the requirements for the Council to promote the licensing objectives, it also has a duty, as detailed in para. 4.2, under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder in the Borough. The Council will consider attaching Conditions to licences and permissions to deter and prevent crime and disorder within the vicinity if relevant representations are received. Whether or not incidents can be regarded as being in the vicinity of licensed premises is a question of fact and will depend on the particular circumstances of the case.”*

### **Public Safety**

- 4.11 *The 2003 Act covers a wide range of premises that require licensing, including, cinemas, concert halls, theatres, nightclubs, public houses, hotels, cafes/restaurants, shops and fast food outlets/takeaways.*
- 4.12 *Each of these types of premises present a mixture of risks, with many common to most premises and others unique to specific operations. It is essential that premises are constructed or adapted and operated so as to acknowledge and safeguard occupants against these risks.*
- 4.13 *The Council also recognises that the provision of live music, discos and dancing within a premise can lead to potential flashpoints for violence and disorder. The Council would expect all entertainment to be properly risk assessed in the Operating Schedule to ensure public safety.*
- 4.14 *Where an applicant identifies an issue in regard to public safety (including fire safety) which is not covered by existing legislation, the applicant should identify in their Operating Schedule and Fire Risk Assessment the steps, which will be taken to ensure public safety.*
- 4.15 *The Council will expect Operating Schedules and Fire Risk Assessments to satisfactorily address these issues and new applicants are advised to seek advice, where necessary, from Council Licensing Officers and the West Sussex Fire & Rescue Service before preparing their plans and Schedules.*
- 4.16 *The Council will consider attaching conditions to licences and permissions to promote public safety. In attaching conditions the Council will seek to avoid duplication with the requirements of other regulatory regimes, for example legislation covering health and safety at work and fire safety.*

### **Enforcement**

- 8.1 *Once licensed, it is essential premises are maintained and operated so as to ensure the continued promotion of the licensing objectives and compliance with the specific requirements of the 2003 Act and the Council will make arrangements to monitor premises.*

## **Reviews**

- 9.6 *The 2003 Act provides a clear focus on the promotion of the four statutory licensing objectives which must be addressed when licensing functions are undertaken. The Act provides tough powers, in the form of the review procedure, to enable licensing authorities to bring the minority of badly managed premises, which are failing to promote the licensing objectives, into line with the best.*
- 9.8 *When considering an application for a Review the priority of the Licensing Authority will be to establish the cause or causes of the concerns and failures and to take necessary and proportionate remedial action.*
- 9.9 *However, when considering applications for Review arising in connection with crime (this includes underage alcohol sales) deterrence is an appropriate objective. Whilst punishment may not strictly be a valid tool on an application for Review in cases where there has been activity in connection with crime, deterrence can be. The Licensing Authority will not confine its decision simply to considerations of remedying. To simply re-emphasise conditions which clearly have not been adhered to in the past will not in most cases prevent further breaches of the law in the future and consequently would not promote the Licensing Objectives.*

## **6. Consultation**

- 6.1 The application has been subject to statutory consultation and statutory public advertisement arrangements in accordance with the provisions of the Act.

## **7. Relevant Representations**

- 7.1 The applications received one representation and it is reproduced in full at Appendix G.
- 7.2 Both the applicant and licence holder have produced information supporting their arguments at Appendices E & F.
- 7.3 The applicant, licence holder and those making relevant representation have been invited to attend the Committee meeting. All parties have the right to address members.

## **8. Mediation**

- 8.1 As part of the review process the Licensing Act encourages, where possible, mediation.



8.2 At the time of drafting this report information regarding any mediation was not forthcoming. Any developments will be reported at the hearing.

## 9. Consideration

9.1 The legislation provides a clear focus on the promotion of four statutory objectives which must be addressed when licensing functions are undertaken. These being the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm. Each objective is of equal importance and it is important to note that there are no other licensing objectives, so that these four objectives are paramount considerations at all times.

9.2 But members should note that the legislation also supports a number of other key aims and purposes. These are vitally important and should be principal aims for everyone involved in licensing work. They include:

- *Necessary protection of local residents, whose lives can be blighted by disturbance and anti-social behaviour associated with the behaviour of some people visiting licensed premises of entertainment;*
- *Introduction of better and more proportionate regulation to give business greater freedom and flexibility to meet customers' expectations;*
- *Greater choice for consumers, including tourists, about where, when and how they spend their leisure time;*
- *Encouragement of more family friendly premises where younger children can be free to go with the family;*
- *Further development within communities of our rich culture of live music, dancing and theatre, both in rural areas and in our towns and cities;*
- *Regeneration of areas that need the increased investment and employment opportunities that a thriving and safe night-time economy can bring.*

9.3 When determining this application members need to carefully consider the following:

- The four statutory licensing objectives
- Worthing Borough Council's 'Statement of Licensing Policy'
- 'Guidance issued under Section 182' by the Home Secretary
- The application & relevant representations
- The testimony and any relevant information supplied by the licence holders.

9.4 These are the only matters to be addressed by the authority when considering this review application. The statutory licensing objectives are the only grounds on which representations can be made, and the only grounds on which an authority will be able to refuse an application, suspend or revoke a licence or impose conditions.

9.5 When considering an application for a review, pursuant to s51 of the Act, the following options are available to the Committee to ensure promotion of the Licensing Objectives:

- To take no action.

- To issue an informal warning to the licence holder and/or recommend improvement within a particular period of time.
- To modify the conditions of the premises licence (which includes adding new conditions or any alteration or omission of an existing condition).
- To exclude a licensable activity from the scope of the licence.
- To remove the designated premises supervisor because they consider the problems are the result of poor management.
- To suspend the licence for a period not exceeding three months
- To revoke the licence.

9.6 In determining an application for a review the following sections of the Home Secretary's Guidance issued under section 182 of the Licensing Act 2003 (Amended – April 2017) should be taken into account,

*11.17 The licensing authority may decide that the review does not require it to take any further steps appropriate to promoting the licensing objectives. In addition, there is nothing to prevent a licensing authority issuing an informal warning to the licence holder and/or to recommend improvement within a particular period of time. It is expected that licensing authorities will regard such informal warnings as an important mechanism for ensuring that the licensing objectives are effectively promoted and that warnings should be issued in writing to the licence holder.*

*11.20 In deciding which of these powers to invoke (see section 9.5 of this report), it is expected that licensing authorities should so far as possible seek to establish the cause or causes of the concerns which the representations identify. The remedial action taken should generally be directed at these causes and should always be no more than a necessary and proportionate response.*

*11.21 For example, licensing authorities should be alive to the possibility that the removal and replacement of the designated premises supervisor may be sufficient to remedy a problem where the cause of the identified problem directly relates to poor management decisions made by that individual.*

*11.22 Equally, it may emerge that poor management is a direct reflection of poor company practice or policy and the mere removal of the designated premises supervisor may be an inadequate response to the problems presented. Indeed, where subsequent review hearings are generated by representations, it should be rare merely to remove a succession of designated premises supervisors as this would be a clear indication of deeper problems which impact upon the licensing objectives.*

*11.23 Licensing authorities should also note that modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months. Temporary changes or suspension*

*of the licence for up to three months could impact on the business holding the licence financially and would only be expected to be pursued as an appropriate means of promoting the licensing objectives or preventing illegal working. So, for instance, a licence could be suspended for a weekend as a means of deterring the holder from allowing the problems that gave rise to the review to happen again. However, it will always be important that any detrimental financial impact that may result from a licensing authority's decision is appropriate and proportionate to the promotion of the licensing objectives and for the prevention of illegal working in licensed premises. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence.*

9.7 Members should also have regard to relevant case law regarding deterrence.

### **Crown (Bassetlaw District Council) v Worksop Magistrates' Court – 2008**

*The judgment by Mrs Justice Slade in the High Court in a Judicial Review applied for by Bassetlaw District Council regarding a judgement of a District Judge sitting at Worksop Magistrates' Court in respect of a Licensing Act Appeal for Select & Save has established a number of principles.*

1. *The general approach of Licensing Authorities on a Review is to establish the cause or causes of the concerns and to take remedial action which is necessary and proportionate.*
2. *However, when considering Reviews arising in connection with crime (and underage sales are included) deterrence is an appropriate objective and one contemplated by the Secretary of State in the Guidance.*
3. *Whilst punishment may strictly not be a valid tool on a Review, in Reviews where there has been activity in connection with crime, deterrence could be.*
4. *The Licensing Authority and courts should not confine their decision simply to considerations of remedying. Deterrence can be considered.*
5. *To simply re-emphasise conditions which clearly haven't been adhered to in the past is not going to prevent further underage sales in the future, and therefore will not promote the Licensing Objectives.*

9.8 Sussex Police have not made any representation suggesting that the management, or staff, of the Light Bar were engaged in criminal activity.

9.9 In all cases members are required to give reasons for their decision.

## **10. Legal Implications**

10.1 Under Section 181 and Schedule 5 of the Act, rights of appeal to the Magistrates' Court in respect of applications for review of an existing license

include:

- (1) The applicant or licence holder may appeal against any decision to modify the conditions of the licence, suspend or revoke a licence.
- (2) The applicant may appeal against a rejection in whole or part of an application to review.
- (3) Those that have made relevant representations may appeal against a review being granted, rejected, or against the modification or lack of modification of any conditions.

10.2 The Act allows for the local licensing authority to undertake a review following the grant of a premises licence, when requested to do so by a responsible authority, such as the police or the fire authority, or any other party, such as a resident living in the vicinity of the premises. The government's guidance states:

*“The proceedings set out in the 2003 Act for reviewing premises licences represent a key protection for the community where problems associated with licensing objectives are occurring after the grant or variation of a premises licence.*

*At any stage, following the grant of a premises licence, a responsible authority, or any other person, may ask the licensing authority to review the licence because of a matter arising at the premises in connection with any of the four licensing objectives.*

- 10.3 In determining this application, the principles of the Human Rights Act 1998 must be taken into consideration and the convention rights of both individuals and businesses will be given due weight.
- 10.4 Members must consider each application on its own merits, and in accordance with the principles of natural justice as well as the provisions of the Licensing Act 2003. All relevant factors must be taken into account, and all irrelevant factors must be disregarded.
- 10.5 All applications before Committee must be considered against the backdrop of anti-discriminatory legislation, such as the Equality Act 2010 and also in accordance with the Council's stated policy on Equal Opportunities.
- 10.6 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. 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 the public and the responsible authorities particularly the Police.

## 11. Other implications

- 11.1 Any decision taken will have regard for the local environment and, in particular, any conditions attached for the purposes of preventing public nuisance will take this principle into account. There are no significant direct race relations or equal opportunity implications that have been identified.

## 12. Recommendation

- 12.1 **Members are requested to determine the application by Sussex Police for a Review of the Premises Licence, held by Peter Mott & Barry Wells T/A Lounge Leisure Group, at the Molotov Cocktail & Vodka Bar situated in Chatsworth Road. Members are requested to give reasons for their determination.**

**Mary D’Arcy**  
**Director for Communities**

### Principal Author and Contact Officer:

Simon Jones  
Public Health & Regulation – Team Leader Licensing  
Telephone 01273 263191.

### Background Papers:

- Licensing Act 2003
- Guidance issued under section 182 of the Licensing Act 2003 (April 2017)  
[https://www.gov.uk/government/uploads/system/uploads/attachment\\_data/file/627825/revise\\_182\\_guidance\\_05\\_04\\_17.pdf](https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/627825/revise_182_guidance_05_04_17.pdf)
- Worthing Borough Council’s Statement of Licensing Policy  
<http://www.adur-worthing.gov.uk/media/media,98561,en.pdf>

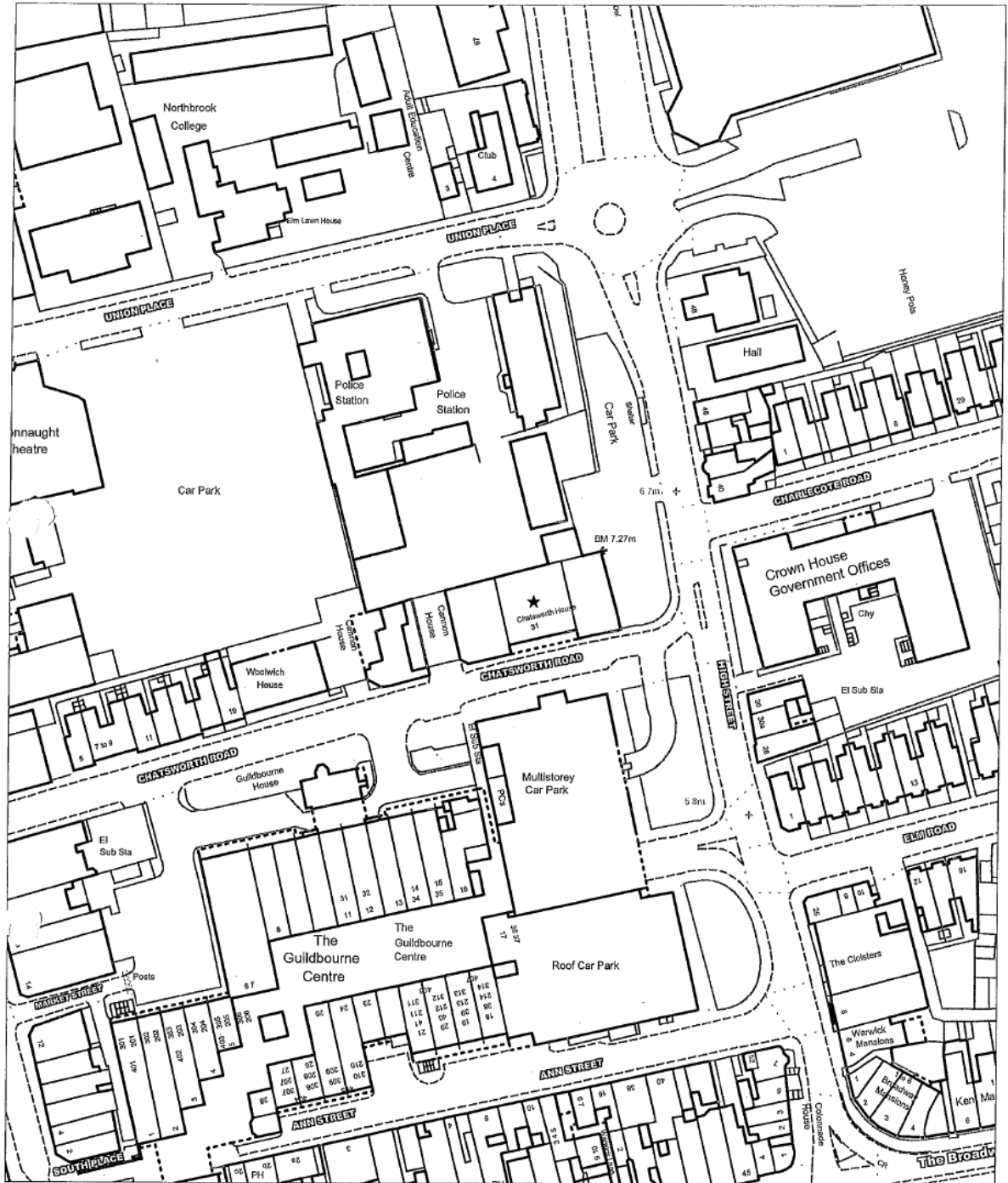
### Appendices:

- Appendix A - A plan of the area.
- Appendix B - A plan of the premises.
- Appendix C – The Review Application.
- Appendix D – Molotov’s Premises Licence.
- Appendix E – Documentation supporting the Application.
- Appendix F – Documentation supporting the licence holder (*awaiting submission*)
- Appendix G - A copy of representation received from a Responsible Authority – WSCC Public Health.

Adur & Worthing Public Health & Regulation Licensing Unit  
Portland House, Worthing

Ref: SJ/Lic.U/LA03/Review – Molotov  
Date: 8 September 2017.

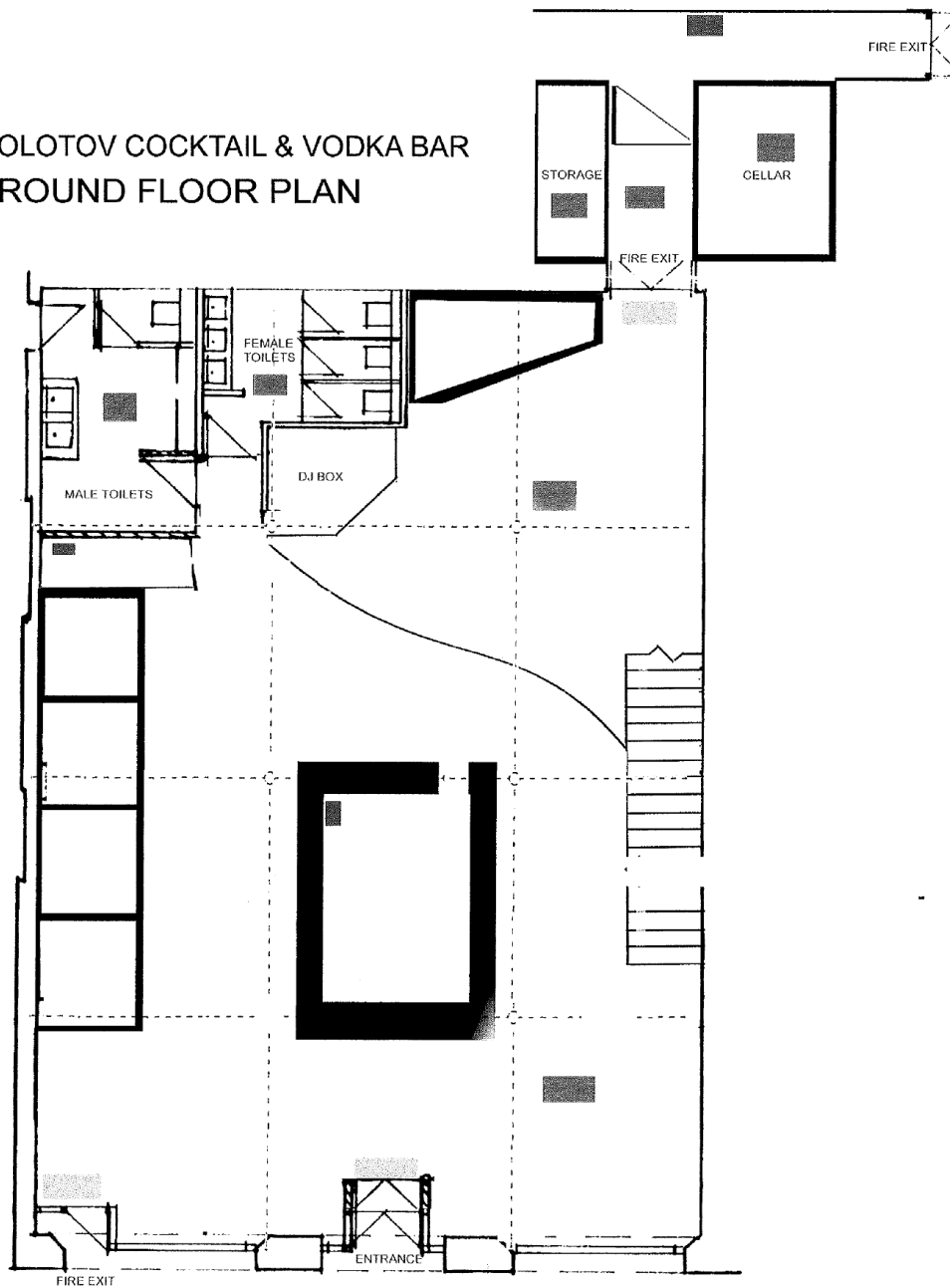
**Appendix A  
Plan of Area**



**Title: Liquid Lounge 31 Chatsworth Rd Scale 1:1250 Date Plotted 14/7/2005**

**Appendix B  
Plan of Premises**

**MOLOTOV COCKTAIL & VODKA BAR  
GROUND FLOOR PLAN**



- Fire Alarm Call Point
- ▨ Emergency Lights
- ░ Fire Exit

**Appendix C  
Review Application**



**Application for the review of a premises licence 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, *(insert name of applicant)*

Chief Inspector Ockwell  
for and on behalf of the Chief Constable of Sussex Police

**Apply for the review of a premises licence under Section 51 of the Licensing Act 2003 for the premises described in Part 1 below.**

**Part 1 – Premises or club premises details**

**Molotov Cocktail & Vodka Bar (formerly Retro/Light Bar)**  
Unit 1 Chatsworth house

**Postal address of premises or, if none, ordnance survey map reference or description**

31 Chatsworth Road

**Post Town**

Worthing

**Post code (if known)**

BN11 1LY

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

Lounge Leisure Group

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

LN/000001195

Sussex Police  
Application for review of a premises licence  
07/2015



|  |
|--|
|  |
|--|

**Part 2 – Applicant details**

**I am,**

**Please mark X for yes**

|   |                          |
|---|--------------------------|
| 1) an interested party (please complete (A) or (B) below)                           | <input type="checkbox"/> |
| a) a person living in the vicinity of the premises                                  | <input type="checkbox"/> |
| b) a body representing persons living in the vicinity of the premises               | <input type="checkbox"/> |
| c) a person involved in business in the vicinity of the premises                    | <input type="checkbox"/> |
| d) a body representing persons involved in business in the vicinity of the premises | <input type="checkbox"/> |

|  |          |
|--|----------|
| 2) A responsible authority (please complete (C) below) | <b>X</b> |
|--|----------|

|   |                          |
|---|--------------------------|
| 3) a member of the club to which this application relates (please complete (A) below) | <input type="checkbox"/> |
|---|--------------------------|

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

**Please mark X for yes**

|                                    |                                     |                                      |                                    |   |  |
|------------------------------------|-------------------------------------|--------------------------------------|------------------------------------|---|--|
| <b>Mr</b> <input type="checkbox"/> | <b>Mrs</b> <input type="checkbox"/> | <b>Miss</b> <input type="checkbox"/> | <b>Ms</b> <input type="checkbox"/> | <b>Other title</b><br>(for example,<br>Rev) |  |
|------------------------------------|-------------------------------------|--------------------------------------|------------------------------------|---|--|

**Surname**

**First names**

**Please mark X for yes**

|                                  |                          |
|----------------------------------|--------------------------|
| <b>I am 18 years old or over</b> | <input type="checkbox"/> |
|----------------------------------|--------------------------|

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

**Daytime contact telephone number**

Sussex Police  
Application for review of a premises licence  
07/2015

|                                       |  |
|---------------------------------------|--|
| <b>E-mail address (optional)</b>      |  |
| <b>(B) DETAILS OF OTHER APPLICANT</b> |  |

|                                  |
|----------------------------------|
| <b>Name and address</b>          |
| <b>Telephone number (if any)</b> |
| <b>Email address (if any)</b>    |

|   |
|---|
| <b>(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT</b>   |
| <b>Name and address:</b><br>Chief Inspector M Ockwell<br><br>c/o Licensing Officer P Giddings<br>Sussex Police<br>West Sussex Divisional Headquarters<br>Centenary House<br>Durrington Lane, Worthing<br>West Sussex<br><b>BN13 2PQ</b> |
| <b>Telephone number (if any)</b><br><br>01273 404030  |
| <b>(Email address (if any))</b><br><br>WS_licensing_wor@sussex.pnn.police.uk  |

| This application to review relates to the following licensing objective(s)   |                          |
|--|--------------------------|
| Please mark X for yes (one or more boxes)  |                          |
| 1) the prevention of crime and disorder  | X                        |
| 2) public safety   | X                        |
| 3) the prevention of public nuisance   | <input type="checkbox"/> |
| 4) the protection of children from harm  | <input type="checkbox"/> |
| <b>Please state the ground(s) for review</b> (please read guidance note 1)   |                          |
| <p>On 23<sup>rd</sup> January 2013 there was a Review Hearing for the premises Retro, now known as Molotov, Chatsworth Road Worthing in conjunction with The Liquid Lounge night club; an adjacent and connected premises under the same ownership. At the hearing, the Licensing Committee decided to apply a number of conditions to the licence of both premises to ensure the Licensing Objectives were promoted and patrons were kept safe.</p> <p>A new licence, with the additional conditions applied, was issued to the owners (namely Barry Wells and Peter Mott) and management team (including James Lanz) who were in place at the time of the November 2012 Review, and have continued to own and manage the premises since that date.</p> <p>The Review Application from Nov 2012 is attached at <b>Appendix A</b>.<br/>The determination of the review hearing January 2013 is attached at <b>Appendix B</b>.</p> <p>Following the review of Retro, the premises continued to trade. After a short closure of less than two weeks in November 2016, it re-opened as the rebranded cocktail bar called Molotov.</p> <p>Since November 2016 Sussex Police and the Local Authority have had a number of interactions with the premises licence holders and the management, with regard to their failure to comply with the Licensing Act 2003 and with the conditions attached to the premises licence.</p> <p>A considerable number of serious breaches of the premises licence have been identified and concerns regarding intoxication of patrons have been raised. Sussex Police contend that the Designated Premises Supervisor (DPS) and Premises Licence Holders (PLH) have failed in discharging a duty of care to their patrons. This has culminated in the death of a mother of two who, having been drinking alcohol at the premises during the approx. 3 - 4 hours she was present, suffered a fatal accident shortly after leaving the premises. At the inquest, the coroner said:<br/>"I am minded to add a rider indicating that **** (the deceased) at the time, was under the influence of alcohol, and severely intoxicated, and that has led directly to her death"</p> <p>Sussex Police contend that the following licensing objectives have been seriously undermined:</p> <ol style="list-style-type: none"> <li>1) The prevention of crime &amp; disorder</li> <li>2) Public safety</li> </ol> |                          |

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

Molotov Cocktail & Vodka Bar is located in the town centre, adjacent to One Club nightclub. Both Molotov and One Club are owned by the same Premises Licence Holders (PLH), Mr Barry Wells and Mr Peter Mott. Both premises are governed by the same management team.

It is a relatively small premises which re-opened following a short period of refurbishment (less than two weeks) in November 2016, using the Retro/Light Bar premises licence, as a cocktail bar with windows to the front, and with groups of tables and seating throughout. The premises licence permits the sale of alcohol on and off the premises, as below:

12:00 ~00:30 Sunday,  
11:00 ~02:00 Monday Tuesday Wednesday,  
11:00 ~02:30 Thursday Friday  
11:00 ~03:00 Saturday (plus additional extensions for seasonal variations e.g. bank holidays)

The ability to provide live & recorded music and dance reflects the above hours but permits continuance until 03:00 hours following opening on Thursday, Friday and Saturday.

**25<sup>th</sup> November 2016 23:10 hours (Friday)**

PC Jones of the Neighbourhood Licensing Team (NLT) was in uniform and conducting licensing checks in the Worthing area in the company of Mr Simon Jones Licensing Officer from the Worthing Borough Council (WBC) licensing team. They attended Molotov where Mr. Jones explained that it was the opening night for the premises since it had been re-branded. The evening was attended by patrons from a private guest list. The DPS, Mr. Barry Wells, was present. Mr. Jones (WBC) asked Mr. Wells when he would be submitting a minor variation in relation to the change of the premises name and to the structural changes which had already been made at the venue. Mr. Wells responded that it would be as soon as possible. It was noted that the only windows, located the front of the premises, were now boarded over preventing natural light into the premises.

**12<sup>th</sup> February 2017 01:40 (Sunday)**

PC Jones, attended the premises in the company of Simon Jones Licensing Officer WBC. Mr. Wells, the DPS was not present, being out of the country on holiday. The general manager, James Lanz, was present and told them he was managing the premises.

The premises were due to close at 02:00hours and only a few customers remained. One male was observed sitting slumped in a booth with a partially consumed glass of beer in front of him. While he was apparently asleep, his manner suggested that he had surpassed his intoxication limit. PC Jones alerted a member of SIA door staff to the vulnerable male. The member of door team responded that he "would keep an eye on him". He took no further action walking away without making any check as to the man's wellbeing, nor removing the alcohol. This lack of positive action by the door supervisor was a surprise to PC Jones, but before he was able to intervene, the senior member of door staff escorting PC Jones and Mr. Jones, then approached and spoke to the member of SIA door team, who proceeded to wake the male and shortly after ejected him. The senior member of door team returned to the officers stating "sometimes you have to spell it out to them." Whilst nothing was said at the time, PC Jones felt the lack of positive action by the original SIA door person was completely unacceptable and demonstrated no attempt to check on patrons' welfare nor a willingness to keep people safe.

**19<sup>th</sup> February 2017 (Sunday)**

A female entered the premises at between 20:00 and 21:00 hours. The premises was described by the bar manager, Mr NA, as not busy with around 15 customers present during the evening. Members of staff at the premises provided differing accounts to Sussex Police regarding who was on duty and also the number of occasions the female was served alcohol. All deny serving her beyond her alcohol tolerance level.

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A patron of the premises, Mr S, who has considerable experience of working within the licenced trade entered the premises at approximately 23:10 hours. A condition on the premises licence states that last entry to the premises on a Sunday is 2300 hours, therefore permitting this person to enter the premises at this time was a breach of the premises licence condition 16 of annex 2:

- 16. The latest entry/re-entry times to the premises by the public on any Sunday shall be 23.00hrs.

Mr S became aware of the female while he was at the bar ordering a drink. The female engaged him in conversation and it became apparent to him that she was extremely intoxicated and was having to hold onto the bar to steady herself. Mr S describes her as being unsteady on her feet with slurred speech and glazed eyes. After a while Mr S left the premises to smoke a cigarette. On his return he discovered the female drinking from his glass. Retrieving his drink he approached the bar manager Mr NA asking that he replace it with a fresh one, which Mr NA did. Shortly after this the female left the premises.

Mr S described the female as being 10/10 where 0 would represent sobriety and 10 the maximum state of intoxication.

At 01.02 hours Sussex Police received a report of the injured female having been located in Worthing town centre a short distance from the premises.

Sussex Police immediately instigated an investigation into this serious incident. DC Liau attended Molotov where members of staff were interviewed and copies of the CCTV footage of the evening requested. No one was able to provide a download of the CCTV from the premises which at the time hindered the police investigation. It also came to light that the CCTV system inside the premises had apparently ceased to function the day before the incident occurred. Sussex Police were not notified of this breakdown which is a breach of conditions 16, 17 and 18 annex 3 of the premises licence

- (16) CCTV to be installed in accordance with Home Office guidelines relating to UK police requirements for digital CCTV systems covering the entire premises including the outside areas/front of premises;
- (17) CCTV images shall be retained for at least 28 days and except for mechanical breakdown beyond the control of the proprietor, shall be made available upon request to the police. Any breakdown or system failure shall be notified to the Police and immediately remedied as soon as practicable;
- (18) It will be the responsibility of the DPS or duty manager to ensure that any requests from the police for a recording to be made for evidential purposes is carried out as soon as possible in compliance with the data protection act;

The investigating officer, DC Liau, made numerous calls to Mr Lanz to obtain the CCTV footage without success.

#### **22<sup>nd</sup> February 2017**

Having failed to obtain the CCTV footage DC Liau, approached Mrs Giddings of the NLT to assist in obtaining the CCTV, which at this stage was crucial to the investigation. Mrs Giddings made contact with Mr Wells the DPS and it was confirmed that the required footage would be made available that day. An email confirming this request was forwarded to the premises email address. At 16:45 hours the same day DC Liau attended the premises to collect the footage. Mr Lanz stated, however, that it was not available as he had been busy. He also informed DC Liau that the CCTV footage from inside the premises could not be provided as it had not been working since Friday night. He stated he had an email to prove it. Eventually the external CCTV footage was provided to Sussex Police on 23rd February 2017.

While the CCTV footage from inside the premises is not available to Sussex Police, the footage provided which covers the outside of the premises, together with footage from other CCTV cameras in the area provides a clear indication of the high level of intoxication of the victim leaving the premises.

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Police investigations have revealed that, at approximately 00:20 hours the female can be seen on CCTV from outside the premises walking west along Chatsworth Road. Further CCTV images later obtained clearly show the female using the walls and railings to steady herself as she attempts to walk alone along the road. The female suddenly disappears from view at approximately 00:23 hours and is later found fatally injured on a flight of steps.

(CCTV footage is available for the Committee to view, however it would be necessary for this to be shown 'in camera' out of respect for the lady's family)

SIA door supervisors were not on duty at the premises. No member of staff employed at the premises provided a duty of care for the vulnerable female who, barely able to walk unassisted, left the premises alone at approx. 00:20 hours.

Failure to employ SIA door staff is a breach of the premises licence annexe 3 condition 3

- (3) SIA door staff in relation to Retro shall be employed every night from 22:00 or when regulated entertainment commences and until 30 minutes after the closure of the premises in order to effectively operate a dispersal policy in Chatsworth Road. At all other times when licensable activities are taking place a written risk assessment shall be agreed with Sussex Police.

Furthermore the I.D Scanner was not in use hampering the process of identifying persons present at the premises during the evening. Therefore the breach of licence condition 3 annexe 3 above, caused a further breach of conditions 7 and 8 annexe 3, as below;

- (7) An identification scanning system with a strict no ID/no entry policy shall be operated at all times when SIA door staff are operating unless prior written agreement with Sussex Police has been obtained or the system has suffered mechanical breakdown beyond the control of the proprietor. Information from the system shall be made available upon request to the Police in accordance with the Data Protection Act. Any breakdown or system failure will be reported to the Police immediately and remedied as soon as practicable;
- (8) When the ID Scanner is required entry be restricted to those patrons whose ID has been scanned.

During February 2016 PC Vasey conducted vulnerability awareness training of staff at the premises, to reinforce the responsibilities, actions and duty of care necessary for persons selling alcohol on a licenced premises. This training was attended by James Lanz. PC Jones has since asked for records of other staff members who attended the training, but to date they have not been provided by the premises.

#### **23rd February 2017 (Thursday)**

PC Jones and Special Constable Robinson attended the premises and waited outside until Mr. Lanz arrived. The CCTV requested by DC Liau had still not been copied, so SC Robinson remained with Mr. Lanz, while the functioning cameras were checked, and the available footage was downloaded.

#### **7th June 2017 13:45 (Wednesday)**

PC Jones & PS Standing of the NLT visited the premises which was closed, however Mr. NA identified himself as a manager and invited the officers inside. It was established that Mr. NA had been at the premises and working on the night of 19th February 2017. He confirmed that he and Ms. JR had been on duty. PC Jones requested to see the duty roster for that day, but was advised that it was in One Club on the computer, which he could not access. PC Jones asked that the venue manager, Mr. James Lanz, contact him directly or the NLT providing the information.

While at the premises PC Jones noticed that the drink-ware on the bar was all glass. This contravenes condition 19 of annex 3 of the premises licence which was attached by the Licensing Committee on 23<sup>rd</sup> January 2013 following the review hearing. When this was pointed out to Mr. NA he stated that he was under the impression that they could use glass, and that the Licensing Authority had told them it was ok.

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- (19) All drinking glasses and bottles shall be of polycarbonate or tempered glass. Where products are only available in glass bottles, the contents shall be decanted prior to service

**8<sup>th</sup> June 2017 14:00 (Thursday)**

PC Jones spoke with Mr Wells, the DPS, to establish the contact details of the premises bar staff. Mr. Wells advised PC Jones that the venue manager James Lanz was on holiday, but that the duty manager Mr. NA had the personnel details being requested.

The breach of condition (19) was also discussed. Mr. Wells confirmed that glass would not be used until the minor variation which he had just submitted, had been granted. He took this opportunity to request a meeting with Sussex Police to discuss a further variation of the licence. He stated that he had already been in consultation with the local authority and a further meeting with them was scheduled for the following week. Due to current workloads and staffing levels, Mr. Wells was advised to email the Neighbourhood Licensing Team office with the details of any changes he was considering. This would enable Sussex Police to give a considered response.

**8<sup>th</sup> June 2017 14:45**

Mrs Giddings, Divisional Licensing Officer, and PS Standing responded to a request from PC Jones to attend the premises as Mr Wells had informed him that Mr. NA had the bar staff personnel details previously requested. However upon their arrival Mr. NA stated he did not have them but that Mr. Lanz would be able to provide them. He was expected to return that afternoon. Mr. NA was informed that Mr. Wells had that said he would be able to assist Sussex Police obtaining the details. He then wrote down telephone numbers for 6 staff members. PS Standing noted that the drinking vessels hanging in the racks were still glass. Mr. NA said these were for show and that they also had non-glass vessels. He indicated that further non-glass vessels had also been ordered and would be delivered imminently. No further details pertaining to staff were forthcoming but the NLT office email address was again provided and it was promised that the request would be fully complied with by Mr. Lanz.

**23<sup>rd</sup> June 2017 23:10 (Friday)**

PC Jones of the NLT was on duty, and in the Worthing area and conducted licensing visits at both One Club and at Molotov. The DPS Mr. Wells was not present as he was out of the country. The general manager James Lanz was again identified as the person responsible for the management of the premises. PC Jones commenced a check to ensure that there was compliance with the licence conditions. He asked Mr. Lanz to provide the records of staff on duty specifically on 19<sup>th</sup> February 2017, as these had still not been provided, despite having been repeatedly requested previously. Mr. Lanz was unable to do so. He was also asked to provide records pertaining to the training of staff employed at the premises. He was unable to provide these or any training records post 2012. This is a further breach of licensing conditions, specifically 13, 14 & 15 of annex 3 and condition 4 section I:

- (13) Staff members to be engaged on selling alcohol on the premises shall receive full training pertinent to the Licensing Act, in particular but not exclusively in regard to age restricted sales and the refusal of sales to persons believed to be under the influence of alcohol or drugs.
- (14) Induction training must be completed and fully documented prior to the sale of any alcohol by the staff member and refresher training thereafter at intervals no less than 8 weeks. All restricted sales training undertaken by staff members shall be fully documented and recorded;
- (15) All training records shall be made available to Sussex Police, Local Authority Licensing Officers and the Local Trading Standards service upon request
- (4) A duty record of attendants must be maintained. The record must, on a daily basis, list the names of individuals who have worked that day.

PC Jones then asked to see the dispersal policy, adopted by the management and implemented by the SIA door staff. Mr. Lanz admitted he was unable to produce it, which is a breach of condition 4 annex 3 of the premises licence.

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- (4) Management shall adopt a dispersal policy which will be implemented by the door staff. This will be agreed with Sussex Police to prevent groups gathering and engaging in altercations. Records shall be made available to the local licensing authority and/or Sussex Police upon request;

During the visit PC Jones noticed that none of the SIA door staff appeared to be wearing Body Worn Video (BWV). He asked Mr Young, the head of Links Security Team, how many BWV cameras were being used. He admitted there were none at either premises. Breaching condition 5 annex 3 of the premises licence:

- (5) SIA door staff shall utilise functioning body worn videos at all times when they are on duty

When PC Jones asked to view the incident/refusals logs it became apparent that these were not available. A member of the door team was called over, and he said he held a pocket notebook which referred to One Club which he took home and transferred to a log. The member of door staff advised PC Jones that the log for One Club would be brought to the premises the following evening, and be available for inspection. Mr. Lanz confirmed to PC Jones that when the door team were on duty, incidents and refusals at Molotov were recorded by the door team, and transferred to the One Club log. When PC Jones asked Mr. Lanz where bar staff would record incidents and refusals at times when door staff are not employed, he admitted that one was not kept or maintained. No log had been maintained and could therefore not be provided in relation to Molotov. Failure to maintain an incident log at the premises breaches condition 12 annex 3 of the premises licence.

- (12) An incident/refusal register shall be maintained and kept on the premises to record refusals and incidents of crime and disorder. These shall be made available to the local licensing authority and/or Sussex Police upon request

Mr. Lanz was asked to demonstrate the CCTV system to enable PC Jones to verify its compliance with the conditions on the licence. After some time he stated that it was a new system. He went on to explain that a new hard drive had been installed the previous day and therefore they no longer had any footage stored of the premises for any of the previous 28 days. This a breach of conditions 16 & 17 & 18 annex 3 of the premises licence, for details of the conditions see above on 19<sup>th</sup> February

Mr. Lanz stated that all of the documents requested were available, but due to storage issues in the premises, he needed to find out where they were. He was asked to produce all relevant documents by 1700hrs on Tuesday 27<sup>th</sup> June 2017 via email to the NLT email account.

#### **25<sup>th</sup> June 2017 02:00 (Saturday into Sunday)**

PC Jones of the NLT attended the premises to conduct a Licensing visit. He observed the door staff for some time and noted that they were proactively refusing entry to numerous people who were intoxicated. The head of the door company was present, albeit not working in a door supervisor capacity. He advised PC Jones that two new body worn video cameras had been ordered, which would arrive the following week.

Inside the premises several customers were seen to be refused service. One had quite obviously already reached his alcohol tolerance threshold. Others patrons were told that as a police officer was present they could not serve any more drinks.

A number of the customers were seen to be unsteady on their feet, and needed to use the tables, chairs, and the bar to steady themselves while walking around the premises. The officer observed that they were still drinking alcohol. A lone female was observed drinking what appeared to be sparkling wine before she staggered out of the premises, leaving 1 1/2 glasses of sparkling wine un-touched. No obvious intervention was made by bar staff nor SIA door staff to check on the female's welfare.

PC Jones conducted a check of the toilets using an UV light. A toilet attendant was on duty. Traces of cocaine powder were present on the toilet paper dispenser in the male cubicle. PC Jones approached James Lanz who agreed to the officer conducting drug mapping of the premises which involves taken swabs of various areas which would then be analyzed professionally by an Ion Track Itemiser machine.

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The results were later analyzed and indicated extremely high readings for cocaine in all of the toilets, including upon the stool used by the male toilet attendant. Throughout the public areas of the premises, readings were consistently very high. The full list of readings is listed below.

A full explanation of the results is contained at **Appendix C** however any reading of 3 and above can be classed as a "high" response, the higher the number, the more recent the exposure and the higher the amount of the identified narcotic. This level of response would not be attributed to cross contamination and is indicative of recent and direct contact with measurable quantities of the narcotic identified by the machine.

Contained at **Appendix C1** is a ground floor plan of the premises

MALE TOILET: COCAINE – 6.25

MALE TOILET DOOR: COCAINE – 5.29

MALE TOILET PUBLIC AREA: COCAINE – 4.45

MALE TOILET ATTENDANTS STOOL: COCAINE – 5.00

FEMALE TOILET 1: COCAINE – 6.57

FEMALE TOILET 1 DOOR: COCAINE – 4.46

FEMALE TOILET 2: COCAINE – 6.22

FEMALE TOILET 2 DOOR: COCAINE – 5.16

FEMALE TOILET 3: COCAINE – 6.00

FEMALE TOILET 3 DOOR: COCAINE – 3.11

FEMALE TOILET PUBLIC AREA: COCAINE – 3.88

BAR: COCAINE – 3.19; MDMA – 1.48

DJ BOOTH: COCAINE – 2.40

OFFICE DOOR: COCAINE 3.75

TABLE marked A on the ground floor plan: COCAINE – 3.36

TABLE B on the plan: COCAINE – 3.30

TABLE C on the plan: COCAINE – 3.44

TABLE D on the plan: COCAINE – 3.36

TABLE E on the plan: COCAINE – 2.67

**28<sup>th</sup> June 2017**

Following further requests the premises dispersal policy was emailed to PC Jones by James Lanz. From checking the document it appears to have been created on 27<sup>th</sup> June, 2017.

Mr Lanz also confirmed in his email that he had still not been able to locate any staff training records, or the staff rotas that PC Jones had requested on 23<sup>rd</sup> June 2017.

#### **29<sup>th</sup> June 2017**

Sussex Police have been advised that there are no incident logs held which are specific to Molotov, all records are kept within One Club. The incident logs for Molotov / One Club were provided by Mr. Lanz to Sussex Police. These have been examined against records held by Sussex Police of incidents reported to the police. There are significant unexplained discrepancies in these records which we would not expect to see from records which had been made and correctly captured at the time of each incident.

#### **12<sup>th</sup> July 2017**

During the morning of 12<sup>th</sup> July 2017, Mr Barry Wells contacted PC Jones to enquire if he could attend the inquest of the lady who had been in the premises on 19<sup>th</sup> February 2017. PC Jones advised him that it was a public inquest and that he could attend. PC Jones took the opportunity to further request from Mr Wells, in his position as the Designated Premises Supervisor, the outstanding training records and staff rotas, first requested on 23<sup>rd</sup> June 2017, be provided for inspection. Later that afternoon, James Lanz emailed PC Jones a copy of a handwritten staff rota for the premises, dated 19<sup>th</sup> February 2017. The email also included incomplete staff record sheets for the two members of bar staff who had worked on that date. The sheets appeared to indicate that initial induction training had been conducted, but that no refresher training had been completed.

#### **12<sup>th</sup> July 2017**

The Coroner's Inquest was held into the death of the female who had been drinking at the premises. A number a door staff and bar staff were summoned to provide evidence at the inquest.

The coroner concluded that this was an accidental death but stated that she was;

*"I am minded to add a rider indicating that \*\*\*\* (the deceased) at the time was under the influence of alcohol and severely intoxicated and this led directly to her death".*

It is known that the female entered Molotov at approximately 20:30 – 21:30 hours, and CCTV footage shows that she left Molotov at roughly 00:18 hours. The fatal accident took place at 00:23 hours. The CCTV footage confirms that the female did not stop off to purchase alcohol anywhere else, and she was not consuming her own alcohol, therefore it is evident that she became severely intoxicated during her 3 – 4 hour visit to Molotov.

#### **14<sup>th</sup> July 2017 Friday**

PC Jones attended the premises a number of times during the evening to collect CCTV footage pertaining to an incident subject of a criminal investigation involving the SIA door team. The quality of the footage from the external cameras was so poor it rendered the CCTV system ineffectual. PC Jones returned a number of times in an attempt to obtain useful footage of the incident

#### **15<sup>th</sup> July 2017 (approx. 03:15 Saturday)**

PC Jones was conducting licensing checks at Molotov and ONE Club, when he observed the owner of LINK Security, Mr Ian Young undertaking the duties of a door supervisor outside the premises. The officer noted that Mr Young was not displaying an SIA licence, and duly advised him that if was to undertake door supervisor duties, he must display his licence in accordance with the Security Industry Act 2001.

#### **15<sup>th</sup> July 2017**

An email was received from James Lanz that contained some incomplete training record sheets, an incomplete set of hand written duty rota records for the premises, and an incomplete set of hand written rota sheets for door staff.

While examining the licences in relation to the three premises in Chatsworth Road Worthing [Tokyo 31, Retro and One Club] it has come to light that the company Lounge Leisure UK Ltd – 07770955, went into liquidation on 29/10/13 thus rendering the premises licence for Tokyo 31 void.

During early 2017, Mr Wells et al, leased the property formerly known as Tokyo 31 to a third party restaurateur on the understanding that there was a valid premises licence in place. The third party restaurateur has since been required to cease all licensable activity authorised under the void licence. Further enquiries revealed that the names and dates of the remaining two licences and their transfers did

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not match the records held by the Local Authority licensing office.

#### **20<sup>th</sup> July 2017**

PC Jones made enquiries with the SIA public register of licence holders, to confirm that Mr Young of LINK security held a valid SIA licence. These enquiries revealed that Mr Young did not hold a current SIA licence authorising him to undertake any licensable activity. As such Mr Young was not authorised to undertake door supervisor duties, and was also not authorised to manage other door supervisors.

PC Jones immediately contacted Mr Lanz, who had by now been nominated through a Variation Application, as being the DPS of both Molotov and ONE Club, and advised him of Mr Young's unlicensed status. Mr Lanz advised PC Jones that he was aware of the situation, and that there had been technical difficulties in renewing Mr Young's SIA licence, and suggested that one of the other door supervisors had temporarily taken over the role of managing the staff. It is an offence under the SIA Act 2001 to undertake duties as a Door Supervisor without a licence S3 (1), deploy other licensed staff without an SIA licence S17 (2) & (3) and to employ staff without an SIA licence S5(1). Mr Young knowingly undertook these duties, and Mr Lanz knowingly deployed unlicensed SIA staff. Apart from being unlawful, this puts patrons at significant risk as any public liability insurance would be invalidated.

#### **21<sup>st</sup> July 2017**

PC Jones received an email from Mr Lanz, confirming that with immediate effect, door staff for Molotov and ONE Club would be provided by a different company, Castlegate Security Solutions. All of the door supervisors from LINK Security would transfer over to Castlegate Security Solutions.

#### **In conclusion**

It is acknowledged that since the date of the coroner's inquest there have been a number of steps taken by the Premises Licence Holders and the DPS to rectify the breaches of the conditions attached to the premises licence. This mirrors the cyclical pattern identified by Sussex Police prior to the previous Review of the Premises Licence in 2013. Sussex Police are once again striving to obtain compliance from the same Premises Licence Holders and the same management team in relation to similar breaches of the premises licence. It is not, nor should it be, the responsibility of the police to ensure premises licence conditions are adhered to by the holders of the licence. In the case of Molotov, it is noted that many of the licence conditions applied to the premises licence by the Licensing Committee to keep people safe following the 2013 Review Hearing, have been completely disregarded by the licence holders. Sussex Police contend that the management team and owners have demonstrated complete disregard for patrons' safety and have made no attempt to promote the crime prevention or public safety objectives.

To further support Sussex Police's concern in relation to the exceptionally poor manner in which these premises have been run by the present owners and management team, 2 days after the Coroner's Inquest was held, a variation application was received on 14<sup>th</sup> July, 2017 which seeks to remove and/or amend the very conditions which, had they been adhered to, may have prevented the unnecessary death of a mother of two children. Following submission of this Review, Sussex Police will place a representation against the grant of the Variation to the Licensing Authority.

A copy of the Variation Application, pages 7 & 8 can be found at **Appendix D**. Highlighted within the Variation are those conditions which, if removed or amended, would cause the most concern to Sussex Police.

Sussex Police contend that having appeared before the Licensing Committee on 23 January 2013 the premise licence holders and management team, should be fully aware of the responsibilities conferred upon them when assuming the supervision of a licensed premises. Their responsibilities to the members of the public choosing to use the premises, and their obligation to promote the licensing objectives and adhere to the Licensing Act 2003 have previously and frequently been made clear, both by Sussex Police and by the Licensing Authority, and by the Licensing Committee. Since then further breaches have been observed, documents have been produced which are inaccurately recorded and a patron has died shortly after leaving the premises due to her level of intoxication level.

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In submitting this second Review Application to the Licensing Committee, Sussex Police carefully considered the options open to the Authority:

- Removal of the Designated Premises Supervisor will have no effect, as a DPS variation has already been submitted by the Premises Licence Holders wishing to replace Mr Barry Wells with Mr James Lanz. This will be objected to by Sussex Police following submission of this Review to the licensing Authority, as Mr Lanz already manages the premises on behalf of Mr Wells, and Mr Lanz is not considered competent by Sussex Police.
  - S182 Licensing Act 2003 deals directly with this issue at Para 11.22:
    - *Equally, it may emerge that poor management is a direct reflection of poor company practice or policy and the mere removal of the designated premises supervisor may be an inadequate response to the problems presented. Indeed, where subsequent review hearings are generated by representations, it should be rare merely to remove a succession of designated premises supervisors as this would be a clear indication of deeper problems that impact upon the licensing objectives.*
- The addition of further conditions to the premises licence will be futile, as the current Premises Licence Holders and management team have disregarded the existing conditions applied to the licence by the Licensing Committee in 2013. At S182 Licensing Act 2003, the Secretary of State gives the following guidance at Para 11.23:
  - *Licensing authorities should also note that modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months. Temporary changes or suspension of the licence for up to three months could impact on the business holding the licence financially and would only be expected to be pursued as an appropriate means of promoting the licensing objectives or preventing illegal working. So, for instance, a licence could be suspended for a weekend as a means of deterring the holder from allowing the problems that gave rise to the review to happen again. However, it will always be important that any detrimental financial impact that may result from a licensing authority's decision is appropriate and proportionate to the promotion of the licensing objectives and for the prevention of illegal working in licensed premises. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence.*

Following very careful consideration, taking into account:

- The very short time these premises have been open and trading as Molotov Cocktail and Vodka Bar;
- The irresponsible manner in which the premises is trading, manifesting itself with:
  - The lack of adherence to the licence conditions by the owners and management;
  - The very high levels of intoxication within the premises, witnessed by police officers
  - The disregard of the owners, management and staff for public safety
  - The management knowingly deploying unlicensed SIA Door Supervisors at the premises;
- The Secretary of States Guidance in relation to trading irresponsibly;
- The exceptionally poor management of the premises;
- The extremely high drugs readings recorded by the Ion Track machine.

Sussex Police contend there is no other option than to respectfully request that the Licensing Committee very seriously consider revocation of the premises licence of Molotov Cocktail and Vodka Bar.

Sussex Police  
Application for review of a premises licence  
07/2015

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|  |          |
|--|----------|
| <b>Please mark X for yes</b>   |          |
| Have you made an application for review relating to this premises before | <b>X</b> |

|  |                                      |
|--|--------------------------------------|
| If yes please state the date of that application | <b>23<sup>rd</sup> November 2012</b> |
|--|--------------------------------------|

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

Sussex Police submitted an application for the Review of the Premises Licences for both adjoining premises in Chatsworth Road on the grounds of the prevention of crime& disorder, the prevention of public nuisance & the protection of children from harm.

This was due to the constant 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), representatives of the Premises Licence Holder and the premises management team to address issues of violence, drunkenness & disorder within and in the immediate vicinity of the premises

|  |
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|  |   |
|--|---|
| <b>Please mark X for yes</b>   |   |
| • 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                                | X |
| • I understand that if I do not comply with the above requirements my application will be rejected   | X |
| <b>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</b> |   |
| <b>Part 3 – Signatures</b> (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 (on behalf of the applicant)

Date:  
25<sup>th</sup> July, 2017

Capacity:  
Head of Licensing & Public Safety

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

Mrs Jean Irving  
c/o Sussex Police  
West Sussex Divisional Headquarters  
Centenary House  
Durrington Lane, Worthing  
West Sussex  
**BN13 2PQ**

|                              |                              |
|------------------------------|------------------------------|
| <b>Post town</b><br>Worthing | <b>Post code</b><br>BN13 2PQ |
|------------------------------|------------------------------|

Sussex Police  
Application for review of a premises licence  
07/2015

**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 Jean Irving, Force Licensing and Public Safety Manager  
Sussex Police, 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 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

**Part 1 – Premises or club premises details**

|  |   |
|--|---|
| <b>Postal address of premises or, if none, ordnance survey map reference or description</b><br><br>The Light Bar<br>31 Chatsworth Road |   |
| <b>Post town</b><br>Worthing   | <b>Post code (if known)</b><br>BN11 1LY |

|   |
|---|
| <b>Name of premises licence holder or club holding club premises certificate (if known)</b><br>Lounge Leisure Group |
|---|

|   |
|---|
| <b>Number of premises licence or club premises certificate (if known)</b><br>LN/000001195 |
|---|

**Part 2 - Applicant details**

I am

**Please tick yes**

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

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

|  |
|--|
| Name and address<br><br>Jean Irving, Force Licensing and Public Safety Manager<br>for and on behalf of the Chief Constable of Sussex Police.<br>C/O Simon Morgan<br>Sussex Police Divisional Headquarters<br>Centenary House<br>Durrington Lane<br>Worthing<br>West Sussex<br>BN13 2PQ |
| Telephone number (if any)<br>101 x 81261 or 01243 843666   |
| E-mail address (optional)<br>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 | <input checked="" type="checkbox"/> |
| 2) the prevention of public nuisance    | <input checked="" type="checkbox"/> |
| 3) the protection of children from harm | <input type="checkbox"/>            |
| 4) public safety                        | <input type="checkbox"/>            |

**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) The prevention of public nuisance

have been seriously undermined by the constant & persistent volume of incidents of crime and disorder in and around these premises and by the continuing failure of the Designated Premises Supervisor (DPS) Peter Mott, representatives of the Premises Licence Holder (Peter Mott & Barry Wells of the 'Lounge Leisure Group') and the premises management team to address issues of violence, drunkenness & disorder within and around the immediate vicinity of the premises.

The Light Bar shares the same address as Liquid Lounge; it also shares the same Designated Premises Supervisor and Premises Licence Holders. Similarly, the manager, James Lanz and the door staff team both work at the Liquid Lounge and The Light Bar when both premises are in operation.

By the management's own admission, the Liquid Lounge and The Light Bar are the same licensed business. Their website describes the Liquid Lounge as:

*'Worthing's only 2 roomed venue' and further states: 'Originally a 450 capacity venue, the building has over the years been expanded over 2 floors and 4 rooms with a capacity of 810. Liquid Lounge also has two covered smoking terraces. One servicing Ice, Fire & Le Chic - the other servicing Light bar.'*

Sussex Police contend that even though Liquid Lounge and The Light Bar have separate licences, they are used as part of a homogenous licensed business. Unrestricted access can be gained to each venue from inside the building and incidents occurring at The Light Bar have often been attributable to Liquid Lounge and vice versa. Sussex Police contend that, as such, these two licences are inextricably linked and the problems identified by Sussex Police in the Liquid Lounge review document are identical with the problems occurring at The Light Bar.

In February 2010, Peter Mott and James Lanz were required to attend a Local Action Team (LAT) meeting after Sussex Police identified that the levels of crime and disorder, public nuisance and anti-social behaviour in and around Chatsworth Road, Worthing had risen to unacceptably high levels. When the premises 'Liquid Lounge' was being referred to by those present at the meeting it was held that this term encompassed all the 'rooms' in the Liquid Lounge complex, namely Ice Bar, Fire Room, Tokyo 31 and Light Bar. It was identified that this complex was clearly responsible for many of the identified problems.

Sussex Police believe that despite repeated police intervention since that meeting, the measures put into place by the management of the Liquid Lounge 'complex'

have failed to provide a sustainable solution to the continuing high levels of crime and disorder attributable to the 'complex' and that it is now necessary to review the Premises Licence.

Sussex Police contend that over a period of approximately eighteen months the management of Liquid Lounge and The Light Bar have been responsible for allowing drunkenness to occur on a regular and frequent basis at both premises.

Drunkenness features in most of the incidents cited by Sussex Police and there is a clear correlation to drunkenness and incidents of violence occurring at The Light Bar. The Liquid Lounge website and social media page makes it clear that The Light Bar has been breaching the Licensing Act's mandatory condition regarding irresponsible promotions. Drinking games, free 'bar tabs' and complimentary drinks all feature as attractions to patrons and, in the opinion of Sussex Police, have contributed to increasing the levels crime and disorder in Worthing.

In this short time-frame, half a dozen assaults involving actual bodily harm (ABH) have occurred inside or in the immediate vicinity of The Light Bar; this is in addition to an assault causing grievous bodily harm (GBH) and an allegation of sexual assault. Police are currently investigating a report of rape by a stranger after a female left the premises in a drunken and vulnerable state.

Similarly, The Light Bar has been identified as being responsible for allowing a group of males to become drunk. This group then caused a serious public order incident in the town centre, injuring a member of the public and a police officer and requiring most of the district's police resources to restore order and resolve.

The predominance of incidents at The Light Bar occur on Tuesday and Wednesday nights. Sussex Police provide considerable resources dedicated to reducing public place violent crime and alcohol related disorder on Friday and Saturday night and it is not anticipated that a single licensed premises should require resources to be further provided to manage problems created by the night-time economy during the middle of the week.

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

Liquid Lounge and The Light Bar are joined internally by a flight of stairs. While two premises licences exist, the Premises Licence Holder, the Designated Premises Supervisor - Peter Mott, and the management team are common to both. Located in Chatsworth Road in the centre of Worthing, the premises are run concurrently, allowing access from one to the other between certain times, as specified on the premises licence. It is therefore necessary to examine records of all relevant incidents for both premises and while it is appreciated there are two premises licences, this review application is sought in conjunction with that for Liquid Lounge, premises Licence number **LN/060001196**.

Below is a chronology of notable incidents which have occurred and been reported in relation to this part of the joined premises. Due to the co-joined nature of the Liquid Lounge and The Light Bar, Sussex Police accept that, despite exercising diligence to accurately source these incidents, some of those cited may have originated from the Liquid Lounge.

.....

**Tuesday 6th November 2012 (01:00 ~ 02:00 hours)**

A female had been drinking at The Light Bar with a friend. When they left at approximately 00:40 hours, the female stated that she was 'very intoxicated' and some events of the evening could not be re-called due to her drunkenness. Police CCTV footage shows this female repeatedly falling onto the pavement in both Chatsworth Road and Chapel Road before collapsing into a shop doorway. It is clear from the CCTV footage that this female had been made vulnerable through excess alcohol. The female stated that after being left alone, she was picked up by a stranger and subsequently raped by him.

**Monday 13<sup>th</sup> August 2012 (01:48 hours)**

A female contacted Sussex Police to report that she had been assaulted by a second female. Both had been drinking at The Light Bar. The victim had sustained a head injury and was transported to Worthing hospital. Police officers took a statement from the victim; however she was unable to sign it due to her level of intoxication.

**Wednesday 4<sup>th</sup> July 2012 (01:45 hours)**

A patron became drunk inside the premises and when he exited the front in order to smoke he was refused re-entry by a member of the door staff who stated that he was drunk and had been sick in the toilets. The patron argued with the door staff before head-butting him in the face. The male was then restrained by the door staff and arrested for assault occasioning actual bodily harm (ABH). The patron was transported to Worthing custody, where he was unable to comply with the booking in process due to his drunken and violent state. In interview the male admitted to becoming drunk at The Light Bar. The investigation was discontinued due to the limitations of the premises CCTV.

**Friday 9<sup>th</sup> March 2012 (22:00 ~ 00:00 hours)**

Between 22:00 hours and midnight an off-duty member of police staff was at The Light Bar with a group of friends. The evening was advertised as a 'Holiday Party

Games' night. 'Ibiza Club style' games and challenges, organised by the premises, were taking place; including 'Shot Wheel Fun', 'Limbo' and a number of drinking challenges. Prizes seemed to be of an alcoholic nature.

At the conclusion of the limbo competition, the winner was clearly seen to be taken to one side and given his prize; this was dispensed directly into the mouth of the male patron from a spirits bottle with a pourer. Two other males were also seen to be 'downing' pints whilst being encouraged by the staff. It was unclear if this was part of a competition or as part of a prize. Due to the levels of intoxication of the predominantly male patrons and a general atmosphere of drunkenness, the group felt the need to leave the premises.

**Wednesday 21<sup>st</sup> December 2011 (02:20 hours)**

A police patrol received reports of an assault from patrons who had recently left The Light Bar; the group had been drinking at the premises for approximately six hours. They stated that a male in their group had collapsed after being punched in the face, this had occurred inside the premises. A female witness stated that she saw the door staff usher away the suspects. All members of the group were highly intoxicated and the victim, who was bleeding from the face, showed signs of recently taking drugs. The witness further stated that the door staff had refused to assist the group as it was past 02:00hrs and they were closing the premises.

**Tuesday 22<sup>nd</sup> November 2011 (02:05 hours)**

A female contacted Worthing Police Station reporting that her male friend had been assaulted and required an ambulance. Both the suspect and the aggrieved had been drinking at The Light Bar and had become intoxicated there. Officers attending the scene - an alleyway near The Light Bar, observed the aggrieved and stated that he was 'extremely drunk' and had facial cuts and a lump on the head. The suspect was located and arrested on suspicion of assault. He was given a police caution for assault occasioning actual bodily harm (ABH).

The same suspect has now recently been arrested on suspicion of committing a serious assault upon another patron who he had met inside the Liquid Lounge, attacking them after they left the premises.

**Wednesday 26<sup>th</sup> October 2011 (01:44 hours)**

Police received a report from a female stating that she had been sexually assaulted inside The Light Bar. Investigating officers noted that she was drunk to the point of vomiting.

**Thursday 20<sup>th</sup> October 2011 (23:33 hours)**

A group of males had attended The Light Bar where they had become extremely drunk. They proceeded into town where they assaulted a member of the public before attacking attending police officers. One officer was punched, bitten and knocked to the ground by one of the males. Five individuals were arrested for public order offences and an assault against police. The disorder required over a dozen police officers to quell. Batons and pepper spray were deployed in order to do so. At custody, the suspects were unable to comply with the 'booking in' processes due to their levels of drunkenness. Two males were charged for public order offences, a further two were issued with penalty disorder notices for public order offences and one received a charge for assaulting a police officer.

**Thursday 16<sup>th</sup> June 2011 (00:38 hours)**

Sussex Police received a call from a male saying he had been assaulted whilst dancing at the premises. Attending officers located the male outside in the street. The victim stated that, after bumping into a female on the dance floor, her partner approached and punched him in the face, breaking his nose. Door staff then intervened, taking the males out to the front of the premises. The victim then called the police for assistance however the assailant left the location prior to arrival. The victim was too heavily intoxicated to provide police with a statement and officers noticed that he was struggling to stand up without falling over. Limited details were taken at this time and the male re-entered Liquid Lounge.

**Sunday 10<sup>th</sup> April 2011 (01:15 hours)**

A male patron was punched in the eye by another male patron in an unprovoked attack which caused him 'a great deal of pain and discomfort'. The suspect ran out of the premises. Door staff took the victim to another room where he could clean away the blood. The management failed to inform Sussex Police that an assault had taken place on the premises. The victim attended Worthing Hospital the following day and later reported the incident to the police. The CCTV footage provided by the premises was not for the date of the incident and merely showed footage of an empty premises. As a suspect for the assault could not be formally identified, no one was charged with the offence.

**Tuesday 22<sup>nd</sup> February 2011 (22:52 hours)**

Police were called to The Light Bar after receiving a report that a male had been restrained by door staff. The caller, a member of staff at the premises, also requested an ambulance to attend as the male was not moving and was bleeding from the head. When police arrived they found an unconscious male lying face down on the pavement and surrounded by door staff. CCTV footage showed that a male patron had been ejected from the premises and an off duty member of door staff at The Light Bar, positioned at the front entrance the premises, had attacked the ejected male, punching him in the face with such force that he fell straight onto his back. The off duty member of the premises door staff team then leaned down and punched the victim a further four times to the head until he became unconscious. The Floor Supervisor at the premises stated that he believed that the off duty member of door staff had been drinking at the premises and was drunk.

The victim was taken to hospital where a CT scan was completed. He sustained a dislocated shoulder and a serious eye injury.

The off duty member of door staff was arrested for grievous bodily harm (GBH) and his SIA door supervisor's licence was immediately suspended. After a protracted investigation, the offender was charged with assault occasioning actual bodily harm (ABH).

.....

**Sussex Police contend that the Designated Premises Supervisor and the management team of this premises have systematically failed in their duty to promote the licensing objectives. The continuing occurrence of violent incidents, drunkenness**

and the failure to report incidents to the emergency services not only contravenes the licensing objectives, but gives Sussex Police a clear indication that The Light Bar is being operated in such a way that it currently presents both a real danger to the patrons at the premises and a detriment to the wider local community.

Sussex Police contend that it is necessary and appropriate that the Licensing Committee gives very serious consideration to the revocation of the Premises Licence, thereby preventing the risk of further injury and protecting the public.

**Please tick yes**

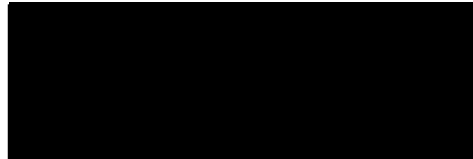
- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

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

**Part 3 – Signatures** (please read guidance note 3)

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

Signature



Date 22<sup>nd</sup>. November 2012

Capacity Force Licensing and Public Safety Manager  
Sussex Police

## **Additional Evidence**

On 22<sup>nd</sup> November 2012 Sussex Police submitted an application for the Review for the premises licences for both Liquid Lounge & The Light Bar in Chatsworth Road, Worthing.

Since that date, a number of further incidents have demonstrated that there is a continuing failure of the management to run the premises safely and in accordance with the Licensing Act. Sussex Police contend that these incidents serve to undermine the licensing objectives of the Prevention of Crime & Disorder and the Prevention of Public Nuisance.

### **Tuesday 1<sup>st</sup> January 2013 02:46 & 04:33 hours**

Two females attended Liquid Lounge on 31<sup>st</sup> January 2012. At 02:46 hours, one female contacted Sussex Police concerned that her ex boyfriend was outside the premises. She stating that he was harassing her and mentioned that the door staff had refused him entry. The female was drunk and tearful. Sussex Police spoke with the female's friend who stated that the aggrieved was very drunk. She confirmed that the door team were aware of this situation and a description of the male had been given to them.

At 04:15 hours a call was received by Sussex Police stating that the caller's friend, who works at the premises, had been punched in the face by her ex-boyfriend. The male, having seen the victim inside the premises attempted to open a locked door and failing to do so, punched through the door window, covering her in glass shards. The male was arrested after police located him at Worthing A & E, where he required medical attention for the injuries he had sustained.

### **Tuesday 1<sup>st</sup> January 2013 00:15**

A Police Officer conducting a licensing check within the premises immediately became aware of a male, apparently drunk, being ejected from inside the premises by door staff.

### **Friday 28<sup>th</sup> December 2012**

A female contacted Sussex Police to reporting that she was the victim of a serious sexual assault committed by a stranger. Having spent the latter part of the evening in Liquid Lounge she left the premises and was making her way home on foot, when a male who had also been at the premises joined her and sexually assaulted her in the street. The initial investigation was hampered by the female's inability to remember what had happened or which route she had taken.

### **Tuesday 25<sup>th</sup> December 2012 02:06 hrs**

A male was ejected from Liquid Lounge at 02:06 hours. It was necessary for police officers to intervene and remove him from the area. The male was drunk and smelt of intoxicants. As he left the area, he was heard to shout foul and offensive comments before proceeding to punch a road sign. The male was subsequently arrested for being Drunk and Disorderly and transported to Worthing custody where it was noted that he was too drunk to sign for his rights.

### **Friday 14<sup>th</sup> December 2012 23:50 hours**

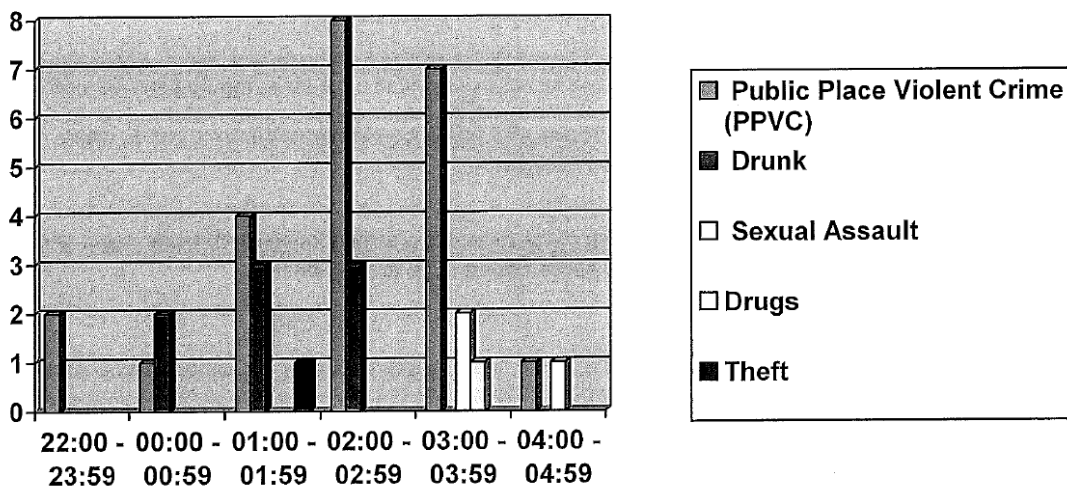
A male was ejected from Liquid Lounge due to his behaviour within the premises. Once outside he threatened door staff, attempting to swing punches at them. Police assistance was required and the male was arrested for drunk and disorderly behaviour. On route to custody it was necessary to stop the vehicle to deal with his behaviour at which time he spat at the police officer dealing with him. He was further arrested for assaulting police. It was recorded at custody that the male was incapable of understanding and attempted to assault officers in the custody block. He was drunk and non-compliant and therefore unable to sign his record of rights needed constant monitoring in his cell.

### **Sunday 9<sup>th</sup> December 2012**

At approximately 02:00 hours, police officers responded to a disturbance outside Liquid Lounge. On arrival several groups of agitated people were identified, some of whom were members of the premises door staff. A number of door staff were seen by officers to quickly return inside the premises. One male was very vocal and complaining that he had been assaulted; another male was using the wall to hold him up. He had not been injured, but his friends stated that he had been drinking within Liquid Lounge. The Police Sergeant present was so concerned by his level of intoxication, that he considered an ambulance should be called. It was eventually established that additional incidents had taken place including a confrontation between door staff and a further group who had been refused entry. The accounts of these events were inconsistent, with both the door staff and the refused males making counter allegations of assault.

Since supplying the original documentation, further interrogation of the data available has clearly demonstrated that the predominance of public place violent crime associated with Liquid Lounge occurs after 02:00 hours and the incidents of drunk & disorderly behaviour peak between 01:00 & 03:00 hours.

**Liquid Lounge**

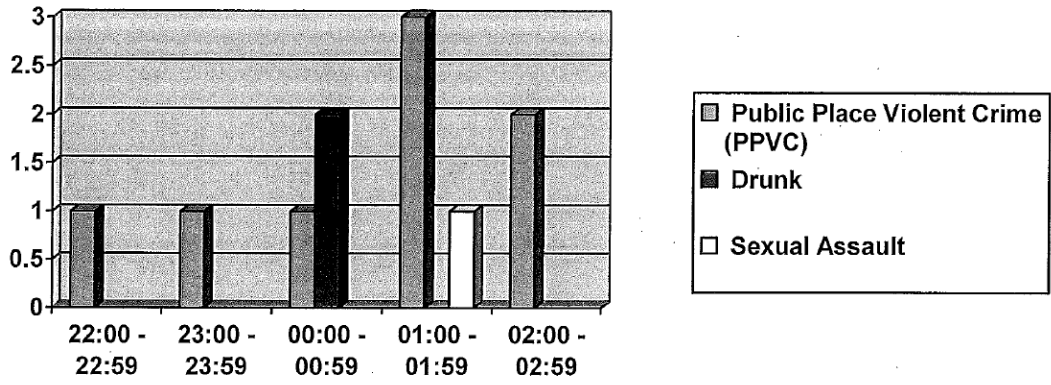


Figures compiled from incidents listed in the review document

In relation to the Light Bar the incidents of drunk & disorderly behaviour peak between midnight & 01:00 hours; leading to the considerable increase in public place violent crime over the following two hours between 01:00 and 03:00 hours.

**The Light Bar**





Figures compiled from incidents listed in the review document

Mrs J Irving  
 Force Licensing & Public Safety Manager  
 c/o Sgt. Simon Morgan  
 Licensing Team  
 Sussex Police  
 Centenary House  
 Durrington Lane  
 Worthing  
 BN13 2PQ

Our Ref: EH/Lic.U/03Lic Act/simon/ LN/000001196&LN/000001195/Reviews  
 Tel: 01273 263191 e-mail:simon.jones@adur-worthing.gov.uk

30 January 2013

Dear Mrs Irvine

**Licensing Act 2003 - Section 51**  
**Applications for the Review of Premises Licences: LN/000001196 & LN/000001195**  
**Liquid Lounge & Light Bar**  
**31 Chatsworth Road, Worthing, BN11 1LY**

Sussex Police made the above applications to the licensing authority, Worthing Borough Council, on the 23 November 2012. The 'Review' applications sought the revocation of both the above licences. The applications were correctly made as defined in the Act and further relevant representation was received during the statutory consultation period regarding both applications. As the issuing authority it fell to members to determine.

- 1. APPLICANT**  
 Sussex Police - Force Licensing & Public Safety Manager – Mrs Jean Irving
- 2. LICENCE HOLDERS / PREMISES**  
 Peter Mott & Barry Wells T/A Lounge Leisure Group/ Light Bar & Liquid Lounge
- 3. DATE OF HEARING**  
 23 January 2013.
- 4. RESOLUTION**
  - a) It was resolved that an amended mediated agreement, regarding both licences, reached between the applicant and the licence holders be approved.
  - b) The following conditions were imposed on the licences:

**Liquid Lounge**

- i) That the Designated Premises Supervisor Peter Mott be removed;
- ii) That the premises licence be varied as follows;

| Day    | Start /Cease Licensable Activities | Finish Close |
|--------|------------------------------------|--------------|
| Sunday |                                    |              |
| Monday | 19:00 / 02:00                      | 02:30        |

|           |  |   |
|-----------|--|---|
| Tuesday   | 09:00 / 02:00  | 02:30   |
| Wednesday | 19:00 / 02:00  | 02:30   |
| Thursday  | 19:00 / 02:30 Alcohol - 03:00<br>Regulated Entertainment | 03:20 Closure                                   |
| Friday    | 19:00 / 02:30 Alcohol - 03:00<br>Regulated entertainment | 02:30 Supply of<br>Alcohol<br><br>03:20 Closure |
| Saturday  | 19:00 / 03:00 Alcohol and<br>Regulated entertainment     | 03:20 Closure                                   |

- iii) That there is a suspension of premises licence for a period of three weeks. The suspension period will commence immediately at the end of the appeal period;
- iv) Security industry Authority (SIA) door supervisors shall be employed through an external contract company;
- v) SIA trained and licensed door supervisors shall be in attendance when the public is present and until 30 minutes after the closure of the premises in order to effectively operate a dispersal policy in Chatsworth Road;
- vi) Management shall adopt a dispersal policy which will be implemented by the door staff. This will be agreed with Sussex Police to prevent groups gathering and engaging in altercations. Records shall be made available to the local licensing authority and/or Sussex Police upon request;
- vii) SIA door staff shall utilise functioning body worn videos at all times when they are on duty;
- viii) Those performing the role of door supervisor shall not perform any other role when engaged for the purpose of door supervision activities. Door supervisors shall be fully briefed prior to work with clear written instructions regarding their specific duties including an awareness of persons banned from the premises. These records shall be made available to the local licensing authority and/or Sussex Police upon request. A member of the SIA door staff to be permanently located and actively patrolling within the smoking area while the premises licence is in operation or until the area has been emptied of patrons at closing time;
- ix) An identification scanning system with a strict no ID/no entry policy shall be operated at all times licensable activities are taking place unless prior written agreement with Sussex Police has been obtained or the system has suffered mechanical breakdown beyond the control of the proprietor. Information from the system shall be made available upon request to the Police in accordance with the Data Protection Act. Any breakdown or system failure will be reported to the Police immediately and remedied as soon as practicable;
- x) Entry be restricted to those patrons whose ID has been scanned into the ID scanner system operated by the premises;
- xi) A challenge 25 Policy will apply with regard to the sale of alcohol. Any person who appears to be under the age of 25 shall be required to provide satisfactory photographic evidence that they are 18 years old or over before being sold or supplied with any alcoholic drink, or on entry should the ID scan system become inoperative;
- xii) No games shall be conducted in the premises whereby alcohol or bar credit is given as a prize in any manner or form;

- xiii) An incident management policy shall be drawn up in agreement with Sussex Police and shall be implemented at all times while the premises is conducting licensable activities until 30 minutes after closing time.
- xiv) An incident/refusals register shall be maintained and kept on the premises to record refusals and incidents of crime and disorder. These records shall be made available to the local licensing authority and/or Sussex Police upon request;
- xv) Staff Members to be engaged in selling alcohol on the premises shall receive full training pertinent to the Licensing act, in particular but not exclusively in regard to age restricted sales and the refusal of sales to persons believed to be under the influence of alcohol or drugs;
- xvi) Induction training must be completed and fully documented prior to the sale of any alcohol by the staff member and refresher training thereafter at intervals no less than 8 weeks. All restricted sales training undertaken by staff members shall be fully documented and recorded;
- xvii) All training records shall be made available to Sussex Police , Local Authority Licensing Officers and the Local Trading Standards service upon request;
- xviii) CCTV to be installed in accordance with Home Office guidelines relating to UK police requirements for digital CCTV systems covering the entire premises including the outside areas/front of premises;
- xix) CCTV images shall be retained for at least 28 days and except for mechanical breakdown beyond the control of the proprietor, shall be made available upon request to the police. Any breakdown or system failure shall be notified to the Police and immediately and remedied as soon as practicable;
- xx) It will be the responsibility of the DPS or duty manager to ensure that any requests from the police for a recording to be made for evidential purposes is carried out as soon as possible in compliance with the data protection act;
- xxi) All drinking glasses and bottles shall be of polycarbonate or tempered glass. Where products are only available in glass bottles, the contents shall be decanted prior to service;
- xxii) The Adult entertainment authorisation in respect of the Liquid Lounge premises be removed;
- xxiii) No drinking vessels shall be permitted in the smoking area save for drinking vessels containing water;
- xxiv) That the licence for the provision of late night refreshments be brought into line with the rest of the agreement;

**Light Bar**

- i) That the Designated Premises Supervisor Peter Mott be removed;
- ii) That the premises licence be varied as follows;

| Day     | Start / Cease   | Close of Premises |
|---------|---|-------------------|
| Sunday  | 12:00 / 00:30 Alcohol Sales & Regulated entertainment | 01:00             |
| Monday  | 11:00 / 02:00 Alcohol & Entertainment                 | 02:30             |
| Tuesday | 11:00 / 02:00 Alcohol &                               | 02:30             |

|           | Entertainment  |               |
|-----------|--|---------------|
| Wednesday | 11:00 / 02:00 Alcohol & Entertainment                  | 02:30         |
| Thursday  | 11:00 / 02:30 Alcohol<br>03:00 Regulated Entertainment | 03:20 Closure |
| Friday    | 11:00 / 02:30 Alcohol<br>03:00 Regulated entertainment | 03:20 Closure |
| Saturday  | 19:00 / 03:00 Alcohol and Regulated entertainment      | 03:20 Closure |

- iii) That there is a suspension of premises licence for a period of three weeks. The suspension period will commence immediately at the end of the appeal period;
- iv) Security industry Authority (SIA) door supervisors shall be employed through an external contract company;
- v) SIA door staff in relation to the Light Bar shall be employed every night from 22:00 or when regulated entertainment commences and until 30 minutes after the closure of the premises in order to effectively operate a dispersal policy in Chatsworth Road. At all other times when licensable activities are taking place, a written risk assessment shall be agreed with Sussex Police;
- vi) Management shall adopt a dispersal policy which will be implemented by the door staff. This will be agreed with Sussex Police to prevent groups gathering and engaging in altercations. Records shall be made available to the local licensing authority and/or Sussex Police upon request;
- vii) SIA door staff shall utilise functioning body worn videos at all times when they are on duty;
- viii) Those performing the role of door supervisor shall not perform any other role when engaged for the purpose of door supervision activities. Door supervisors shall be fully briefed prior to work with clear written instructions regarding their specific duties including an awareness of persons banned from the premises. These records shall be made available to the local licensing authority and/or Sussex Police upon request. A member of the SIA door staff to be permanently located and actively patrolling within the smoking area while the premises licence is in operation or until the area has been emptied of patrons at closing time;
- ix) An identification scanning system with a strict no ID/no entry policy shall be operated at all times when SIA Door staff are operating unless prior written agreement with Sussex Police has been obtained or the system has suffered mechanical breakdown beyond the control of the proprietor. Information from the system shall be made available upon request to the Police in accordance with the Data Protection Act. Any breakdown or system failure will be reported to the Police immediately and remedied as soon as practicable;
- x) When the ID Scanner is required entry be restricted to those patrons whose ID has been scanned;
- xi) A challenge 25 Policy will apply with regard to the sale of alcohol. Any person who appears to be under the age of 25 shall be required to provide satisfactory photographic evidence that they are 18 years old or over before

- being sold or supplied with any alcoholic drink, or on entry should the ID scan system become inoperative;
- xii) No games shall be conducted in the premises whereby alcohol or bar credit is given as a prize in any manner or form;
  - xiii) An incident management policy shall be drawn up in agreement with Sussex Police and shall be implemented at all times while the premises is conducting licensable activities until 30 minutes after closing time.
  - xiv) An incident/refusals register shall be maintained and kept on the premises to record refusals and incidents of crime and disorder. These records shall be made available to the local licensing authority and/or Sussex Police upon request;
  - xv) Staff Members to be engaged in selling alcohol on the premises shall receive full training pertinent to the Licensing act, in particular but not exclusively in regard to age restricted sales and the refusal of sales to persons believed to be under the influence of alcohol or drugs;
  - xvi) Induction training must be completed and fully documented prior to the sale of any alcohol by the staff member and refresher training thereafter at intervals no less than 8 weeks. All restricted sales training undertaken by staff members shall be fully documented and recorded;
  - xvii) All training records shall be made available to Sussex Police , Local Authority Licensing Officers and the Local Trading Standards service upon request;
  - xviii) CCTV to be installed in accordance with Home Office guidelines relating to UK police requirements for digital CCTV systems covering the entire premises including the outside areas/front of premises;
  - xix) CCTV images shall be retained for at least 28 days and except for mechanical breakdown beyond the control of the proprietor, shall be made available upon request to the police. Any breakdown or system failure shall be notified to the Police and immediately remedied as soon as practicable;
  - xx) It will be the responsibility of the DPS or duty manager to ensure that any requests from the police for a recording to be made for evidential purposes is carried out as soon as possible in compliance with the data protection act;
  - xxi) All drinking glasses and bottles shall be of polycarbonate or tempered glass. Where products are only available in glass bottles, the contents shall be decanted prior to service;
  - xxii) No drinking vessels shall be permitted in the smoking area save for drinking vessels containing water;

#### 5. REASONS:

Members recognised that there were failures under the current system and the memorandum of agreement sought to rectify these problems.

It should be noted that the applicant, the licence holder and those who have made representations in connection with this application may appeal against this decision within 21 days by giving notice to the Justices' Chief Executive at Worthing Magistrates' Court, Christchurch Road, Worthing. If no appeal is lodged the suspension of the licence will come into effect on 22 February 2013. On which date all licensable activity must cease until 15 March 2013 when the amended licence will be issued with the additional conditions imposed.

If an appeal is lodged then the committee's decision is suspended until such time as the appeal has been disposed of by the courts.

Responsible Authorities and other parties, are reminded that they may apply for a further review of this licence if activities at these premises were to continue to undermine the licensing objectives.

The licence holder is reminded that it is a criminal offence under the Licensing Act to carry on licensable activities from any premises without a premises licence or in breach of a premises licence. The maximum penalty on conviction is six months imprisonment and a fine of £20,000.

If you have any queries regarding this matter please do not hesitate to contact me.

Yours sincerely

**Simon Jones**  
**Senior Licensing Officer**

### **GE Security Technology Statement**

The Itemiser is programmed to detect and identify microscopic amounts of many different types of narcotics. Cocaine is one of the most reactive and easy to detect substances in the Itemiser's library. Responses are reported to the user by a simple and clear computer interface. An "alarm Strength" number gives intensity of the response. This strength is an indication of the amount of narcotic contamination that was collected on the sampling media used, in the case of Itemiser Mk 2, a cotton - paper disk and with the Itemiser 3 a Teflon coated fiberglass strip. These traps are cleaned and packed by GEIT in Boston, USA to ensure they are not contaminated before use. They should also be checked before use on site in a customs or police application.

Samples are taken from areas likely to contain fingerprints from the target subject but not necessarily directly from the person themselves. The machine will correctly identify contamination down to nanogram (billionth of a gram) levels.

Alarms of between 1 and 2 times the alarm threshold can be classed as a "low" response. It could be attributed to cross contamination of the surface tested, background contamination, or greatly degraded historic contamination. It is not indicative of recent direct contact.

Alarms of between 2 and 3 times the alarm threshold can be classed as a "medium" response. It could be attributed to cross contamination of the surface tested or recent historic contamination that may have been left a number of days prior to the sample being taken.

Alarms of between 3 and 4 times the alarm threshold can be classed as a "high" response. This level of response would not be attributed to cross contamination and is indicative of recent and direct contact with measurable quantities of the narcotic identified by the machine.

Readings of 4.00 and above are estimated to relate to microgram amounts of contamination being transferred to the sample media. This level of contamination is not generally experienced in any other environment than somewhere that has been in direct contact with a bulk amount of the source narcotic, i.e. this level is not generally experienced as background contamination or through incidental cross contamination by being in close contact with other contaminated areas or persons.

It should be noted that the presence of any response to drugs using the Itemiser could be used as grounds for furthering an investigation depending on the SOP of the enforcement agency using the device.

A full technical introduction to the Itemiser detection principals follows.



### **Reliability/Maintenance.**

Looking at the real world application of this technology in areas outside the controlled laboratory environment, reliability of operation and the ability to maintain peak performance in dusty, high-traffic, or humid conditions become a concern. Downtimes due to maintenance or excessive maintenance costs become other factors of concern. Both GC-CLD and IMS are unprotected from dust, dirt, and water vapor entering the system. This is a serious problem for traditional IMS, as the dryer or desiccant requires frequent changing and leads to downtime. In addition, the contamination material can lead to a loss of sensitivity over time if it is not installed in a very clean environment. The latest ITMS systems have regenerating dryers that do not require changing and a semi-permeable membrane to protect them from dirt, dust, and humidity. GC-CLD systems require replacement of the chemical modules approximately every 3-6 months if usage is high, which can be almost as expensive as a new bench-top ITMS or IMS detector. While all three require similar sampling consumables, the GC-CLD requires gas bottle replacement on top of the consumables. The ITMS and IMS devices require dopant depending on the application.

### **ITMS vs. IMS Technology**

Enhancements to IMS analysis through ITMS technology allow for vast improvements to ionization efficiency, and therefore sensitivity of the detector.

ITMS enables extremely low concentrations of electrophilic vapors, such as explosive vapors, to be detected— impossible with traditional IMS.

The ionization chamber in the ITMS detector is a field-free region where the ion population, both negative and positive ions, is allowed to build up by the action of the beta particles on the dopant gas. With IMS and ITMS, the high density of electrons produces a high probability of ionization of the dopant gas molecules, which in turn collide with the target molecules. Electric charge is then transferred to the target molecules because of their extremely high charge affinity, and the overall result is high ionization efficiency.

Since the ITMS detector does not incorporate a shutter grid as in traditional IMS, there is no loss of ions by discharge onto the shutter grid, which could account for a loss of up to 99% of the ions. With ITMS, ions are accumulated over a 20ms interval and then compressed into a pulse of 0.2ms, increasing the density and collected current by a factor of 100 [4,5,6]. Further enhancement is made with the addition of a semi-permeable membrane that excludes dust and dirt.

This enhancement makes the system more sensitive to the materials of concern and allows continued operation and sensitivity in environments outside the lab that are high-traffic, humid, or dusty. In addition to providing a charge medium, the chemical dopant that is added into the analysis in the detector region to reduce the chances of ionizing unwanted analyte. Ammonia is the primary dopant for positive ions used in the ITMS detector, while methylene chloride is used as the dopant for negative ions. The dopants accept charge from the low-energy beta particles thereby reducing the chance of analytes with charge affinities lower than that of the dopant to accept charge. The target contraband molecules will accept the charge more readily than the dopants due to their higher affinity for the charge. This process reduces the amount of possible interferences due to the other analytes because the detector recognizes only charged species [4,5,6].

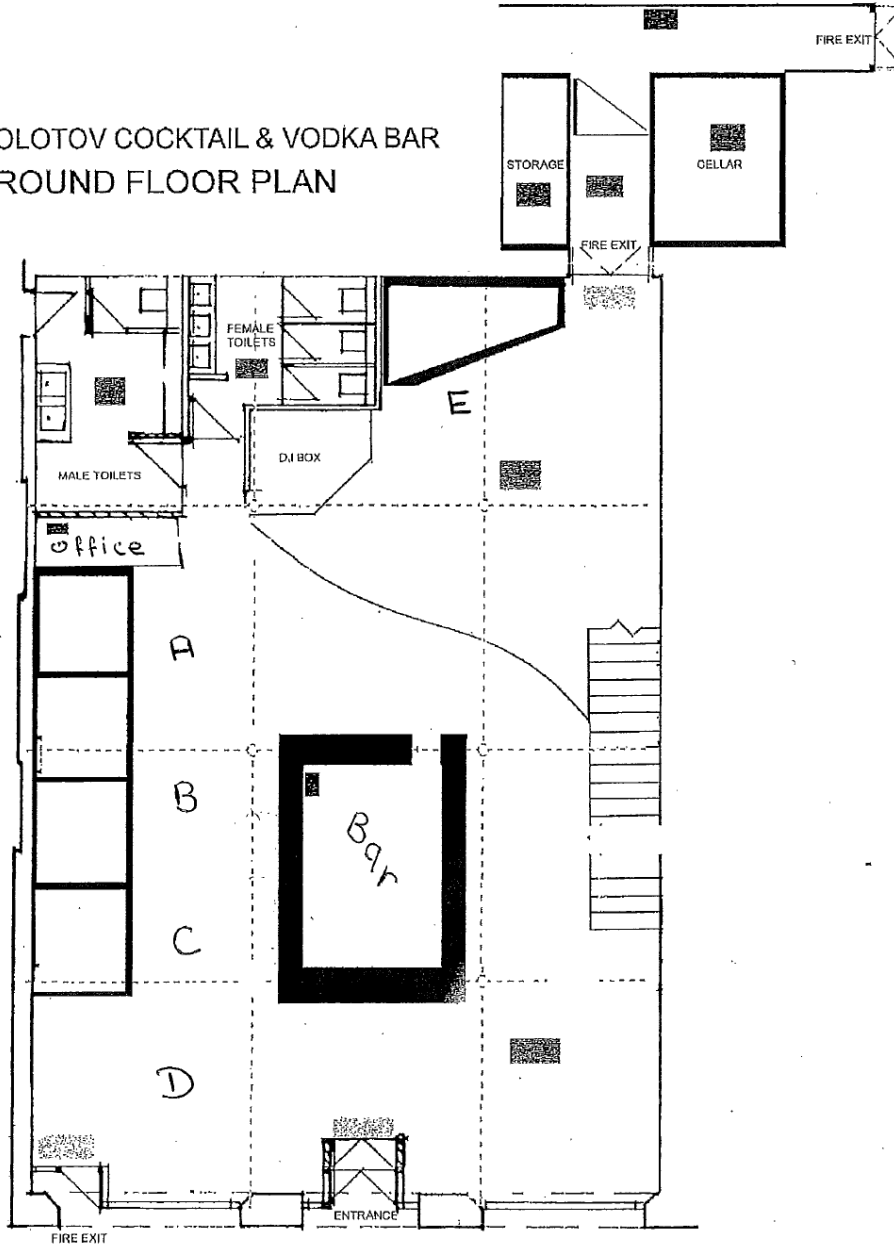
Finally, recent advancements in ITMS technology incorporate engineered high-speed switching systems that allow for millisecond alternating from positive to negative ion mode, thereby allowing for simultaneous detection and analysis of target positive and negative ions. Most narcotics have a positive ion affinity, while most explosives have a negative ion affinity; however, there are some important exceptions. TATP, for example, is an explosive that is seen as a positive affinity molecule, which would not be detected in a traditional IMS in single-mode operation for explosives. Detection limits for real world samples in ITMS in vapor sampling mode are in the picogram range.

### Summary

As we look to implement a total solution for security, trace detection technologies become an integral component of that solution. Complementing x-ray scanners and metal detection, trace detection closes security loopholes by detecting microscopic particles that remain on clothing, luggage, ID cards, and more after explosives or narcotics are handled. Because it can sniff out vapors that build up in confined spaces, trace detection is especially effective for finding contraband hidden in compartments, suitcases, and lockers. ITMS technology offers the advantage of detecting a wider range of targeted substances in a more flexible detector design. Therefore it is ideal for practical applications such as checkpoint security, and screening vehicles, personnel, shipside, sea craft, packages, luggage, and cargo.

**References** [1] J. Brokenshire, N. Pay, "Ion mobility spectrometry" in International Laboratory, Graseby Analytical Ltd, Warford, Herts, England, **1989**, p4 [2] P. Z. Jankowski, A. G. Mercado, S. F. Hallowell, "FAA Explosive Vapor/Particle Detection Technology" Proceedings "Applications of Signal and Image Processing in Explosives Detection Systems", Boston, Massachusetts, 16-17 Nov. **1992** Volume 1824, pp13-27 [3] Eiceman, G.A., Karpas, Z., "Ion Mobility Spectrometry" CRC Press **1994**. [4] ITMS (U.S. Patent No. 5,200,614). [5] McGann, W.J., Jenkins, A., Ribiero, K., Napoli, J., *SPIE on Substance Detection* Vol. 2092, **1993**. [6] McGann, W.J., *SPIE on Chemistry and Biology-based Technologies For Contraband Detection*. Vol. 2937, **1996**. [7] Haigh, P.B., "Dual Mode Detection" technical presentation, GE Ion Track, Wilmington, MA, **2003**. **T E C H N I C A L P A P E R** For more information on ITMS products call, email or consult our website. 1 . 9 7 8 . 6 5 8 . 3 7 6 7 / s a l e s @ i o n t r a c k . c o m / w w w . i o n t r a c k . c o m GE Ion Track Limited

MOLOTOV COCKTAIL & VODKA BAR  
GROUND FLOOR PLAN



- Fire Alarm Call Point
- Emergency Lights
- Fire Exit

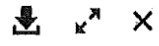
Drug Mapping 25/6/17

Tables A - E  
Bar  
office door  
areas where swabs were taken.

M

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

- Remove the bar (Molotov Cocktail & Vodka Bar) from the scope of the nightclub's premises licence by removing the following conditions:
  - o Between 23.30hrs until closing Monday – Saturday inclusive the premises may be used in conjunction with the 'One Club' and entrance and exit to the bar shall be available only through the Nightclub via the internal staircase.
  - o The procedure for managing the premises shall be in accordance with the document submitted by Holgate Fire & Safety Ltd dated 20 August 2003 entitled "Recommended procedure for managing the premises with the 'Retro' bar linked to the first floor via an internal stairway." The trading style of the new bar being inconsistent with that of the nightclub means that it will not now be used as an extension of the nightclub
- Remove the conditions consistent with:
  - o Embedded Restrictions of the Justices' 'On' Licence (Licensing Act 1964) as obsolete. With the exception of the hours for the sale of alcohol on New Year's Eve.
  - o The Standard Conditions of the Public Entertainment Licence which were converted, where relevant, onto this Premises Licence. These being considered obsolete, covered by other legislation or not relevant to the current trading style of the business.
- Remove the following conditions of licence as obsolete, unenforceable, not relevant to the nature of the business or covered by other legislation:
  - o Pre-opening safety checks to all fire exits and emergency lighting shall be carried out and the results recorded every evening before opening.
  - o The capacity limit of 160 persons shall not be exceeded.
  - o No person under 18 years of age shall be allowed in the premises.
  - o First Aid kits and emergency equipment shall be properly maintained.
  - o An NIEC electrical certificate will be obtained every 24 months.
  - o Regulated entertainment shall cease half an hour prior to the licensed closing time of the premises i.e. at the commencement of "wind down" time.
  - o A 30 minute period after the terminal hour for the sale of alcohol to allow the premises to be cleared of the public.
  - o The latest entry/re-entry times to the premises by the public on any Sunday shall be 23.00hrs.
  - o The Licensee/DPS will offer monthly meetings to the Central Worthing Residents Association and other local residents to discuss any issues that arise.
  - o The self-monitoring of noise levels is to be carried out at different times each evening.
  - o SIA door staff shall utilise functioning body worn videos at all times when they are on duty.
  - o An identification scanning system with a strict no ID/no entry policy shall be operated at all times when SIA door staff are operating unless prior written agreement with Sussex Police has been obtained or the system has suffered mechanical breakdown beyond the control of the



proprietor. Information from the system shall be made available upon request to the Police in accordance with the Data Protection Act. Any breakdown or system failure will be reported to the Police immediately and remedied as soon as practicable;

- o When the ID Scanner is required entry be restricted to those patrons whose ID has been scanned.
- o No drinking vessels shall be permitted in the smoking area save for drinking vessels containing water.

- Amend the following condition of licence:
  - o The glass doors which separate the main bar area from the frontage of the public house must not be left or propped open at any time and patrons must not be allowed to congregate outside on the paved area immediately outside the frontage of the building.  
replace with  
The glass doors which separate the main bar area from the frontage of the public house must not be left or propped open at any time
  - o SIA door staff in relation to Retro shall be employed every night from 22:00 or when regulated entertainment commences and until 30 minutes after the closure of the premises in order to effectively operate a dispersal policy in Chatsworth Road. At all other times when licensable activities are taking place, a written risk assessment shall be agreed with Sussex Police.  
replace with  
SIA door staff in relation to Molotov shall be employed when regulated entertainment commences and until 30 minutes after the closure of the premises in order to effectively operate a dispersal policy in Chatsworth Road. At other times SIA door staff will be employed when a need is identified by the licence holder's a written risk assessment or requested in writing by Sussex Police.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below



WORTHING BOROUGH  
COUNCIL

Licensing Act 2003 – Sections 16 and 18  
Premises Licence – Part B

Public Health & Regulation  
Portland House, Richmond Road  
Worthing  
BN11 1HS

## Premises Licence Number - LN/100001195

### Premises Details

|   |              |
|---|--------------|
| <b>Postal address of premises or, if none, ordnance survey map reference or description</b> |              |
| Molotov Cocktail & Vodka Bar<br>31 Chatsworth Road<br>Worthing<br>BN11 1LY                  |              |
| <b>Telephone number</b>   | 01903 609000 |

|  |
|--|
| <b>Licensable activities authorised by the licence</b> |
| See attached Schedule                                  |

|   |
|---|
| <b>The times the licence authorises the carrying out of the licensable activities</b> |
| See attached Schedule   |

|   |              |               |
|---|--------------|---------------|
| <b>Opening hours of the premises</b>  |              |               |
| <b>Location :</b> Public House  |              |               |
| <b>Day</b>  | <b>Start</b> | <b>Finish</b> |
| <b>Sunday</b>   | 12:00        | 01:00         |
| <b>Monday</b>   | 11:00        | 02:30         |
| <b>Tuesday</b>  | 11:00        | 02:30         |
| <b>Wednesday</b>  | 11:00        | 02:30         |
| <b>Thursday</b>   | 11:00        | 03:20         |
| <b>Friday</b>   | 11:00        | 03:20         |
| <b>Saturday</b>   | 11:00        | 03:20         |
| <b>Non Standard Timings &amp; Seasonal Variations</b>   |              |               |
| <ul style="list-style-type: none"> <li>12.00hrs to 02.30hrs, of the following morning, on a Sunday preceding a Bank Holiday Monday and when Christmas Eve, Boxing Day and New Year's Day fall on a Sunday.</li> <li>New Year's Eve from normal closing time the premises may remain open until the start of normal opening hours New Year's Day.</li> </ul> |              |               |

|  |
|--|
| <b>Where the licence authorises alcohol whether these are on and/or off supplies</b> |
| ON & OFF   |

**Premises Licence Holder Details**

|   |
|---|
| <b>Name</b>                                       |
| Peter Mott & Barry Wells T/a Lounge Leisure Group |

|  |
|--|
| <b>Registered Address</b>  |
| Molotov Cocktail & Vodka Bar<br>31 Chatsworth Road<br>Worthing<br>BN11 1LY |

|                                    |
|------------------------------------|
| <b>Registered number of holder</b> |
| N/A                                |

**Designated Premises Supervisor Details** (Where the premises licence authorises for the supply of alcohol)

|                |
|----------------|
| <b>Name</b>    |
| Mr Barry Wells |

|   |                          |
|---|--------------------------|
| <b>Personal licence number and issuing authority of personal licence held by Designated Premises Supervisor where the premises licence authorises the supply of alcohol</b> |                          |
| <b>Personal Licence Number :</b>  | LN/100000905             |
| <b>Licensing Authority :</b>  | Worthing Borough Council |

|   |
|---|
| <b>State whether access to the premises by children is restricted or prohibited</b> |
| Restricted  |

## Schedule 1 – Licensable Activities authorised by this Licence

### Times the licence authorises the carrying out of the licensable activities

|   |              |               |
|---|--------------|---------------|
| <b>Location :</b> Retro   |              |               |
| <b>Activities :</b> Alcohol ON&OFF Sales/Supply (M)   |              |               |
| <b>Day</b>  | <b>Start</b> | <b>Finish</b> |
| <b>Sunday</b>   | 12:00        | 00:30         |
| <b>Monday</b>   | 11:00        | 02:00         |
| <b>Tuesday</b>  | 11:00        | 02:00         |
| <b>Wednesday</b>  | 11:00        | 02:00         |
| <b>Thursday</b>   | 11:00        | 02:30         |
| <b>Friday</b>   | 11:00        | 02:30         |
| <b>Saturday</b>   | 11:00        | 03:00         |
| <b>Non Standard Timings &amp; Seasonal Variations</b>   |              |               |
| Alcohol sales may continue:   |              |               |
| <ul style="list-style-type: none"> <li>• Until 02.00hrs, of the following morning, on a Sunday preceding a Bank Holiday Monday and when Christmas Eve, Boxing Day and New Year's Day fall on a Sunday.</li> <li>• New Year's Eve from the end of normal permitted hours until the start of permitted hours New Year's Day.</li> </ul> |              |               |

|   |              |               |
|---|--------------|---------------|
| <b>Location :</b> Retro   |              |               |
| <b>Activities :</b> Recorded Music (F) Perform Dance (G)  |              |               |
| <b>Day</b>  | <b>Start</b> | <b>Finish</b> |
| <b>Sunday</b>   | 12:00        | 00:30         |
| <b>Monday</b>   | 11:00        | 02:00         |
| <b>Tuesday</b>  | 11:00        | 02:00         |
| <b>Wednesday</b>  | 11:00        | 02:00         |
| <b>Thursday</b>   | 11:00        | 03:00         |
| <b>Friday</b>   | 11:00        | 03:00         |
| <b>Saturday</b>   | 11:00        | 03:00         |
| <b>Non Standard Timings &amp; Seasonal Variations</b>   |              |               |
| Entertainment may continue:   |              |               |
| <ul style="list-style-type: none"> <li>• Until 02.00hrs, of the following morning, on a Sunday preceding a Bank Holiday Monday and when Christmas Eve, Boxing Day and New Year's Day fall on a Sunday.</li> <li>• New Year's Eve from the end of normal permitted hours until the start of permitted hours New Year's Day.</li> </ul> |              |               |



|   |              |               |
|---|--------------|---------------|
| <b>Location :</b> Retro   |              |               |
| <b>Activities :</b> Live Music (E)  |              |               |
| <b>Day</b>  | <b>Start</b> | <b>Finish</b> |
| <b>Sunday</b>   | 19:00        | 00:30         |
| <b>Monday</b>   | 19:00        | 02:00         |
| <b>Tuesday</b>  | 19:00        | 02:00         |
| <b>Wednesday</b>  | 19:00        | 02:00         |
| <b>Thursday</b>   | 19:00        | 03:00         |
| <b>Friday</b>   | 19:00        | 03:00         |
| <b>Saturday</b>   | 19:00        | 03:00         |
| <b>Non Standard Timings &amp; Seasonal Variations</b>   |              |               |
| Live Music may continue:  |              |               |
| <ul style="list-style-type: none"> <li>• Until 02.00hrs, of the following morning, on a Sunday preceding a Bank Holiday Monday and when Christmas Eve, Boxing Day and New Year's Day fall on a Sunday.</li> <li>• New Year's Eve from the end of normal permitted hours until the start of permitted hours New Year's Day.</li> </ul> |              |               |

|   |
|---|
| <p><b>Signed on behalf of the issuing licensing authority</b></p><br><br><p><b>Senior Licensing Officer</b></p> <p style="text-align: right;"><b>Date : 6 July 2017</b></p> |
|---|

## **Annexe 1 : Mandatory Conditions**

### **A. Mandatory conditions: Supply of Alcohol**

1. 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
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

### **B. Mandatory conditions: Door Supervision**

Where employed each such individual must be licensed by the Security Industry Authority.

### **C. Mandatory conditions: Irresponsible Promotions**

The responsible person must ensure that staff do not carry out, arrange or participate in any irresponsible promotions in relation to the premises. An irresponsible promotion is 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

- 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;
- 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. Mandatory conditions: Free Drinking Water**

Free potable water must be provided on request to customers where it is reasonably available on the premises.

### **E. Mandatory conditions: Age Verification**

An age verification policy for the premises must be produced, implemented and details made available to authorised officers upon request. 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.

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 holographic mark, or
- an ultraviolet feature.

### **F. Mandatory conditions: Small Alcohol Measures**

The responsible person **must** ensure that 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 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;

These measures must be displayed in a menu, price list or other printed material which is available to customers on the premises. Customers must be made aware that these measures are available.

## **G. Mandatory conditions : Permitted Price**

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.

For the purposes of the condition “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979; “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 rate 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;*

“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;*

## **H. Conditions consistent with the Embedded Restrictions of the Justices’ ‘On’ Licence (Licensing Act 1964)\***

### **1. Permitted Hours**

Alcohol shall not be sold or supplied except during the premise’s permitted hours.

#### **Restrictions**

The above restrictions do not prohibit:

The sale of alcohol on New Year’s Eve from the end of permitted hours to the start of permitted hours on the following day.

- a) consumption of alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
- b) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of alcohol so ordered;
- c) the sale of alcohol to a trader or club for the purposes of the trade or club;
- d) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty’s naval, military or air forces;
- e) the taking of alcohol from the premises by a person residing there; or
- f) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
- g) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of

alcohol so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

## **2. Premises with no children's certificate-**

No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:

- a) He is the child of the holder of the premises licence.
- b) He resides in the premises, but is not employed there.
- c) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
- d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of alcohol. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

*Source Section 168,171 and 201 Licensing Act 1964*

## **I. Conditions consistent with the Specific Conditions of the Public Entertainment Licence.**

1. Between 23.30hrs until closing Sunday – Saturday inclusive the premises may be used in conjunction with the 'One Club' Nightclub, and entrance and exit shall be available only through the Nightclub via the internal staircase.

If the One Club nightclub is closed to the public on a Sunday, Monday, Tuesday or Wednesday evening then members of the public may enter using the bar's main entrance in Chatsworth Road after 23.30hrs.

2. The glass doors which separate the main bar area from the frontage of the public house must not be left or propped open at any time and patrons must not be allowed to congregate outside on the paved area immediately outside the frontage of the building.
3. The procedure for managing the premises shall be in accordance with the document submitted by Holgate Fire & Safety Ltd dated 20 August 2003 entitled "Recommended procedure for managing the premises with the Light Bar linked to the first floor via an internal stairway."
4. A duty record of attendants must be maintained. The record must, on a daily basis, list the names of individuals who have worked on that day.
5. Departing customers must not be permitted to take glasses or opened bottles outside the premises.

## **J. The Standard Conditions of the Public Entertainment Licence.**

Are converted, where relevant, onto this Premises Licence. A copy of these can be obtained from Worthing Borough Council.

## **Annexe 2 : Conditions consistent with the Operating Schedule**

1. Pre-opening safety checks to all fire exits and emergency lighting shall be carried out and the results recorded every evening before opening.
2. On the nights when permitted regulated entertainment is provided, SIA trained and licensed door supervisors shall be in attendance.
3. The capacity limit of 160 persons shall not be exceeded.
4. A sound insulation scheme shall be maintained and management will carry out regular monitoring.
5. Regulated Entertainment to take place indoors only
6. No person under 18 years of age shall be allowed in the premises.
7. All drinks glasses shall be of tempered/toughened glass.
8. First Aid kits and emergency equipment shall be properly maintained.
9. An NIEC electrical certificate will be obtained every 24 months.
10. Regulated entertainment shall cease half an hour prior to the licensed closing time of the premises i.e. at the commencement of “wind down” time.
11. A 30 minute period after the terminal hour for the sale of alcohol to allow the premises to be cleared of the public.
12. Doors and windows shall be kept closed while regulated entertainment is in progress (except to allow for momentary access or egress of patrons and staff).
13. The noise of regulated entertainment from the premises shall neither exceed 56dB LAeq (5min) before 23.00hrs, 53dB LAeq (5 min) between 23.00hrs and 02.00hrs nor 50dB LAeq (5min) after 02.00hrs. The noise level shall be measured at any 1.2-1.5M above the south pavement of Chatsworth Road or the west pavement of High Street.
14. The premises will make a contribution by way of at least one member of door staff to assist with “Taxi Marshalling” on all occasions that the premise is open until 02.00hrs or later.
15. The management of the premises will make a working arrangement with one or more of the local taxi or private hire companies in order that customers are able to be taken home with the minimum of delay.
16. The latest entry/re-entry times to the premises by the public on any Sunday shall be 23.00hrs.
17. The Applicant will use a sound level meter to allow objective self-monitoring of Retro and One Club to be carried out and recorded. Such records to be made in writing and made available on request to any Officer of Worthing Borough Council. The self-monitoring will take place as follows:
  - Sundays to Wednesdays – once during the course of the evening.
  - Thursdays to Saturdays – twice during the course of the evening.

18. There will be no external disposal of bottles or rubbish between the hours of 00.00hrs (midnight) and 08.00hrs on any day.
19. The Licensee/DPS will offer monthly meetings to the Central Worthing Residents Association and other local residents to discuss any issues that arise.

**Annexe 3 : Conditions attached after hearing by the Licensing Authority**

1. The self-monitoring of noise levels is to be carried out at different times each evening.
2. Security industry Authority (SIA) door supervisors shall be employed through an external contract company.
3. SIA door staff in relation to Retro shall be employed every night from 22:00 or when regulated entertainment commences and until 30 minutes after the closure of the premises in order to effectively operate a dispersal policy in Chatsworth Road. At all other times when licensable activities are taking place, a written risk assessment shall be agreed with Sussex Police.
4. Management shall adopt a dispersal policy which will be implemented by the door staff. This will be agreed with Sussex Police to prevent groups gathering and engaging in altercations. Records shall be made available to the local licensing authority and/or Sussex Police upon request.
5. SIA door staff shall utilise functioning body worn videos at all times when they are on duty.
6. Those performing the role of door supervisor shall not perform any other role when engaged for the purpose of door supervision activities. Door supervisors shall be fully briefed prior to work with clear written instructions regarding their specific duties including an awareness of persons banned from the premises. These records shall be made available to the local licensing authority and/or Sussex Police upon request. A member of the SIA door staff to be permanently located and actively patrolling within the smoking area while the premises licence is in operation or until the area has been emptied of patrons at closing time.
7. An identification scanning system with a strict no ID/no entry policy shall be operated at all times when SIA door staff are operating unless prior written agreement with Sussex Police has been obtained or the system has suffered mechanical breakdown beyond the control of the proprietor. Information from the system shall be made available upon request to the Police in accordance with the Data Protection Act. Any breakdown or system failure will be reported to the Police immediately and remedied as soon as practicable;
8. When the ID Scanner is required entry be restricted to those patrons whose ID has been scanned.
9. A challenge 25 Policy will apply with regard to the sale of alcohol. Any person who appears to be under the age of 25 shall be required to provide satisfactory photographic evidence that they are 18 years old or over before being sold or supplied with any alcoholic drink, or on entry should the ID scan system become inoperative.
10. No games shall be conducted in the premises whereby alcohol or bar credit is given as a prize in any manner or form.

11. An incident management policy shall be drawn up in agreement with Sussex Police and shall be implemented at all times while the premises is conducting licensable activities until 30 minutes after closing time.
12. An incident/refusals register shall be maintained and kept on the premises to record refusals and incidents of crime and disorder. These records shall be made available to the local licensing authority and/or Sussex Police upon request.
13. Staff Members to be engaged in selling alcohol on the premises shall receive full training pertinent to the Licensing act, in particular but not exclusively in regard to age restricted sales and the refusal of sales to persons believed to be under the influence of alcohol or drugs.
14. Induction training must be completed and fully documented prior to the sale of any alcohol by the staff member and refresher training thereafter at intervals no less than 8 weeks. All restricted sales training undertaken by staff members shall be fully documented and recorded.
15. All training records shall be made available to Sussex Police, Local Authority Licensing Officers and the Local Trading Standards service upon request.
16. CCTV to be installed in accordance with Home Office guidelines relating to UK police requirements for digital CCTV systems covering the entire premises including the outside areas/front of premises.
17. CCTV images shall be retained for at least 28 days and except for mechanical breakdown beyond the control of the proprietor, shall be made available upon request to the police. Any breakdown or system failure shall be notified to the Police and immediately and remedied as soon as practicable.
18. It will be the responsibility of the DPS or duty manager to ensure that any requests from the police for a recording to be made for evidential purposes is carried out as soon as possible in compliance with the data protection act.
19. All drinks glasses shall be of tempered/toughened glass. Polycarbonate drinking vessels will be used when a need is identified by the licence holder's own risk assessment or when required by Sussex Police in writing.
20. No drinking vessels shall be permitted in the smoking area save for drinking vessels containing water.

#### **Annexe 4 : Plans**

See attached plan – June 2017

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**FW: Molotov Review Supporting evidence**

1 message

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**Pauline.Giddings@sussex.pnn.police.uk** <Pauline.Giddings@sussex.pnn.police.uk>

23 August 2017 at 11:55

To: licensing.unit@adur-worthing.gov.uk

Cc: Jean.Irving@sussex.pnn.police.uk

Good day

Please find attached Part 1 of the Supporting evidence submitted today by Sussex Police in relation to the Review application for Molotov Vodka and Cocktail Bar, 31 Chatsworth Road Worthing. A further 3 emails shall follow with evidence which unfortunately is too large to be sent attached to one email

There are downloads of CCTV footage and BWV footage which the Committee may wish to view. These are on discs and shall be brought to the Hearing.

**NB** Should it be appropriate to view the CCTV footage of the incident 19<sup>th</sup> February 2017 Sussex Police believe this should be in camera due to the nature and content of the footage and out of respect to the family members.

Regards

Pauline Giddings

Divisional Licensing Officer

Neighbourhood Licensing Team

West Sussex

101 x 581443

01273 404030

(My working days are Monday, Tuesday and Wednesday. Please send any urgent enquiries outside of those days to ws\_licensing\_wor@sussex.pnn.police.uk)

You can report crime and incidents online at [www.sussex.police.uk/reportonline](http://www.sussex.police.uk/reportonline)

We want to know your views - see what's new and give us your feedback and suggestions at [www.sussex.police.uk](http://www.sussex.police.uk)  
If you have received this message in error, please contact the sender as soon as possible - 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. Messages sent and received by Sussex Police are not private and may be the subject of monitoring.

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 **redacted Part 1.pdf**  
11479K



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## **Evidence Re Molotov Review**

### **25<sup>th</sup> November 2016 23:10 hours (Friday)**

PC Jones of the Neighbourhood Licensing Team (NLT) was in uniform and conducting licensing checks in the Worthing area in the company of Mr Simon Jones Licensing Officer from the Worthing Borough Council (WBC) licensing team. They attended Molotov where Mr. Jones explained that it was the opening night for the premises since it had been re-branded. The evening was attended by patrons from a private guest list. The DPS, Mr. Barry Wells, was present. Mr. Jones (WBC) asked Mr. Wells when he would be submitting a minor variation in relation to the change of the premises name and to the structural changes which had already been made at the venue. Mr. Wells responded that it would be as soon as possible. It was noted that the only windows, located the front of the premises, were now boarded over preventing natural light into the premises.

1. See PC Jones Statement 28<sup>th</sup> June 2017
2. Minor variation received 8<sup>th</sup> June 2017

1



WITNESS STATEMENT

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

URN [ ] [ ] [ ] [ ]

Statement of: Warren Matthew JONES

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police Constable CJ903

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] Date 28th June 2017

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


On the evening of Friday 25th November 2016, I was on duty in full uniform, accompanied by Mr Simon JONES, senior licensing officer for Worthing Borough Council. At 23:10 hours, we attended a licensed premises in Chatsworth Road, Worthing that had formerly be known as Retro, and also the Light Bar. It was now branded as Molotov Cocktail and Vodka Bar (Molotov), and Mr JONES advised me that it was the opening night for the premises, albeit there was a private guest list. Inside the premises, Mr JONES spoke to a male who I now know to be Mr Barry WELLS, the Designated Premises Supervisor (DPS), and one of the partners of the Premises Licence Holder (PLH). In the presence and hearing of Mr WELLS, I heard Mr JONES say to him, words to the effect of "When am I going to see a minor variation in regards to the change of name, and the structural changes?" Mr WELLS responded to the effect that it would be submitted as soon as possible.

On the evening of Saturday 11th February 2017, I was on duty in full uniform, accompanied by Mr Simon JONES, senior licensing officer for Worthing Borough Council. At 0140 hours the following morning we attended Molotov, Chatsworth Road, Worthing. The DPS was not at the premises, but the premises General Manager, James LANZ, was present with us. LANZ advised that the premises was due to close at 0200 hours, and as such there were only a few customers left in the bar. On the left hand side of the bar are a number of seated booths. In one of these booths was a solitary male customer who was apparently asleep, eyes closed, arms crossed over his chest, and head slumped forward. He had a part drunk glass of beer on the table in front of him, and his appearance suggested to me that he was heavily intoxicated. At that point, two members of door staff appeared from the toilets at the rear of the premises. I pointed out the male in the booth to one of them, telling him that the male clearly looked drunk. The member of door staff, looked briefly at the male and said to me "I'll keep an eye on him." With that he walked away from me. Before I was able to say anything further, a senior member of the door team, who had also been escorting us within the premises, intervened and spoke to the original member of the door team. The male in the booth was then woken and spoken to, and was escorted out of the premises. The senior door supervisor returned to me and said "Sometimes you have to spell it out to them." It was clear that without this intervention the door team would have allowed the intoxicated male to remain in the licensed premises, in possession of alcohol.

At 1345 hours on Wednesday 7th June 2017, I was on duty and in full uniform, accompanied by Sgt CS726 STANDING, when we attended Molotov on enquiries. The premises was not open, but we were greeted outside by a male I now know to be No [Redacted] At [Redacted], manager for the bar. Mr At [Redacted] invited us into the premises so that we could conduct our enquiries with him. I was in possession of a copy of premises licence LN/100001195, issued by Worthing Borough Council for that premises. Referring to the above licence, Annex 1, section I, condition 4, states "A duty record of attendants must be maintained. The record must, on a daily basis, list the names of individuals who have worked that day." I asked Mr At [Redacted] for the duty record of all persons who were at work in Molotov on Sunday 19th February 2017. He advised me that they were kept on the computer in One Club to which he did not have access, but offered that he would ensure Mr LANZ provided me with those details. To date I have not received the duty record. Whilst speaking to Mr At [Redacted], I noticed that the drinking vessels hanging above the bar were all made of glass. I was aware that Condition 19 of Annex 3 of that licence stated "All Polycarbonate drinking

Signature: [Redacted] Signature witnessed by: \_\_\_\_\_ MG11 5/2007

(when complete)



vessels (excluding bottles) will be used at all times. Polycarbonate bottles will be used when a need is identified by the licence holders own risks assessment or when required by Sussex Police in writing." I pointed this out to Mr A [REDACTED] and asked him why they were using glassware. He said that he was under the impression that they could use glassware, and that the licensing authority has told them it was ok. I confirmed to him that it was a breach of the conditions of the premises licence, and advised him to speak to the DPS/PLH immediately.

At 2310 hours on Friday 23<sup>rd</sup> June 2017 I was on duty in full uniform, when I attended Chatsworth Road, Worthing to conduct licensing checks on Molotov, and One Club. Although the premises operate under two separate premises licences, they are operated by the same company and management team. The DPS, Mr Barry WELLS was not present during the visit, but General Manager, James LANZ assisted me with my enquiries.

During my visit, I referred to Premises Licence LN/100001195, issued by Worthing Borough Council, in respect of Molotov. The reason for my visit was to check for compliance with the conditions attached to the premises licence.

Referring to the above licence, Annex 1, section I, condition 4, states "A duty record of attendants must be maintained. The record must, on a daily basis, list the names of individuals who have worked that day." I asked Mr LANZ to produce these records, and specifically the record for Sunday 19<sup>th</sup> February 2017. He was unable to produce these records either physically or on computer, for inspection.

Annex 3, condition 4 states "Management shall adopt a dispersal policy which will be implemented by the door staff. This will be agreed with Sussex Police to prevent groups gathering and engaging in altercations. Records shall be made available to the local licensing authority and/or Sussex Police upon request." I asked to inspect the Dispersal Policy, but Mr LANZ was unable to produce it either physically or on computer.

Annex 3, condition 5 states "SIA door staff shall utilise functioning body worn videos at all times when they are on duty." During my visit, I could not see any door supervisors in possession of body worn videos (BWV), and as such I spoke to a male I know to be Y [REDACTED] of LINKS Security. Mr Y [REDACTED] is the owner of LINKS Security, and is responsible for providing the door supervisors to both Molotov and One Club. I asked Mr Y [REDACTED] how many BWV's were being used that night, and he confirmed that none were being used at either premises. When I informed him of the requirement to use BWV at Molotov, he indicated that he had not been aware of this, and further that he had never been told of any conditions that related to door staff.

Annex 3, condition 12 states "An incident/refusals register shall be maintained and kept on the premises to record refusal and incidents of crime and disorder. These records shall be made available to the local licensing authority and/or Sussex Police upon request." I asked Mr LANZ for the incident/refusals register, but he was unable to produce them. He stated that the door company produced the incident register, and supplied the premises with a copy. Mr LANZ called for a member of the door team to bring a copy of the incident register to the office for inspection, but on arrival, all he had was his pocket note book. He did confirm that he transferred all details from the note book to a proper incident register, which he had at home. He also confirmed that at the request of Mr Y [REDACTED], he had changed the format in which he produced the register, and had not provided a copy to the premises since January 2017. I asked Mr LANZ where any sales refusals were recorded, and he said that it was normal practice that the member of bar staff refusing service would inform a member of door staff, who would then record it in the incident register. I asked Mr LANZ where staff would record a refusal, when door staff were not employed at the premises. He conceded that there was no sales refusals register available for this to happen.

Annex 3, conditions 13, 14 and 15 state: 13 - "Staff members to be engaged on selling alcohol on the premises shall receive full training pertinent to the Licensing Act, in particular but not exclusively in regard to age restricted sales and the refusal of sales to persons believed to be under the influence of alcohol or drugs." 14 - "Induction training must be completed and full documented prior to the sale of any alcohol by the staff member and refresher training thereafter at intervals no less than 8 weeks. All restricted sales training undertaken by staff members shall be fully documented and recorded." 15 - "All training recorded shall be made available to Sussex Police, Local Authority Licensing Officers and the Local Trading Standards service upon request." I asked Mr LANZ to produce the training record of all current staff, and in particular all staff

Continuation of statement of Warren Matthew JONES

working that night, and all staff working on Sunday 19<sup>th</sup> February 2017. Mr LANZ was unable to produce these, or any current training records. The most recent that were stored in the office were from 2012. Mr LANZ told me that they had undertaken some refurbishment work, and had moved all of the paperwork into storage around the building. I accompanied Mr LANZ while he searched in various areas of the premises for the relevant documents, but he was unable to locate them.

Annex 3, condition 17 states "CCTV images shall be retained for at least 28 days and expect for mechanical breakdown beyond the control of the proprietor, shall be made available upon request to the police. Any breakdown or system failure shall be notified to the Police immediately and remedied as soon as possible." I asked Mr LANZ to demonstrate the CCTV system and that it was retaining images for the required period. Mr LANZ operated that system for several minutes, trying to play back previous footage, but was unsuccessful. He then advised me that the system had been upgraded that same day, and it was a new hard drive. He confirmed that the previous system had been removed by the engineer, and as such was not able to display any images from the previous 28 days.

At 0200 hours on Sunday 25<sup>th</sup> June 2017, I was on duty in full uniform when I attended Molotov. I observed the door staff at the front of the premises, and was unable to see any BWV being used. Mr Y [REDACTED] approached me after a few minutes, and advised me that he had purchased two new BWV cameras, and that they would be delivered ready for the following weekend.

I entered the premises and observed the bar staff and customers for some time. The bar was not particularly busy with most customers in booths. There were very few customers who were sat or stood at the bar, and only one or two who were dancing on the raised area. There were no densely packed groups or crowding of customers, and lighting was sufficient to see all customers clearly. It was immediately apparent that a number of customers had reached their alcohol tolerance threshold. On the right hand side of the premises, below the internal stairwell to One Club, I was aware of a lone female sat drinking a flute glass of what appeared to be sparkling wine. In front of her was another full glass of the same drink. The female stood up and I could see that she was unsteady on her feet, stumbling and using the table and seat to steady herself. After a short while she walked past me and out of the front door. I did not see any member of staff interact with her or check on her welfare.

At the back end of the bar, I was aware of a male that had been refused service. He was also unsteady on his feet, and his speech was slurred. He was drunk. I could hear him remonstrating with bar staff, management, and eventually the door team about getting served. Despite his clear intoxication, he was allowed to remain in the premises, and was in fact one of the last to leave that night, with door staff having to proactively usher him out.

At the front of the bar, I was aware of a male who I had seen leave to go to the smoking area; and then return. When he had left to go to the smoking area, he had stumbled while trying to place his drink on a table adjacent to the exit. On his return he was unsteady on his feet, but reclaimed his glass and approached the bar. He produced what appeared to be a £5 note, and held it in front of him, waving it occasionally until he was noticed by bar staff. He spoke to the member of bar staff, who then poured him another drink from a bottle of Jack Daniels.

Once all of the customers had left the bar, I asked a door supervisor if I could speak to Mr LANZ. When he arrived, I explained to him that I had used an ultra violet light in the gent's toilets earlier that evening, which had shown traces of what I believed to be powdered drugs on the toilet paper dispenser in the gent's toilets. I asked Mr LANZ if I could take some swab samples from surfaces around the premises, to test for the presence of illegal drugs. Mr LANZ agreed to this, and the results of those swabs are detailed in a separate statement

[REDACTED]

Signature [REDACTED]

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

PTO



# ADUR & WORTHING COUNCILS

2

Public Health & Regulation, Portland House, Richmond Road, Worthing, BN11 1HS

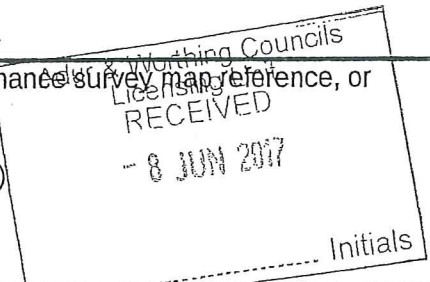
## Licensing Act 2003 Application for a Minor Variation to a Premises Licence

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 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.

We Peter Mott & Barry Wells T/A Lounge Leisure Group being the premises licence holder(s), apply to vary a premises licence under section 41A of the Licensing Act 2003 for the premises described in Part 1 below.

### Part 1 - Premises details

|  |   |
|--|---|
| <b>Postal address of premises</b> (or, if none, or name of surveyor, or reference, or description)<br><br>Molotov Cocktail & Vodka Bar (formerly Retro)<br>Unit 1 Chatsworth House<br>31 Chatsworth Road |  |
| Post town<br>Worthing  | Post Code<br>BN11 1LY   |

Telephone number at premises (if any)

Premises licence number

Brief description of premises (Please see Guidance Note 2)

4



Please tick  Yes



I am/ we are the premises licence holder

Contact phone number in working hours (if any)

07919578857

|  |  |
|--|--|
| Applicant Postal address (if different from Premises Address)                          |  |
| 01903 609000   | MOLOTOV COCKTAIL + VODKA BAR<br>31 CHATWORTH RD. |
| Post town  | Postcode   |
| WORTHING   | BN11 1LY   |
| Please provide email address if you would prefer us to contact you by email (optional) |  |
| LIQUID WORTHING @ AOL . COM  |  |

Part 3 – Proposed variation(s)

Please tick  Yes

Do you want the proposed variation to have effect as soon as possible?

Day Month Year

If not, from what date do you want the variation to take effect?

[Empty date input box]

Please describe the proposed variation(s) in detail in the box below and explain why you consider that they could not have an adverse effect on the promotion of any of the licensing objectives (See Guidance Note 1). This should include whether new or increased levels of licensable activities will be taking place indoors or outdoors (indoors may include a tent):

**Details of proposed variations**

- Alterations to the layout of the premise as part of a refurbishment
- Change of Business Name to 'Molotov Cocktail & Vodka Bar'
- To reflect the change in the nature & character of the business remove condition 19 of appendix 3 which states:  
 All Polycarbonate drinking vessels (excluding bottles) will be used at all times. Polycarbonate bottles will be used when a need is identified by the licence holder's own risk assessment or when required by Sussex Police in writing.  
**Replace with:**  
 All drinks glasses shall be of tempered/toughened glass. Polycarbonate drinking vessels will be used when a need is identified by the licence holder's own risk assessment or when required by Sussex Police in writing.



**Part 4 – Operating Schedule**

Please tick those parts of the Operating Schedule which would be subject to change if this application to vary were successful.

**Provision of regulated entertainment**

*Please tick //yes*

- a. plays
- b. films
- c. indoor sporting events
- d. boxing or wrestling entertainment
- e. live music
- f. recorded music
- g. performances of dance
- h. anything of a similar description to that falling within (e), (f) or (g)


**Provision of entertainment facilities for**

*Please tick //yes*

- i. making music
- j. dancing
- k. entertainment of a similar description to that falling within (i) or (j)


**Provision of late night refreshment**

**Sale by retail of alcohol**

(Note that this can only relate to reducing licensed hours, or moving them without any overall increase between 7am and 11pm)

**Enclosures**

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

I have included a copy of the plan  
(necessary if the proposed variation will affect the layout)

If you have not ticked one of the previous three boxes, please explain why in the box below.

|  |
|--|
| <p><b>Reasons why you have failed to enclose the premises licence or relevant parts.</b></p><br><br><br><br><br><br><br><br><br><br> |
|--|





Any further information to support your application. (See Guidance Note 4)

THE REASON WE WOULD LIKE TO REMOVE CONDITION 19 OF APPENDIX 3 IS BECAUSE THIS BAR IS NOW NOT CONNECTED WITH THE CLUB ABOVE. NOW CATERING FOR OLDER MORE MATURE CUSTOMER.

**CHECKLIST:**

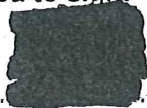
Please tick // yes

- I have made or enclosed payment of the fee
- I have enclosed the plan, if appropriate, of the premises in scale [1mm to 100mm], unless otherwise agreed with the licensing authority
- I have enclosed the premises licence or relevant part of it or provided an explanation
- I understand that if I do not comply with the above requirements my application will be rejected.
- I understand that I am required to advertise my application by posting a white notice at or on the premises for ten consecutive working days commencing on, and including the day after the day when my application is given to the licensing authority.

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 5 – Signatures and Contact Details**  
(See Guidance Note 5)

**Premises Licence:** Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent. (See Guidance Note 6) If signing on behalf of the applicant, please state your name and in what capacity you are authorised to sign:

Signature: 

Date: 6-6-17

Capacity: I / We (insert full name and capacity) BARRY CHRISTOPHER WELLS


P. P. S. sign on behalf of and have authority to bind the applicant.



Where the premises licence is jointly held, signature of 2<sup>nd</sup> applicant (the current premises licence holder) or 2<sup>nd</sup> applicant's solicitor or other authorised agent

5

(See Guidance Note 7). If signing on behalf of the applicant please state in what capacity.

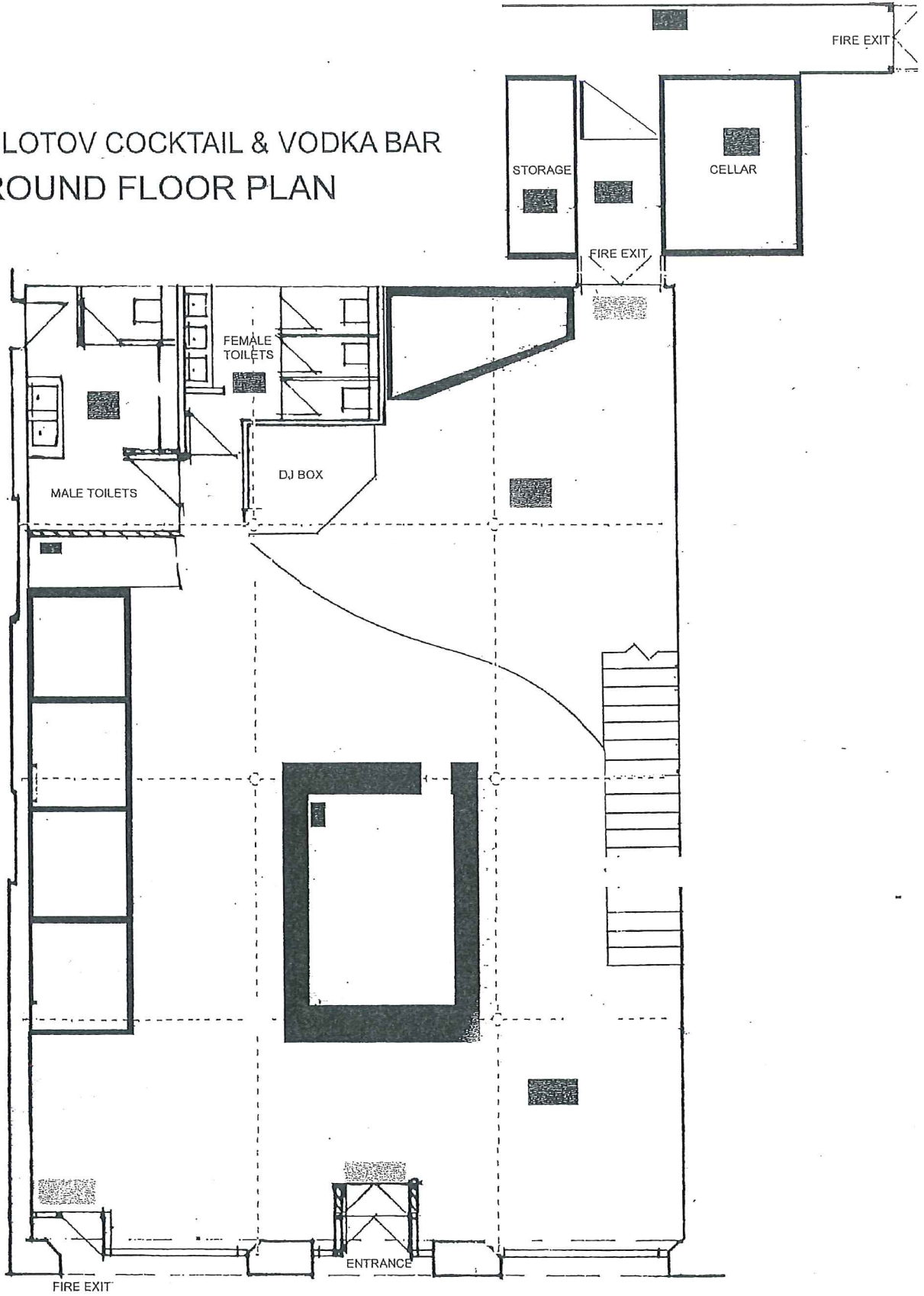
Signature:  .....



Date: 6-6-17 .....

Capacity: I / We (insert full name and capacity) ... PETER WILLIAM MOTT .....  
.....sign on behalf of and have authority to bind the applicant.

|  |  |
|--|--|
| <b>Contact name (where not previously given) and address for correspondence associated with this application. (See Guidance Note 8)</b><br>Mr James Lanz |  |
| Post town <u>WORTHING</u>  | Post code <u>BN11 1LY</u>  |
| Telephone number (if any)<br><u>07919 375 257</u>  | If you would prefer us to correspond with you by email your email address (optional)<br><br><u>LIQUID WORTHING@aol.com</u> |

# MOLOTOV COCKTAIL & VODKA BAR GROUND FLOOR PLAN



-  Fire Alarm Call Point
-  Emergency Lights
-  Fire Exit

**12<sup>th</sup> February 2017 01:40 (Sunday)**

PC Jones, attended the premises in the company of Simon Jones Licensing Officer WBC. Mr. Wells, the DPS was not present, being out of the country on holiday. The general manager, James Lanz, was present and told them he was managing the premises. The premises were due to close at 02:00hours and only a few customers remained. One male was observed sitting slumped in a booth with a partially consumed glass of beer in front of him. While he was apparently asleep, his manner suggested that he had surpassed his intoxication limit. PC Jones alerted a member of SIA door staff to the vulnerable male. The member of door team responded that he "would keep an eye on him". He took no further action walking away without making any check as to the man's wellbeing, nor removing the alcohol. This lack of positive action by the door supervisor was a surprise to PC Jones, but before he was able to intervene, the senior member of door staff escorting PC Jones and Mr. Jones, then approached and spoke to the member of SIA door team, who proceeded to wake the male and shortly after ejected him. The senior member of door team returned to the officers stating "sometimes you have to spell it out to them." Whilst nothing was said at the time, PC Jones felt the lack of positive action by the original SIA door person was completely unacceptable and demonstrated no attempt to check on patrons' welfare nor a willingness to keep people safe.

1. PC Jones Statement 28<sup>th</sup> June 2017

**19<sup>th</sup> February 2017 (Sunday)**

A female entered the premises at between 20:00 and 21:00 hours. The premises was described by the bar manager, Mr NA, as not busy with around 15 customers present during the evening. Members of staff at the premises provided differing accounts to Sussex Police regarding who was on duty and also the number of occasions the female was served alcohol. All deny serving her beyond her alcohol tolerance level.

.....

At 01.02 hours Sussex Police received a report of the injured female having been located in Worthing town centre a short distance from the premises.

.....

Sussex Police immediately instigated an investigation into this serious incident

3. Statement from NA Bar manager
4. Statement from Mr S Member of Public
5. Statement from JR Bar staff
6. Statement from ZT Bar staff
7. Statement from JL former bar staff
8. Statement from DC Liau

SUSSEX POLICE

3

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

URN

Statement of: [Redacted] A [Redacted]

Age if under 18: 'over 18' (if over 18 insert 'over 18') Occupation: Bar Manager

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: 11th April 2017

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

I am the above named person, I am the Manager of The Motor Cocktail Bar Chatsworth Road, Worthing, West Sussex I have worked here for eleven years, the downstairs is a cocktail bar and upstairs is a night club, I am responsible for managing both. The policy in the bar is that if a customer is refused service of alcohol, but allowed to remain in the bar, the member of staff who refuses them any more alcohol will tell me. The customer is then watched and if their behaviour becomes unacceptable or they try to buy alcohol, they will be removed from the premises.

On Sunday the 19th February 2017 the Cocktail Bar opened at 5pm, I was there when the bar opened. Later that evening, possibly around 10pm or later but I can't be sure, I was in the office at the back of the bar doing some work. A member of bar staff, [Redacted] came into the office to tell me that a female customer had been refused service because she had had too much to drink.

I went into the bar with [Redacted] to see who the customer was and what she was being served. [Redacted] pointed the female out, she was a woman who looked to be in her thirties, she had long

Signature: [Redacted] Signature witnessed by:

Continuation of statement of: [REDACTED]

hair and was quite tall. I kept an eye on this female for a few minutes. She was on her own and dancing by herself to the background music. [REDACTED] told me that she had ordered her a JD and Coke (Jack Daniels) but wasn't going to serve her anymore. I don't know how long the female had been in the bar but she had only been served one drink in my bar. I stayed in the bar then working and talking to customers. It wasn't very busy, at most there would have been about fifteen customers. The female was in the bar until closing time, when she left with someone else after I put the lights up for closing. The female did not cause any trouble, she didn't seem particularly drunk, but I didn't speak to her. She wasn't talking about, she was just dancing by herself and occasionally talking to other customers. I was happy for her to stay in the bar as she wasn't bothering anyone or causing any trouble. She did not try to buy another drink and I didn't see her with any drink at all. As it wasn't busy I would have seen her easily if she had tried to get more alcohol. There is CCTV internally and externally on the premises but I do not have responsibility for that, James Lanz who is the general manager looks after that. There are no CCTV monitors in the office I was using that evening. The only members of staff in the bar on that Sunday evening was [REDACTED] and I, this is normal as Sunday evenings are very quiet. [REDACTED]

Signature: [REDACTED]

Signature witnessed by: [REDACTED]



4

**WITNESS STATEMENT**

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

URN 

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Statement of:

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Hospitality Troubleshooter

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 10/4/2017

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

I am employed as a Hospitality Troubleshooter which involves me visiting any Hospitality location such as a Bar, Club, Café to give advice on why their trade is not as good as it should be. I have 17 years experience in the Licensing trade, as a result of which I am able to assess the drunkenness of an individual.

On Sunday 19<sup>th</sup> February 2017 I had been to a local pub quiz with several friends. About 11.10pm having left the pub four of us visited Molatov bar in Chatsworth Road Worthing.

At this time I was with N , P & M . We went to the back end of the bar and ordered our drinks. Immediately a female who I would describe as white, late 30s – early 40s about 5'7" with blonde shoulder length hair wearing a white vest with no bra engaged our group. It was immediately apparent that she was extremely intoxicated. At this stage on a scale of 1-10 I would say she was already on a 10. She was unsteady on her feet, slurred speech and her eyes appeared glazed. She wanted to dance with us all but we were being friendly and declines saying none of us could dance. She remained happy and friendly and was dancing within 2 feet of us on her own. A few times she leaned on the bar as if to keep herself up in my opinion.

After some 15-20 minutes all four of us went outside, M and P left but and I had a cigarette and then went back inside. We returned to the bar area where we had left our drinks, one beer and one spiced rum and coke. As we returned I saw this female drinking from my spiced rum and coke. I told her it was my drink and took it from her hand. I think she suggested it was hers. I gave it to the Manager A and asked if he would replace it with a fresh one, which he did.

This female seemed to get upset by this and went and picked up a coat from a nearby table and left the club alone. In my view she was still 10 on the drunk scale.

In the short time we were in the club I did not see her served but I have spoken to staff since that night as a



Continuation of statement of  
result of what happened to that lady. They have confirmed they did serve her 2 single Jack Daniels and  
coke. There was no other conversation regarding her being drunk. I have heard a lot of rumour since around  
what happened to her suggesting she was attacked later that night.

If required I would attend Court to give this evidence.



.....

Signature .....

Signature witnessed by: .....

PTO

13



5

**WITNESS STATEMENT**

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

URN 

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Statement of: J. [redacted] R. [redacted]

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Barnmaid 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: [redacted]

Date 14<sup>th</sup> June 2017

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

I have worked at Molotov Vodka and Cocktail Bar situated in Chatsworth Road, Worthing since February 2017.

Just after I started I was made aware that a female customer who had been in the bar on a Sunday night had left the premises, had an accident and died.

This weekend was either my first or second weekend after starting there.

I started work about 8-9pm on the night she was there. I was aware of a woman of about late 30s into her 40s who was alone. She was talking at one stage to J. [redacted] L. [redacted] who did to work there but had left before I started but remained a customer and friends with the staff. I am able to recall she had blonde hair but nothing else about her appearance or clothing. I think she was talking with some other customers.

I served her one drink during the evening which was a single JD and Coke. She was a very happy person and in good humour, she was not being disruptive in any way. I would say she was tipsy but not drunk as I would not serve anyone who is drunk. She did come back for another drink but I decided that I should not serve her anymore to prevent her being drunk and she accepted that without any problem. I told A. [redacted] that I had refused to serve her and he looked at her and agreed with me.

I don't recall seeing her much after that. I do not know what time she left but I think it was before closing time which is between 12- 1230am on a Sunday night/ Monday morning.

A. [redacted] told me about a week later that this lady had an accident and then later he told me she had died.

He told me he had given my details to Police but I heard nothing and later found he had provided them the wrong details by accident.



Mr ZT



8

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: Z [ ]

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

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: [ ] [ ]

Date 12<sup>th</sup> June 2017

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

I previously worked as a Barman at Molotov Vodka-Cocktail Bar in Chatsworth Road Worthing, I was working there on Sunday the 19<sup>th</sup> February 2017 and had started work at about 5pm. It was a quiet night and I actually finished work early at 9pm.

I am aware that a Lady that had been in the Bar that night later had a fall and she died.

I can recall that there was a single female who I would say was about 50 years old. She had shortish hair. I had served her one or two drinks but they were not cocktails. When I served her she was not completely sober but she was not drunk. I would not serve anyone who was drunk as we are not allowed to.

I finished work at 9pm, had a drink and left the bar by about 9.30pm. I did not chat with this woman at all other than to serve her. I could see that she was talking to other people in the bar.

There were other members of staff at the bar when I left, I cannot recall all of them now but A [ ] the Manager, J [ ] R [ ] and J [ ] were still there after I had finished.

I heard later that the lady in the bar had dies after falling.

I cannot describe her any more as you serve lots of people and even if you talk with them you don't really take much notice as you are busy serving. [ ]



SUSSEX POLICE

7

(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: 'Over 18' (if over 18 insert 'over 18') Occupation: 'Student'

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

Signature: [Redacted] Date: 12<sup>th</sup> April 2017

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

I am the above named person, I live at the address provided to the police. For about the past eight years I have worked on and off as the Bar Supervisor at Maxton Cocktail Bar, <sup>AND NIGHTCLUB</sup> Chatsworth Road, Malling. In between there have been quite long periods when I haven't worked there. My last period of working there ended a few weeks ago when I gave up the job for personal reasons, and to study for a new career.

On Sunday evening, the 19<sup>th</sup> February 2017 I went to the bar for a drink about 10pm and stayed until closing at midnight. I met there above and sat at the bar talking to one of the bar staff, Z [Redacted]. Z was the only member of staff on the bar that evening, it was very quiet in there probably only 10 to 15 customers during the couple of hours I was there. Some time after I arrived I saw a lady come in alone, she got a drink at the bar, I think it was a JD and Coke (Jack Daniels), then she sat and sat on one of the bar's by herself. While I was sitting at the bar the lady moved from the sofa to a table just behind me. I didn't see her move I just became aware that she was there, I had been talking and was on my phone quite a bit, I don't know if she bought a

Signature: [Redacted] Signature witnessed by: [Redacted]

Continuation of statement of: J [REDACTED] K [REDACTED]

second drink when she changed seats. After a while the lady came to the bar again, I heard [REDACTED] say "Same skin"? I assume she got another JD and Coke, but she did get another drink. She struck up a conversation with me and we chatted for about 45 minutes. She told me she had been out for a meal with friends, I'm sure she said they were a couple. She told me where they'd been but I can't remember. She told me she had children, a boy and a girl, and we just had general chat. She also mentioned she was disabled. I told her I had a son and our chat mainly centered around her son and my son's love of video games. I have just remembered we chatted for a while before she bought the other drink that she previously mentioned, I think when she first came to the bar she had a drink in her hand. When she bought the other drink, she asked me if I wanted one. I turned it down as I already had one. I went to the gents then when I came back we chatted for about another 5 minutes, then a group of my friends came in, I spoke to the lady for a little while longer then I went to talk to my friends. I recall seeing the lady dancing by herself the live singer had finished by this time and there was background music on. I didn't see this lady again. I went to the Kobab Shop on St. James Gardens at closing time then got a drink home with friends. I can describe the lady as follows: She had blonde wavy hair, average build, she told me she was 48 years old. She did tell me her name but I can't remember it. She was wearing jeans and a vest top, and she had an Ivory or white fluffy jacket with her. She may have been about 5'7" tall but I can't say if she was wearing heels or not. She did not seem drunk, it was obvious she had been drinking but she held a fluent conversation she wasn't fumbling about and she didn't need to hold on to

Signature: J [REDACTED]

Signature witnessed by: .....

Continuation of statement of: [REDACTED]

anything to help her stand up. I didn't see anything about the lady that made me think she was drunk or had any concerns for her safety. About 2 or 3 days after that evening I received a call from the police looking about the lady I had been talking to. I did remember her name at that time, I just can't remember it now. I was very shocked to hear that the lady had died after she left the bar, it didn't make sense as she didn't seem drunk.

I have worked in the discerning trade for a long time and I can spot the warning signs for when someone is drunk, or when there should be concerns for them. I did not see any of those signs when talking with this lady.

The Barman I was talking to on the evening is [REDACTED]. He started working here at the same time as I went back to work here after it was renovated and renamed, in November 2016. We did our bar etiquette and Mixology training together (Cocktail making training).

I had two pints of Ale and a gin and tonic on that evening, I think my last drink was a soft drink.

Signature: [REDACTED] Signature witnessed by: [REDACTED]



### WITNESS STATEMENT

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

URN 

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Statement of: Sara Liau

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

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

Signature: Date: 25<sup>th</sup> September 2017

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

In the early hours of Monday 20<sup>th</sup> February 2017 Police received a report of an unconscious female being found in Chapel Road Worthing. She had suffered a significant head injury and an investigation began into the circumstances leading to this occurrence. The person found was identified as G Pi. The investigation came under the Operational name 'Operation Hemmingway'.

Enquiries revealed that G Pi had visited the Molotov Cocktail bar in Chatsworth Road Worthing in the evening prior to being found unconscious.

CCTV evidence was crucial in the investigation to assist in establishing what had happened to G between leaving the Molotov and being found unconscious at 0102 hours on 20<sup>th</sup> February 2017. It could also provide crucial witnesses to her movements. The Molotov Cocktail bar was contacted on the 20<sup>th</sup> February 2017 by an officer to establish the availability of their CCTV. Police were informed that it was available but that the general manager James Lanz should be contacted on his mobile telephone to obtain it and that he would be available between 1100 and 1700 hours on the 21<sup>st</sup> February 2017.

During the day of 21<sup>st</sup> February 2017 I called the mobile number provided to contact James Lanz. There was no reply to my calls. I left a number of messages and texted the phone in question attempting to contact him. I received no response.

At 2000 hrs on 21<sup>st</sup> February I visited the Molotov Cocktail bar. James Lanz was not present. Staff informed me that they too had been expecting him. No one working at the premises was able to access the CCTV.

I left a note impressing the importance of him contacting me.

On my return to the station I emailed the licencing officer Pauline Giddings asking for assistance in respect of the issue.



Continuation of statement of

On the 22<sup>nd</sup> February I received an email from Pauline Giddings informing me that the CCTV would be ready for collection at 1645 hrs that day. I again visited the Molotov Cocktail bar at the arranged time and met with James Lanz. The footage was not ready to collect as agreed. He informed me that the internal cameras were faulty on the night that G [REDACTED] P [REDACTED] had visited the premises. He said he had reported the system fault on Saturday 18<sup>th</sup> February and that he could provide email proof of this. He said the external cameras were operational and should show her arriving and leaving the premises. He provided details of two potential witness who he believed were in the bar at the relevant time and left at the same time as G [REDACTED] P [REDACTED]. James Lanz informed me he would contact me once the footage was ready.

I returned to the Molotov Cocktail bar at 2030 hours to collect the CCTV. I returned to the station and viewed the footage. The wrong date had been recorded by James Lanz. I immediately called him to try and obtain the correct footage. There was no reply on a number of attempts and I also texted him. He did not respond.

That evening I again emailed Pauline Giddings to assist in expediting this important enquiry.

I understand the CCTV was finally obtained by Police at 1700 hours on Thursday 23<sup>rd</sup> February 2017.

[REDACTED]

Signature .....

Signature witnessed by: .....

PTO

20



**22<sup>nd</sup> February 2017**

Having failed to obtain the CCTV footage DC Liau, approached Mrs Giddings of the NLT to assist in obtaining the CCTV, which at this stage was crucial to the investigation. Mrs Giddings made contact with Mr Wells the DPS and it was confirmed that the required footage would be made available that day. An email confirming this request was forwarded to the premises email address. At 16:45 hours the same day DC Liau attended the premises to collect the footage. Mr Lanz stated, however, that it was not available as he had been busy. He also informed DC Liau that the CCTV footage from inside the premises could not be provided as it had not been working since Friday night. He stated he had an email to prove it. Eventually the external CCTV footage was provided to Sussex Police on 23rd February 2017.

While the CCTV footage from inside the premises is not available to Sussex Police, the footage provided which covers the outside of the premises, together with footage from other CCTV cameras in the area provides a clear indication of the high level of intoxication of the victim leaving the premises.

Police investigations have revealed that, at approximately 00:20 hours the female can be seen on CCTV from outside the premises walking west along Chatsworth Road. Further CCTV images later obtained clearly show the female using the walls and railings to steady herself as she attempts to walk alone along the road. The female suddenly disappears from view at approximately 00:23 hours and is later found fatally injured on a flight of steps.

**(CCTV footage is available for the Committee to view, however it would be necessary for this to be shown 'in camera' out of respect for the lady's family)**

**SIA door supervisors were not on duty at the premises.** No member of staff employed at the premises provided a duty of care for the vulnerable female who, barely able to walk unassisted, left the premises alone at approx. 00:20 hours.

Failure to employ SIA door staff is a breach of the premises licence annexe 3 condition 3

**Furthermore the I.D Scanner was not** in use hampering the process of identifying persons present at the premises during the evening.

.....

9. Emails and invoice re CCTV failure
10. Email from P Giddings to Molotov/DC Liau
11. CCTV Footage outside premises and Police footage
12. Statement SIA supervisor

Giddings Pauline 64321

9

**From:** Turner Steven CT651  
**Sent:** 18 May 2017 10:03  
**To:** Jones Warren CJ903; Giddings Pauline [REDACTED]  
**Subject:** FW: CCTV One Club & Molotov  
**Attachments:** The One Club Invoice185.pdf

FYI

Steve Turner  
Licensing Sergeant  
Neighbourhood Licensing Team, West Sussex  
Tel: 101 Ext. 581214 Mobile: 07912 [REDACTED]

**From:** James Lanz [mailto:liquidworthing@aol.com]  
**Sent:** 18 May 2017 00:25  
**To:** Turner Steven CT651 <Steven.Turner@sussex.pnn.police.uk>  
**Subject:** Fwd: CCTV One Club & Molotov

Steven,

It was good to meet you earlier. Please find below the email correspondence between myself and Dave Bone from 'Barebones Communications' relating to the CCTV cameras.

His details are on the email footers, please feel free to contact him if you require any further information.

Also, please do not hesitate to contact myself or Barry Wells (DPS and company director) if you have any questions relating to this or any other matter.

Over the years, we've always had a strong working relationship with Sussex Police and even more so with the licensing team. There has always been good communication both ways, if ever there was an issue, something licensing weren't happy with, or something they pleased with (Occasionally this did happen) or if there was just something to discuss. Both parties wouldn't hesitate to pick up the phone or send an email.

We do understand the licensing unit is a lot smaller now and you guys have a huge area to cover. However, we hope that you feel you can approach us when ever you want to discuss anything, big or small, give us advice on anything you feel we could be doing better or differently, anything at all. I know sometimes it may not appear like it but we are on your side!

My mobile number is 07919 [REDACTED] Barry's mobile number is 07919 [REDACTED]

Many thanks

James Lanz  
One Retro Ltd

Begin forwarded message:

**From:** Dave Bone [REDACTED]  
**Date:** 27 February 2017 at 15:15:46 GMT

To: "[liquidworthing@aol.com](mailto:liquidworthing@aol.com)" <[liquidworthing@aol.com](mailto:liquidworthing@aol.com)>  
Subject: CCTV One Club & Molotov

Hi James

Please see attached invoice for CCTV repair/upgrades so far at the club and Bar.

The system I installed in Molotov last week is only a loan unit so I haven't included it on the invoice.

I've ordered you a larger memory '8 channel' recorder. This will cope better with the new HD cameras and give you the minimum 28 day storage you need. As soon as it's in, I'll call you to arrange installation.


Thanks

Dave

Managed Services | IT Services | CCTV / Security Solutions | Telecoms | Connectivity



Email: [REDACTED]

 please don't print this e-mail unless you really need to

CONFIDENTIALITY: This email and any attachments are confidential and may be privileged. If you are not a recipient, please notify the sender immediately and do not disclose the contents to another person, use it for any purpose or store or copy the information in any medium.

From: James Lanz <[liquidworthing@aol.com](mailto:liquidworthing@aol.com)>

Date: 18 February 2017 at 19:56:31 GMT

To: [REDACTED]

Subject: CCTV One Club & Molotov

Dave!

Thanks for coming in, yeah I think that's the best option, so yes book us in for Tuesday.

I'll be in from 10am so anytime after that please !

Cheers mate  
James

**From:** [REDACTED]  
**Date:** 18 February 2017 at 13:05:22 GMT  
**To:** "[liquidworthing@aol.com](mailto:liquidworthing@aol.com)" <[liquidworthing@aol.com](mailto:liquidworthing@aol.com)>  
**Subject:** CCTV One Club & Molotov

Hi James,

Apologies for not being able to get to you yesterday, I've been this morning and went through the system.

The first floor and outside cameras all appear to be fine, the cameras in Molotov have power and signal to the splitter box in the office. There's a fault between this point and the splitter behind the reception desk on the first floor. I've tested the Cat 5 link cable, there's no signal coming through it. It looks like it's been severed or damaged.

As discussed before when you had issues with the till data cables. Fault finding or even running a new cable is probably not going to be possible through the restaurant ceiling! I advise fitting a new unit in Molotov and run the cameras in there to this. An extra unit will also give you a bit of redundancy if the main unit was to ever go down.

I won't be able to get the Molotov cameras up and running this weekend. I can fit the above mentioned unit Tuesday?

We can discuss a more long term solution then if your about?

Let me know by Monday midday if you want to go ahead so I can make arrangements?

Thanks

Dave



[REDACTED]  
[REDACTED]  
Worthing  
West Sussex  
[REDACTED]

*Invoice*

Invoice No. [REDACTED]  
Invoice Date: 23/02/2017

**Bill To:**

The One Club  
31 Chatsworth Rd  
WORTHING,  
West Sussex,  
BN11 1LY

**Ship To:**

The One Club  
31 Chatsworth Rd  
WORTHING,  
West Sussex,  
BN11 1LY

- 4 x Cable runs One Club
- 16 x cable adapters
- Fix supplied cameras in Molotovs

**Total £350.00                          VAT £70.00                          £420.00**

**PAYMENT TO BE MADE by Standing order or money transfer within 7days**

Bank details: sort code 20-[REDACTED] account 6-[REDACTED]

number [REDACTED] whose registered office address is Podium House, [REDACTED]

**From:** Liau Sara DL210  
**Sent:** 22 February 2017 22:16  
**To:** Giddings Pauline 64321  
**Cc:** Lowe Alexander CL760  
**Subject:** RE: CCTV 19/20 Feb 2017

Pauline, cctv collected from Molotov tonight – viewed it – he’d recorded the wrong night. He did provide details of two people in the bar that night- below is a copy of my minute regarding this- I’m not sure if Lanz is being deliberately obtuse but I’m concerned that a female has left their premises clearly drunk and they know what has then happened after and yet they are not being particularly helpful- also it seems an unfortunate coincidence that internal cctv is not working and then he records the wrong day.

[REDACTED] There’s not a criminal investigation as such but the coroner may have questions regarding the premises and their actions. I am now Rest days. Alex is nights tomorrow night if you want to email him. Thanks again Sara

11

DC Sara LIAU DL210  
West Sussex Investigations  
Worthing HUB  
Sussex Police

Tel-101 ext 581529

From: Giddings Pauline 64321  
Sent: 22 February 2017 14:26  
To: 'liquidworthing@aol.com' <liquidworthing@aol.com>  
Cc: Liau Sara DL210 <Sara.Liau@sussex.pnn.police.uk>  
Subject: FW: CCTV 19/20 Feb 2017

Good day for some reason this seems not to have delivered hence this resend.  
Pauline Giddings

Divisional Licensing Officer  
Neighbourhood Licensing Team  
West Sussex  
101 x 581443  
01273 404030

From: Giddings Pauline 64321  
Sent: 22 February 2017 14:22  
To: 'liquidworthing@aol.com' <liquidworthing@aol.com>  
Cc: Liau Sara DL210 <Sara.Liau@sussex.pnn.police.uk>  
Subject: CCTV 19/20 Feb 2017

10

Good Morning,

Further to my telephone conversation with Barry Wells this morning can CCTV please be burnt off for the period of 23:00 ~00:30 hours over 19/20 February 2017.  
If you could check ID scan for the presence of G P that may also assist.

DC Liau did attempt to secure this CCTV however there was nobody at the premises who could assist in providing it and she was unable to contact James Lanz.

Could you please confirm the details of the appropriate person at the premises who would be able to provide CCTV in James' absence and if possible their telephone number/contact details.

Could you please confirm that the CCTV is ready for collection via email to both this office and to Sara Liau, thank you.

Regards

Pauline Giddings

Divisional Licensing Officer  
Neighbourhood Licensing Team  
West Sussex  
101 x 581443  
01273 404030

SUSSEX POLICE

12

(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: over 18 (if over 18 insert 'over 18') Occupation: Company Director

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

Signature: [REDACTED] Date: 14/7/17

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

I am the above named person and live at the address above.

I run a Door Supervisor company called Links Security.

One of my clients is the One Club group in Chelworth Road, Horsham. I provide Door Supervisors for One Club and Morocco Cocktail Bar.

Previously I provided door supervisors for One Club on Friday and Saturday nights and for other private or special events. I provided door supervisors for Morocco Cocktail Bar on Tuesday to Saturday nights, from 2200 to close.

This week I have taken additional days from the company to provide door supervisors to Morocco on Sunday and Monday nights from 2200 to close.

On Sunday 19th February 2017 I did not provide any door supervisors to Morocco Cocktail Bar [REDACTED]

Signature: [REDACTED] Signature witnessed [REDACTED] 29703

PTO



During February 2016 PC Vasey conducted vulnerability awareness training of staff at the premises, to reinforce the responsibilities, actions and duty of care necessary for persons selling alcohol on a licenced premises. This training was attended by James Lanz. PC Jones has since asked for records of other staff members who attended the training, but to date they have not been provided by the premises.

### 13. Statement from PC Vasey



### WITNESS STATEMENT

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

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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 14.08.2017

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

On Saturday the 15<sup>th</sup> February 2015, I attended the club that was known at the time as One Club and its associated premises, which is presently known as Molotov at 31 CHATSWORTH ROAD, WORTHING, WEST SUSSEX BN11 1LY.

I attended in my role as a Licensing PC, working as part of the West Sussex Neighbourhood Licensing Team, a position at that time that I had held since July 2010.

I was presenting a version of a Sussex Police Vulnerability Awareness Training that had been specifically designed to be given to staff working at licensed premises, to include Management, Bar Staff and Door Supervisors.

I had liaised directly with the then bar manager James LANZ and had arranged to provide the training prior to the club opening on the Saturday night to ensure the maximum numbers of staff would see the training.

The aim of the training was to highlight vulnerability in customers and other people who staff may come into contact with during the night time economy. This specifically included levels of intoxication either through drink or drugs and the risks that this poses to individuals.

During the training staff were asked to be able identify signs that people are vulnerable and what appropriate action could be taken to reduce the levels of risk to that individual.

We discussed personal responsibility of all staff to ensure that they reduce the risks whilst they work. We



SUSSEX POLICE

MG11



### WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B: Criminal Procedure Rules 2005, Rule 27.1 11(T).

discussed the possible consequences of ignoring vulnerability and that in doing so we increase the risk of that individual coming to harm or being a victim of a serious crime.

The emphasis of the training was to concentrate on the welfare of individuals that staff come into contact with and that they have a responsibility to those individuals to ensure they have a safe night.

Methods of providing support were discussed including, providing water, and establishing who the individual is with. Not just throwing someone out without giving consideration to their levels of intoxication and vulnerability.

The training took just over an hour and took place in the club prior to the club opening, present at the training was the Bar manager James LANZ along with senior members of management and Door Supervision as well as several members of bar staff.

This statement was made at 1130 hours on Monday 14<sup>th</sup> August 2017 at Parkside, Horsham.



**7th June 2017 13:45 (Wednesday)**

PC Jones & PS Standing of the NLT visited the premises which was closed, however Mr. NA identified himself as a manager and invited the officers inside. It was established that Mr. NA had been at the premises and working on the night of 19th February 2017. He confirmed that he and Ms. JR had been on duty. PC Jones requested to see the duty roster for that day, but was advised that it was in One Club on the computer, which he could not access. PC Jones asked that the venue manager, Mr. James Lanz, contact him directly or the NLT providing the information.

While at the premises PC Jones noticed that the drink-ware on the bar was all glass. This contravenes condition 19 of annex 3 of the premises licence which was attached by the Licensing Committee on 23<sup>rd</sup> January 2013 following the review hearing. When this was pointed out to Mr. NA he stated that he was under the impression that they could use glass, and that the Licensing Authority had told them it was ok.

- (19) All drinking glasses and bottles shall be of polycarbonate or tempered glass. Where products are only available in glass bottles, the contents shall be decanted prior to service

1. PC Jones Statement 28<sup>th</sup> June 2017

**23<sup>rd</sup> June 2017 23:10 (Friday)**

PC Jones of the NLT was on duty, and in the Worthing area and conducted licensing visits at both One Club and at Molotov. The DPS Mr. Wells was not present as he was out of the country. The general manager James Lanz was again identified as the person responsible for the management of the premises. PC Jones commenced a check to ensure that there was compliance with the licence conditions. He asked Mr. Lanz to provide the records of staff on duty specifically on 19<sup>th</sup> February 2017, as these had still not been provided, despite having been repeatedly requested previously. Mr. Lanz was unable to do so. He was also asked to provide records pertaining to the training of staff employed at the premises. He was unable to provide these or any training records post 2012. ....

PC Jones then asked to see the dispersal policy, adopted by the management and implemented by the SIA door staff. Mr. Lanz admitted he was unable to produce it, which is a breach of condition 4 annex 3 of the premises licence. ....

During the visit PC Jones noticed that none of the SIA door staff appeared to be wearing Body Worn Video (BWV). He asked Mr Young, the head of Links Security Team, how many BWV cameras were being used. He admitted there were none at either premises. Breaching condition 5 annex 3 of the premises licence.....

When PC Jones asked to view the incident/refusals logs it became apparent that these were not available..... Failure to maintain an incident log at the premises breaches condition 12 annex 3 of the premises licence. ....

Mr. Lanz was asked to demonstrate the CCTV system to enable PC Jones to verify its compliance with the conditions on the licence. After some time he stated that it was a new system. He went on to explain that a new hard drive had been installed the previous day and therefore they no longer had any footage stored of the premises for any of the previous 28 days. This a breach of conditions 16 & 17 & 18 annex 3 of the premises licence, .....

Mr. Lanz stated that all of the documents requested were available, but due to storage issues in the premises, he needed to find out where they were. He was asked to produce all relevant documents by 1700hrs on Tuesday 27<sup>th</sup> June 2017 via email to the NLT email account.

**25<sup>th</sup> June 2017 02:00 (Saturday into Sunday)**

PC Jones of the NLT attended the premises to conduct a Licensing visit. He observed the door staff for some time and noted that they were proactively refusing entry to numerous people who were intoxicated. ....

A number of the customers were seen to be unsteady on their feet, and needed to use the tables, chairs, and the bar to steady themselves while walking around the premises. The officer observed that they were still drinking alcohol. A lone female was observed drinking what appeared to be sparkling wine before she staggered out of the premises, leaving 1 1/2 glasses of sparkling wine un-touched. No obvious intervention was made by bar staff nor SIA door staff to check on the female's welfare.

PC Jones conducted a check of the toilets using an UV light. A toilet attendant was on duty. Traces of cocaine powder were present on the toilet paper dispenser in the male cubicle. PC Jones approached James Lanz who agreed to the officer conducting drug mapping of the premises which involves taken swabs of various areas which would then be analyzed professionally by an Ion Track Itemiser machine.

The results were later analyzed and indicated extremely high readings for cocaine in all of the toilets, including upon the stool used by the male toilet attendant. Throughout the public areas of the premises, readings were consistently very high. The full list of readings is listed below.

A full explanation of the results is contained at **Appendix C** however any reading of 3 and above can be classed as a "high" response, the higher the number, the more recent the exposure and the higher the amount of the identified narcotic. This level of response would not be attributed to cross contamination and is indicative of recent and direct contact with measurable quantities of the narcotic identified by the machine.

Contained at **Appendix C1** is a ground floor plan of the premises

14 PC Jones Statement 28<sup>th</sup> June 2017 (re 25<sup>th</sup> June)


15 Statement G E Security Technology

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Statement of: Warren Matthew JONES  
Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police Officer

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 28<sup>th</sup> June 2017

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

At approximately 0230 hours on Sunday 25<sup>th</sup> June 2017 I was on duty in uniform at Molotov Cocktail and Vodka Bar, 31 Chatsworth Road, Worthing, BN11 1LY in company with the General Manager, James LANZ. With Mr LANZ's permission, 19 swab samples were taken by myself, from various surfaces around the premises. These swabs are Teflon coated fibreglass strips which pick up microscopic amounts of whatever substance is on a surface, such as controlled substances. The samples obtained were all placed individually into separate, fresh, and unused envelopes. Later that same day the sample traps were tested by myself, in the Ion Track Itemiser machine which is situated in the licensing office at Horsham Police Station. I have received training from the manufacturers of the Ion Track machine which enables me to use the machine to test swabs taken and to interpret the results obtained. I ensured that the machine was working correctly prior to the testing of the swabs. The Itemiser is programmed to detect and identify microscopic amounts of many different types of narcotics and will correctly identify contamination down to nanogram (billionth of a gram) levels. Cocaine is one of the most reactive and easy to detect substances in the Itemiser's library. Responses are reported to the user by a simple and clear computer interface. An 'alarm' strength number gives the intensity of the response. This strength is an indication of the amount of narcotic contamination that was collected on the swab taken. The results of those 19 swabs are listed below, indicating where the sample was obtained, followed by the strength of any Narcotic substance detected:

- MALE TOILET: COCAINE - 6.25
- MALE TOILET DOOR: COCAINE - 5.29
- MALE TOILET PUBLIC AREA: COCAINE - 4.45
- MALE TOILET ATTENDANTS STOOL: COCAINE - 5.00
- FEMALE TOILET 1: COCAINE - 6.57
- FEMALE TOILET 1 DOOR: COCAINE - 4.46
- FEMALE TOILET 2: COCAINE - 6.22
- FEMALE TOILET 2 DOOR: COCAINE - 5.16

 *W.M.J.*

FEMALE TOILET 3: COCAINE – 6.00

FEMALE TOILET 3 DOOR: COCAINE – 3.11

FEMALE TOILET PUBLIC AREA: COCAINE – 3.88

BAR: COCAINE – 3.19; MDMA – 1.48

DJ BOOTH: COCAINE – 2.40

OFFICE DOOR: COCAINE 3.75

TABLE A: COCAINE – 3.36

TABLE B: COCAINE – 3.30

TABLE C: COCAINE – 3.44

TABLE D: COCAINE – 3.36

TABLE E: COCAINE – 2.67


Alarms of between 1 and 2 times the alarm threshold can be classed as a 'low' response. It could be attributed to cross contamination of the surface tested, background contamination, or greatly degraded historic contamination. It is not indicative of recent direct contact.

Alarms of between 2 and 3 times the alarm threshold can be classed as a 'medium' response. It could be attributed to cross contamination of the surface tested or recent historic contamination that may have been left a number of days prior to the sample being taken.

Alarms of between 3 and 4 times the alarm threshold would be classed as a 'high' response. This level of response would not be attributed to cross contamination and is indicative of recent and direct contact with measurable quantities of the narcotic identified by the machine.

Readings of 4.00 and above are estimated to relate to microgram amounts of contamination being transferred to the swab. This level of contamination is not generally experienced in any other environment than somewhere that has been in direct contact with a bulk amount of the source narcotic, in this case cocaine. This level is not generally experienced as background contamination or through incidental cross contamination by being in close contact with other contaminated areas or persons.

This statement and the enclosed results cannot be used in any Criminal investigations, and are provided on the understanding that they will only be used in civil proceedings.

 *ELG*

 *ELG*



### GE Security Technology Statement

The Itemiser is programmed to detect and identify microscopic amounts of many different types of narcotics. Cocaine is one of the most reactive and easy to detect substances in the Itemiser's library. Responses are reported to the user by a simple and clear computer interface. An "alarm Strength" number gives intensity of the response. This strength is an indication of the amount of narcotic contamination that was collected on the sampling media used; in the case of Itemiser Mk 2, a cotton - paper disk and with the Itemiser 3 a Teflon coated fibreglass strip. These traps are cleaned and packed by GEIT in Boston, USA to ensure they are not contaminated before use. They should also be checked before use on site in a customs or police application.

Samples are taken from areas likely to contain fingerprints from the target subject but not necessarily directly from the person themselves. The machine will correctly identify contamination down to nanogram (billionth of a gram) levels.

Alarms of between 1 and 2 times the alarm threshold can be classed as a "low" response. It could be attributed to cross contamination of the surface tested, background contamination, or greatly degraded historic contamination. It is not indicative of recent direct contact.

Alarms of between 2 and 3 times the alarm threshold can be classed as a "medium" response. It could be attributed to cross contamination of the surface tested or recent historic contamination that may have been left a number of days prior to the sample being taken.

Alarms of between 3 and 4 times the alarm threshold can be classed as a "high" response. This level of response would not be attributed to cross contamination and is indicative of recent and direct contact with measurable quantities of the narcotic identified by the machine.

Readings of 4.00 and above are estimated to relate to microgram amounts of contamination being transferred to the sample media. This level of contamination is not generally experienced in any other environment than somewhere that has been in direct contact with a bulk amount of the source narcotic, i.e. this level is not generally experienced as background contamination or through incidental cross contamination by being in close contact with other contaminated areas or persons.

It should be noted that the presence of any response to drugs using the Itemiser could be used as grounds for furthering an investigation depending on the SOP of the enforcement agency using the device.

A full technical introduction to the Itemiser detection principals follows.

## Technology Notes - Trace Detection Technologies

The three most prevalent technologies available for trace detection of narcotics and explosives include Ion Mobility Spectrometry (IMS), Combination Gas Chromatography-Chemiluminescence (GC-CLD), and enhanced IMS, or Ion Trap Mobility Spectrometry (*ITMS*). A fourth combination gas chromatography and mass spectrometry (GC-MS) is also available, but it is used mostly in lab-related equipment.

*IMS* separates ionized molecular compounds on the basis of their transit times (sometimes called "time of flight" or "drift time") when subjected to an electric field in a tube. This time is then compared to stored transit times of known compounds making it possible to distinguish the target material (explosives or narcotics) from other molecules. This technique is fast and makes a compact device possible. Gaseous samples enter an ionization chamber where an ionization source emits low-energy beta particles resulting in ion formation in the gaseous phase. A gating mechanism allows the ions of the correct polarity to pass through the shutter grid and enter the ion drift region where an applied electric field mobilizes the ions. Less than 1% of the ions created in the ionization chamber actually reach the drift tube as more than 99% of the ions are discharged on the shutter grid. The rate at which these ions traverse the ion drift region is inversely proportional to the size of the ion. This correlation allows for the identification of the analyte of interest.[3]

**GC-Chemiluminescence** uses quantitative measurements of the optical emission from excited molecules to determine analyte concentration. Although GC-CLD technology has good sensitivity and selectivity, its range of detection is fairly limited. The GC-CLD technology employed in explosive detectors can only detect nitro compounds. Today, with the ever-increasing threat of non-nitro substances such as HMTD and TATP that are outside the detection range of this technology, the practical application of GC-CLD as an option for security outside the structured controls of a laboratory is limited. In addition, there are practical concerns about the expense of maintenance, instrument complexity, high consumable gas costs, and containment of potentially harmful materials, such as ozone, from the operator.

*ITMS*, like IMS, separates ionized vapors and then measures the mobility of the ions in an electric field. In the typical implementation of *ITMS*, the gaseous sample passes through a semi-permeable membrane prior to ionization. Also like IMS, the gaseous samples then enter an ionization chamber where an ionization source emits low-energy beta particles resulting in ion formation in the gaseous phase. Unlike IMS, however, the ionization in *ITMS* is allowed to reach equilibrium in a field free region and then pulsed into the drift tube where an electric field accelerates the ions to the collector. Note that in the *ITMS* detector, the shutter grid does not exist, resulting in a much greater portion of the ions entering the drift tube.

### **Performance Requirements of Trace Detection**

When comparing these technologies, there are important performance requirements that we can use to evaluate their application for checkpoint, facility, or event security. The requirements include sensitivity, selectivity, and range of compounds detected, logistics, and reliability/maintenance:

**Sensitivity (detection effectiveness)** is the degree of response of an instrument to an introduced concentration. In other words, how much of an explosive or narcotic material is required to detect it. In real world application of these devices, we must realize that there is a time limit to complete the analysis in order to process sample targets through the unit, typically in the 3- to 10-second range. Assuming this is a realistic range, GC-CLD technology will have a loss in selectivity, as the GC column will not provide enough separation of the nitro compounds over this analysis time.

Traditional IMS loses sensitivity with the loss of ions to the shutter grid with its non-equilibrium ionization. ITMS enhances the sensitivity through many methods.

**Selectivity** is the ability to distinguish between compounds. Typically when sampling for explosives or narcotics, other materials are present and the threat signals need to be selected by the technology. All three technologies are able to accurately select the threat compound if it is present above the sensitivity level of that detector, although there are significant operational differences.

**Range of compounds detected** is quite simply the spectrum of material that the device can detect simultaneously. GC-CLD concentrates on distinguishing between nitro compounds, but detects *only* nitro substances. IMS detects *either* negative or positive ions, but not both at the same time. ITMS simultaneously detects negative and positive ions, including both nitro and non-nitro target substances.

**Logistics** incorporate practical application issues present with each technology. This could include regulatory issues for ozone, radioactive sources, bottled gases, etc. IMS and ITMS contain radioactive sources. GCCLD requires handling of sensitive gases such as hydrogen, ozone, or helium.

Finally, recent advancements in ITMS technology incorporate engineered high-speed switching systems that allow for millisecond alternating from positive to negative ion mode, thereby allowing for simultaneous detection and analysis of target positive and negative ions. Most narcotics have a positive ion affinity, while most explosives have a negative ion affinity; however, there are some important exceptions. TATP, for example, is an explosive that is seen as a positive affinity molecule, which would not be detected in a traditional IMS in single-mode operation for explosives. Detection limits for real world samples in ITMS in vapor sampling mode are in the picogram range.

### **Summary**

As we look to implement a total solution for security, trace detection technologies become an integral component of that solution. Complementing x-ray scanners and metal detection, trace detection closes security loopholes by detecting microscopic particles that remain on clothing, luggage, ID cards, and more after explosives or narcotics are handled. Because it can sniff out vapors that build up in confined spaces, trace detection is especially effective for finding contraband hidden in compartments, suitcases, and lockers. ITMS technology offers the advantage of detecting a wider range of targeted substances in a more flexible detector design. Therefore it is ideal for practical applications such as checkpoint security, and screening vehicles, personnel, shipside, sea craft, packages, luggage, and cargo.

**References** [1] J. Brokenshire, N. Pay, "Ion mobility spectrometry" in International Laboratory, Graseby Analytical Ltd, Warford, Herts, England, **1989**, p4 [2] P. Z. Jankowski, A. G. Mercado, S. F. Hallowell, "FAA Explosive Vapor/Particle Detection Technology" Proceedings "Applications of Signal and Image Processing in Explosives Detection Systems", Boston, Massachusetts, 16-17 Nov. **1992** Volume 1824, pp13-27 [3] Eiceman, G.A., Karpas, Z., "Ion Mobility Spectrometry" CRC Press **1994**. [4] ITMS (U.S. Patent No. 5,200,614). [5] McGann, W.J., Jenkins, A., Ribiero, K., Napoli, J., *SPIE on Substance Detection* Vol. 2092, **1993**. [6] McGann, W.J., *SPIE on Chemistry and Biology-based Technologies For Contraband Detection*, Vol. 2937, **1996**. [7] Haigh, P.B., "Dual Mode Detection" technical presentation, GE Ion Track, Wilmington, MA, **2003**. **T E C H N I C A L P A P E R** For more information on ITMS products call, email or consult our website. 1.978.658.3767/sales@iontrack.com/www.iontrack.com GE Ion Track Limited

**28<sup>th</sup> June 2017**

Following further requests the premises dispersal policy was emailed to PC Jones by James Lanz. From checking the document it appears to have been created on 27<sup>th</sup> June, 2017.

Mr Lanz also confirmed in his email that he had still not been able to locate any staff training records, or the staff rotas that PC Jones had requested on 23<sup>rd</sup> June 2017.

16. Dispersal Policy

# Molotov

## Dispersal Policy

The manager will liaise with the door staff and the DJ. The manager will decide when the bar is to close. (This will be no later than the licensed permitted time, but can be earlier if they feel the bar too quiet or to prevent any anti-social behaviour.)

The DJ will notify/remind the customers 10mins before the bar is to close... including telling them its last orders at the bar, thanking them for coming and asking them when they leave to leave quietly and peacefully. This will give the customers enough time to get 1 last drink and prepare them for when the night ends.

The Door staff and manager will usher customers out the venue in a friendly manner, not allowing any drinks to be taken outside, checking the toilets are empty and no personal belongings have been left behind.

The Door staff will then staff outside the venue, keeping the customers quiet and off the road. Also being proactive by talking to the patrons making sure they have arrangements for getting home safely. This will show the customers that the door staff are alert and present which will also help deter any antisocial behaviour.

The door staff will remain working until the area outside the venue is deemed safe, there are no vulnerable people and/or all customers have headed home or are in a responsible group waiting to be collected.

If any person at any time is deemed to be vulnerable, door staff are to notify management who will assess the situation and taken appropriate steps which may include and not necessarily in this order:

- Recording personal details and any relevant info.
- Calling the street Pastors.
- Calling the Police.
- Calling for an Ambulance.
- Gathering information from friends.
- Calling their parents.
- Arrange and if required the venue will pay for transport home.
- Providing this is safe to do so, a family member is aware of the situation, and has agreed to take responsibility of the vulnerable person when they arrive home and there is a friend or relative who can accompany them on the journey.

**29<sup>th</sup> June 2017**

Sussex Police have been advised that there are no incident logs held which are specific to Molotov, all records are kept within One Club. The incident logs for Molotov / One Club were provided by Mr. Lanz to Sussex Police. These have been examined against records held by Sussex Police of incidents reported to the police. There are significant unexplained discrepancies in these records which we would not expect to see from records which had been made and correctly captured at the time of each incident.

17 PC Jones statement 17<sup>th</sup> August 2017

18 Incident Logs



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: Warren Matthew JONES

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police Constable CJ903

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

Signature: [Redacted Signature]

Date 17th August 2017

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

On Wednesday 28th June 2017, I received a number of emails from James LANZ, in relation to licensing visits I conducted at Molotov Cocktail and Vodka Bar (Molotov), and ONE Club, both in Chatsworth Road, Worthing, on Friday 23rd June 2017. These emails contained a number of files which Lanz identified as being documents I had previously requested from the two premises, but could not be produced for inspection at the time of my visit.

I opened a WORD document identified as being the dispersal policy for Molotov. I checked the document INFO page, which showed that it had been created at 2157 hours on 27th June 2017. I then opened a WORD document identified as being the dispersal policy for ONE Club. I checked the document INFO page, which showed that it had been created at 1455 hours on 27th June 2017.

It is apparent that neither document existed at the time of my licensing visit on 23rd June 2017.

In one of his emails, LANZ stated that the door staff's incident book for the two premises, which had not been at the premises and available for inspection at the time of my visit, was now at ONE Club. I requested that he hand it in to Chatsworth Road Police Station in Worthing, for my attention, which he did the following day.

I collected the incident book and subsequently inspected it. The records were dated from Friday 3rd February 2017 to Saturday 17th June 2017. I initially checked the records for recent incidents that the police were already aware of, but could not find any mention of them. I then checked each dated entry, cross referencing any incidents with police records for those dates. I could not find any links.

On an entry dated 4th February 2017 the author had referred to Molotov as RETRO BAR. I was aware that the RETRO bar had closed in November 2016.

On an entry dated 3rd March 2017, the author noted a police inspection at 0023 hours. I could find no trace of this inspection in the Police licensing records held on the InnKeeper system. Searching the InnKeeper system further, I did find a record of a visit that appeared to correlate, dated 9th November 2014.

[Redacted Signature]



Continuation of statement of Warren Matthew JONES

A further entry dated 3<sup>rd</sup> March 2017 showed that a customer had been found in possession of a suspected drug, and enquiries had been handed over to the police. I could find no trace of this matter on police systems for that date, but on further inspection, found a record of what appeared to be the incident, including the customer's details, but dated 9<sup>th</sup> November 2014.

On an entry dated 25<sup>th</sup> March 2017 the author detailed an assault on doorstaff, and listed the police crime reference number. I noticed that the crime reference number was issued in 2014, and on checking police records I saw that the incident had actually occurred on 23<sup>rd</sup> November 2014.

I continued to check the incident records, and began to notice that some of the later dated pages were copies of pages dated earlier in the year. The page dated 28<sup>th</sup> April 2017 was identical to that dated 31<sup>st</sup> March 2017, apart from the date at the top of the page. The page date 29<sup>th</sup> April 2017 was identical to that dated 4<sup>th</sup> February 2017, apart from the date at the top of the page. I found three further pages that were also copies of earlier dated pages.

It was clear that the whole incident book had been fabricated from documents created years before, and bore no relevance to what it purported to be.

I seized the original incident book as evidence, and produce it as my exhibit marked WMJ/03.

On Friday 14<sup>th</sup> July 2017, I was on duty in full uniform, when I attended ONE Club and Molotov to inspect the ID Scanning system at each venue. At 2214 hours I went to Molotov, where I spoke to the bar manager, a male I know to be N [REDACTED] AM [REDACTED]. I asked him if he could show me, on the system, a list of all ID scans that took place on 19<sup>th</sup> February 2017. He confirmed that the ID Scanner at each premises were not linked. A few minutes later he confirmed that there had been no scans on that date. I took two photos of the ID Scanner's screen, which I produce as my exhibit WMJ/04.

At 2225 hours I went to ONE Club, in company with A [REDACTED], where a member of the door team assisted me with the ID Scanner at that venue. I asked him if he could show me, on the system, a list of all ID scans that took place on 19<sup>th</sup> February 2017. While he was conducting the search, the general manager James LANZ arrived. After a short while the member of doorstaff confirmed that there weren't any records for the 19<sup>th</sup> February 2017, adding that the front door would not have been in use on a Sunday.

At 2230 hours I spoke with LANZ, and again asked him to provide me with a number of outstanding documents from my original licensing visit on 23<sup>rd</sup> June 2017. I reminded him that the documents requested should have been produced "on request", and that it was now three weeks since that request. LANZ subsequently produced the documents via email, the following night, and on request, dropped the originals

Signature

[REDACTED SIGNATURE]

Signature witnessed by:

PTO

Continuation of statement of Warren Matthew JONES at the police station for full inspection. On inspection of the staff rotas' and the staff training records, it was clear that at least ten training records were not produced. Additionally, on the staff training records provided, there was no record of any follow up or refresher training having taken place following the staff member's initial induction training.

At 0309 hours on Saturday 15<sup>th</sup> July 2017 (Friday 14<sup>th</sup> July 2017 trading period), I was on duty in full uniform when I began to monitor the dispersal of customers from the two venues.

I could see that the Late Night Refreshment van situated in the smoking area of ONE Club was still trading. The member of staff operating the van was serving customers, the van was illuminated, with the hatch up, and there was a queue waiting to be served.

Premises Licence LN/100001196 issued by Worthing Borough Council in respect of ONE Club permits the licensable activity of Late Night Refreshment, on Fridays, between 2300 and 0300 hours.

Whilst I monitored the van, a member of the door team came into the smoking area, and requested customers not to sit down next to the van. He made no effort to remove the customers, or to end the provision of Late Night Refreshment.

I left the smoking area and went to the front door of ONE Club, and asked one of the door supervisors to call James LANZ for me. While I was waiting for LANZ, I saw a male I know to be Y [REDACTED], standing in the middle of Chatsworth Road. Y [REDACTED] runs the company that provides Molotov and ONE Club with door supervisors. He was dressed smartly in a suit, but I could see that he did not have an SIA licence prominently displayed. Y [REDACTED] was proactively directing members of his door team in the dispersal procedure.

At 0313 hours LANZ joined me at the front of ONE Club, and I pointed out to him that the Late Night Refreshment van was still trading, beyond the premises licence permitted hours. LANZ acknowledged this, but made no effort to address it until I told him that he needed to stop the trading immediately. At this point LANZ closed the smoking area gates, ejecting all of the remaining customers.

At 0316 hours I saw that Y [REDACTED] was interacting with a group of female customers who were being loud, and was calming them down. A short time later I could see that he was engaging in the dispersal of customers who were loitering in the road. I approached Y [REDACTED] and reminded him that he needed to be wearing his SIA licence if he was going to undertake door supervisor duties.

I was unaware at that point that Y [REDACTED] SIA licence had expired some time previously, and he was effectively operating unlicensed.

Signature

[REDACTED SIGNATURE]

Signature witnessed by:

.....

PTO

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At 10:45 one IC1 male who had previously been barred was refused entry at the front door. He was verbally abusive then he left. No injuries sustained. No police required.

At 12:20 one IC1 male was hit in the face on the dancefloor. He declined medical and police assistance. Cut lip sustained.

At 12:22 one IC1 male was hit in the face in the North bar. He declined medical and police assistance. Cut lip sustained.

At 12:50 two IC1 females were fighting in the reception area. Both were removed. Police intervened at one females request. Hair pulled was injury sustained. All correspondance to Dave (doorman)

At 01:15 the two females above were fighting again outside. The police took over the case.

At 01:25 two IC1 males were fighting in the Icebar. Door staff and management intervened to remove the males. A complaint was made to Ian (head doorman) and James (General manager) regarding harsh treatment by Paul (manager) and Alan (doorstaff). On going investigation.

At 02:24 one IC1 male was fighting an IC3 male in the North bar. The IC1 male was asked to leave after hitting the IC3 male. No injuries sustained. No police required.

At 02:57 two polish males were fighting in the reception area. Both males were removed from the premises. Both males were barred for a year. No injuries sustained. No police required.

SAT 4-2-2017

At 11:34pm in the retro bar toilets a young male was searched due to showing characteristics and behaviour of being under the influence of drugs. A small plastic bag of white powder was found. This was placed into an evidence bag. Evidence bag no SB800068971 was handed to the manager. The young male was escorted off the premises and barred for life. No police required. No injuries sustained.

At 01:53 in the Ice bar 5 IC3 males were fighting each other. All were asked to leave the premises. 3 were escorted out of the front door. 2 were escorted out of the rear exit. No injuries sustained. No police required.

At 02:40 at the North bar 4 IC1 females aged 18 and 19 were fighting each other. All were asked to leave the premises. 2 were escorted out of the front exit. 2 were escorted out of the rear exit. No injuries sustained. No police required.

At 00:37 one IC1 female was found unconscious in the toilets. She was brought round and given water. She was taken to the front door and passed to the Street Pastors. No injuries sustained. No police required.

At 02:50 two IC1 males were fighting in the smoking area. Both were asked to leave. One via the front door. One via the back door. No injuries sustained. No police required.

At 02:55 one IC1 male was fighting in the smoking area. He was removed via the front door. While outside he became aggressive and started fighting with the police. He was arrested. Injuries sustained including a cut face and a bump on head.

SAT 11-2-2017

At 11:30 1 IC1 male aged around 18 was refused entry at the front door due to previous rudeness and aggravation towards door staff. The male left. No injuries sustained. No police required.

At 11:45 1 IC1 female aged about 18 was refused entry at the front door due to previous fighting and refusal to leave. It was explained to the female she has a 3 month ban from the premises. The female left. No injuries sustained. No police required.

At 01:06 Mr [REDACTED] G [REDACTED] was hit in the face at the North bar. He sustained injuries to his left lip area. [REDACTED] was advised to go to hospital but he refused. He was asked if he would like to press charges but he declined. His assailant had already left the premises. No police required.

At 02:05 in the reception area 1 IC1 male who is at present barred from the premises was asked to leave. The male left with 15 of his friends with no problems. No injuries sustained. No police required.

At 23:10 one IC1 male was being threatening and abusive to bar staff in the Retro bar. He was later identified as J [REDACTED] of 22 [REDACTED]. He was asked to leave the premises and given a six month ban. No Police required. No injuries sustained.

At 02:30 two IC1 males were drunk in the North bar. One male was being aggressive and abusive to door staff. Both males were asked to leave and escorted out of the North exit. No injuries sustained. No police required.

At 02:40 four IC1 females were fighting in the North bar. All were asked to leave the premises. Two were escorted out of the front exit. Two were escorted out of the back exit. No injuries sustained. No police required.

SAT 18-2-2017

At 01:05 one IC1 female was found passed out in the toilets. She was brought round and given water. Her friend took her home. No injuries sustained. No police required.

At 01:30 two IC1 males were fighting on the dancefloor. Both males were removed. One via the front door. One via the back door. No injuries sustained. No police required.

At 02:30 two IC1 males were fighting in the Ice bar. Both males were removed. One via the front door. One via the back door. No injuries sustained. No police required.



At 11:00 J [REDACTED] F [REDACTED] attempted to gain entry to the Retro bar. He was informed he was not permitted on the premises and the matter is on-going. He left after giving some verbal abuse. No injuries sustained. No police required.

At 00:00 one IC1 female who had been spoken to previously about her behaviour started fighting with 3 other females in the North bar. She refused to leave so was physically removed by door staff via the front door. She continued to be verbally abusive to door staff while outside and was removed by the police. No injuries sustained.

At 01:06 one IC1 male was hit in the face in the North bar. He was treated for first aid. When recommended he went to hospital he refused. When asked if he would like to press charges he refused. The male went back into the club. No police required. Cut lip sustained.

At 01:47 one albanian male was being aggressive. He was calmed down. His group of friends left with him with no further problems. No injuries sustained. No police required.

01:30 ICI female early twenties was asked to leave due to being intoxicated. She was later identified as Miss B [REDACTED]

At 01:33 an ambulance was called for an ICI female. Reg A [REDACTED] Number 15 [REDACTED] [REDACTED] See Jan.

At 01:40 a police inspection took place. CB51 0023.

(1) At 02:00 two ICI males were fighting in the cloakroom. Both males were asked to leave via separate exits. No police required. No injuries sustained.

At 02:55 one ICG male was found in possession of one bag of white powder. Evidence bag number

[REDACTED] 004

Identification taken from his driving licence.

[REDACTED]

T [REDACTED]

C [REDACTED]

(1) M [REDACTED]

II: [REDACTED]

N [REDACTED]

Police following up incident.

SAT 4-3-2017

11-23 a ICI female was searched and an empty bag was found. Female refused entry. Female identified as Mrs H [REDACTED] T [REDACTED] D.O.B. [REDACTED] 96.

Car registration [REDACTED] [REDACTED]. Suspected drug dealer.

FRI 10-3-2017

At 00:21 two ICI males were fighting in the cloakroom.  
Both were removed from the premises via separate exits.  
No injuries sustained. No police required.

At 00:30 one of the above ICI males started fighting with  
security staff. The male was arrested. Ongoing police  
investigation.

At 01:54 three ICI males were fighting with two ICI males  
in the smoking area. The two groups were removed  
separately from the premises. No injuries sustained. No  
police required.

SAT 18-3-2017

At 23.30 one ICI male in his thirties was being abusive to bar staff in the Ice Bar. He was asked to leave and became aggressive to door staff. He was removed and arrested on his departure.

At 02.10 one ICI male hit another ICI male on the dance floor. He was asked to leave. No injuries sustained. No police required. Male is currently barred.

At 02.50 one ICI male became aggressive in the reception area. He was asked to leave and refused. Door staff restrained and removed him. No injuries sustained. No police required.

FRI 24-3-2017

At 11.44pm an 1ci female was asked to leave for anti social behaviour in the smoking area. No injuries sustained. No police required.

At 23.45 an 1ci male was asked to leave for being intoxicated in the smoking area. No injuries sustained. No police required.

At 00.45 an 1ci female hit a manager in the North bar. The female was restrained and removed from the premises. No charges brought against her. No injuries sustained. No police required.

At 01.10 one 1ci male was removed from the premises for being aggressive on the dance floor. No injuries sustained. No police required.

SAT 25-3-2017

At 23.20 one 1c1 male was being rude to bar staff in the Ice bar and was asked to leave. He refused and became verbally abusive. Security staff removed him from the premises. No injuries sustained. No police required.

At 00.15 and 1c1 male was spitting at bar staff in the East bar. He was asked to leave. He refused. Security staff restrained him and removed him. The male continued to be abusive in the reception area and was arrested as he left the premises. Ongoing police investigation. The male was barred from the premises for life. Male identified as Mr P [REDACTED]

At 00.47 one 1c1 male was asked to leave the premises for being abusive to customers. He refused. Security staff restrained and removed him. No injuries sustained. No police required. The male is currently barred.

At 00.50 an 1c1 male with a moustache was asked to speak to the security staff but reacted violently. One door staff (James) was grabbed on the testicles. Another door staff (Mick) was punched in the right eye. Another door staff (Paul) was grabbed on the testicles. The police arrived and arrested the male. Ongoing police investigation. Male bailed. Crime number - [REDACTED] [REDACTED] [REDACTED]

At 02.45 4 1c1 males were fighting in the smoking area. All were removed separately from the premises. One male received a hurt lip. No police required.

Between 01:01 and 01:20 10 1c1 males were fighting in the cloakroom. This spilled into the North bar. Five of the males were removed via the North exit. The other five males were taken out of the front entrance where they continued to fight with four 1c3 males. The five males are believed to be from Bognor. They are now barred. No injuries sustained. No police required.

At 01:45 one 1c3 male was being aggressive to reception staff. He was removed from the premises and barred. No injuries sustained. No police required.

At 02:30 one 1c1 male tried to hit an 1c1 female while in the smoking area. Door staff intervened and the male continued to fight with Mo (door member). During the fight the male hit his head on the ground. Other door staff restrained the male and removed him. The male accused Mo of assault so the police were called. The police watched the CCTV footage and decided no charges to be brought against Mo. The male was given medical treatment in an ambulance then he was arrested. Police number [REDACTED]



APRIL

SAT 1-4-2017

At 00:45 two 1c1 males were fighting on the dancefloor. One was removed via the back exit. One was removed via the front entrance. No injuries sustained. No police required.

At 01:50 seven 1c5 males were fighting with two 1c5 males and two 1c5 females. The seven males were removed via exit A. No injuries sustained. No police required.

At 02:10 one 1c5 male was fighting with two 1c3 males in the Ice bar. The 1c5 male was removed and barred. No injuries sustained. No police required.

At 02:10 one 1c3 male was asked to leave for continuously refusing to remove his cap while in the Ice Bar. He became aggressive and was removed from the premises. He is now barred. No injuries sustained. No police required.

At 02:15 one 1c1 female punched an 1c3 female in the face while in the smoking area. The 1c1 female was named as D [REDACTED] P [REDACTED]. She was removed and barred from the premises. No injuries sustained. No police required.

At 02:25 one 1c1 female hit another 1c1 female who then sustained a chipped tooth. The attacker was removed. She was barred and put on the system. No police required.

At 10:45 a female named as Miss H [REDACTED] P [REDACTED] C [REDACTED] was searched at the front door. A green substance was found. This was bagged (evidence bag number - [REDACTED] and given to the General Manager. Her address is [REDACTED] [REDACTED] [REDACTED]. Date of birth - [REDACTED]. The female was barred. No injuries sustained. No police required.

At 00:10 4 ic1 males were fighting on the dancefloor. 2 were removed via the back exit, 2 were removed via the front entrance. No injuries sustained. No police required.

At 01:12 one ic1 male was hit in the face by another ic1 male on the main dance floor. The male who hit him was removed.

The male who was hit - named as A [REDACTED] M [REDACTED] of [REDACTED] [REDACTED] then tried to fight with security staff. A [REDACTED] was arrested. Police number [REDACTED]

SAT 8-4-2017

At 23:25 an ICI male known as T [REDACTED] who is barred tried to enter the premises. He was refused and became verbally abusive. The police removed him.

At 23:45 an ICI male was found being sick. An ambulance was called and he left in the ambulance.

At 01:30 an ICI female alleged her drink was spiked. The general manager looked after her until her mum collected her and took her home.

At 02:45 an ICI male was being aggressive to bar staff in the North bar. He was asked to leave but removed as he refused. He is now barred. No injuries sustained. No police required.

FRI 14-4-2017

At 10:35 an 1ci female known as E [REDACTED] A [REDACTED] had her bag searched at the front door. A bag of green substance was found. The female snatched the bag back and ran away. The female is now barred. No injuries sustained. No police required.

At 11:30 two 1ci males were fighting on the dance floor. 1 was removed via the back exit. One was removed via the front entrance. No injuries sustained. No police required.

At 12:30 three 1ci males were fighting on the dance floor. One was removed via the back exit. Two were removed via the front entrance. No injuries sustained. No police required.

At 12:35 four 1ci males were fighting at the back of the DJ box. Two were removed via the back exit. Two were removed via the front entrance. No injuries sustained. No police required.

At 00:45 two 1ci males were fighting in the V.I.P. area. One was removed via the back exit. One was removed via the front entrance. No injuries sustained. No police required.

At 00:50 two 1ci males were searched at the front door. Both were found in possession of a white substance. Each was bagged (evidence bag numbers - [REDACTED] and [REDACTED]) and given to the general manager. The males were named as R [REDACTED] of [REDACTED] [REDACTED] and K [REDACTED] of [REDACTED] [REDACTED]. Both males are barred. No injuries sustained. No police required.

SAT 15-4-2017

At 23:55 an ICI male tried to hit a member of door staff (N [REDACTED] K [REDACTED]). The male was removed and barred. No injuries sustained. No police required.

At 00:30 an ICI female known as M [REDACTED] was allegedly drunk and became verbally abusive. The female was removed from the premises. No injuries sustained. No police required.

At 00:35 an ICI female suffered an apparent panic attack. The general manager took her to exit A. When she felt better she went back into the premises.

At 01:00 one ICI male known as C [REDACTED] punched another ICI male in the face. Both males were removed. No injuries sustained. No police required.

At 01:50 a large group of males were asked to leave the night bar as they were getting rowdy. All left. No injuries sustained. No police required.

FRI 21-4-2017

At 00:12 an 1c1 female was found passed out allegedly drunk in the North bar. An ambulance was called and they took the female to hospital

At 01:30 four 1c1 males were fighting in the North bar. Two were removed via the back exit. Two were removed via the front entrance. No injuries sustained. No police required.

At 02:45 3 1c1 males were fighting another three 1c1 males in the cloakroom. All six males were removed from the premises. Three of the males left. Three of the males were arrested for breach of the peace.

SAT 22-4-2017

At 01:00 an 1c1 male was searched on the front door. He was believed to be under the influence of drugs. He flew into a rage and became aggressive towards door staff and police. He then hit his head on a wall. The police took him to an ambulance but he again became aggressive to ambulance staff. The police escorted him in the ambulance to A and E. The matter is ongoing.

At 02:10 an 1c1 male known as J [REDACTED] who is barred tried to gain entry to the premises. He became aggressive when refused entry.  
( No injuries sustained. No police required.

At 02:30 an 1c3 male named as I [REDACTED] S [REDACTED] was allegedly drunk at the front entrance so was refused entry. He became aggressive and is now barred. No injuries sustained. No police required.

FRI 28-4-2017

At 00:45 two 1c1 males were fighting on the dancefloor. One was removed via the back exit. One was removed via the front entrance. No injuries sustained. No police required.

Between 01:01 and 01:20 10 1c1 males were fighting in the cloakroom. This spilled into the North bar. Five of the males were removed via the North exit. The other five males were taken out of the front entrance where they continued to fight with four 1c3 males. The five males are believed to be from Bognor. They are now barred. No injuries sustained. No police required.

At 01:45 one 1c3 male was being aggressive to reception staff. He was removed from the premises and barred. No injuries sustained. No police required.

At 02:30 one 1c1 male tried to hit an 1c1 female while in the smoking area. Door staff intervened and the male continued to fight with Mo (door member). During the fight the male hit his head on the ground. Other door staff restrained the male and removed him. The male accused Mo of assault so the police were called. The police watched the CCTV footage and decided no charges to be brought against Mo. The male was given medical treatment in an ambulance then he was arrested. Police number - [REDACTED]



SAT 29-4-2017

At 11:34pm in the retro bar toilets a young male was searched due to showing characteristics and behaviour of being under the influence of drugs. A small plastic bag of white powder was found. This was placed into an evidence bag.

Evidence bag no [REDACTED] was handed to the manager.

The young male was escorted off the premises and barred for life. No police required. No injuries sustained.

At 01:53 in the Ice bar 5 IC3 males were fighting each other. All were asked to leave the premises. 3 were escorted out of the front door. 2 were escorted out of the rear exit. No injuries sustained. No police required.

At 02:40 at the North bar 4 IC1 females aged 18 and 19 were fighting each other. All were asked to leave the premises. 2 were escorted out of the front exit. 2 were escorted out of the rear exit. No injuries sustained. No police required.

FRI 5-5-2017

At 11.30 1 IC1 male aged around 18 was refused entry at the front door due to previous rudeness and aggravation towards door staff. The male left. No injuries sustained. No police required.

At 11.45 1 IC1 female aged about 18 was refused entry at the front door due to previous fighting and refusal to leave. It was explained to the female she has a 3 month ban from the premises. The female left. No injuries sustained. No police required.

At 01.06 Mr [REDACTED] G [REDACTED] was hit in the face at the North bar. He sustained injuries to his left lip area. Lee was advised to go to hospital but he refused. He was asked if he would like to press charges but he declined. His assailant had already left the premises. No police required.

At 02.05 in the reception area 1 IC1 male who is at present barred from the premises was asked to leave. The male left with 15 of his friends with no problems. No injuries sustained. No police required.

SAT 6-5-2017

At 23:10 one IC1 male was being threatening and abusive to bar staff in the Retro bar. He was later identified as J [REDACTED] of 22 [REDACTED]. He was asked to leave the premises and given a six month ban. No Police required. No injuries sustained.

At 02:30 two IC1 males were drunk in the North bar. One male was being aggressive and abusive to door staff. Both males were asked to leave and escorted out of the North exit. No injuries sustained. No police required.

( At 02:40 four IC1 females were fighting in the North bar. All were asked to leave the premises. Two were escorted out of the front exit. Two were escorted out of the back exit. No injuries sustained. No police required.

At 11:00 J [redacted] F [redacted] attempted to gain entry to the Retro bar. He was informed he was not permitted on the premises and the matter is on-going. He left after giving some verbal abuse. No injuries sustained. No police required.

At 00:00 one IC1 female who had been spoken to previously about her behaviour started fighting with 3 other females in the North bar. She refused to leave so was physically removed by door staff via the front door. She continued to be verbally abusive to door staff while outside and was removed by the police. No injuries sustained.

At 01:06 one IC1 male was hit in the face in the North bar. He was treated for first aid. When recommended he went to hospital he refused. When asked if he would like to press charges he refused. The male went back into the club. No police required. Cut lip sustained.

At 01:47 one Albanian male was being aggressive. He was calmed down. His group of friends left with him with no further problems. No injuries sustained. No police required.

SAT 13-5-2017

At 01:05 one IC1 female was found passed out in the toilets. She was brought round and given water. Her friend took her home. No injuries sustained. No police required.

At 01:30 two IC1 males were fighting on the dancefloor. Both males were removed. One via the front door. One via the back door. No injuries sustained. No police required.

At 02:30 two IC1 males were fighting in the Ice bar. Both males were removed. One via the front door. One via the back door. No injuries sustained. No police required.

FRI 19-5-2017

At 00:37 one IC1 female was found unconscious in the toilets. She was brought round and given water. She was taken to the front door and passed to the Street Pastors. No injuries sustained. No police required.

At 02:50 two IC1 males were fighting in the smoking area. Both were asked to leave. One via the front door. One via the back door. No injuries sustained. No police required.

At 02:55 one IC1 male was fighting in the smoking area. He was removed via the front door. While outside he became aggressive and started fighting with the police. He was arrested. Injuries sustained including a cut face and a bump on head.

SAT 20-5-2017

At 01:47 a licensing Inspection was carried out. Police Officer number CE246. Outcome - nothing to report.

At 02:32 one IC1 female reported that her drink had been spiked by a male in the bar. The male was searched but nothing was found. The girl declined any medical attention. The girl declined to speak to police. She left the premises with her friend:

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At 01:53 5 IC3 males were fighting in the Ice bar. All were removed from the premises. Three left via the front door. Two left via the back door. No injuries sustained. No police required.

At 02:10 one IC1 male was alleged to have taken drugs in the Retro bar toilets. He was searched by the Head doorman and some white powder was found. This was put into an evidence bag number [REDACTED]. The evidence bag was given to the manager. The male was removed from the premises and barred indefinitely. No injuries sustained. No police required.

FRI 26-5-2017

At 10:45 one IC1 male who had previously been barred was refused entry at the front door. He was verbally abusive then he left. No injuries sustained. No police required.

At 12:20 one IC1 male was hit in the face on the dancefloor. He declined medical and police assistance. Cut lip sustained.

At 12:22 one IC1 male was hit in the face in the North bar. He declined medical and police assistance. Cut lip sustained.

( At 12:50 two IC1 females were fighting in the reception area. Both were removed. Police intervened at one females request. Hair pulled was injury sustained. All correspondance to Dave (doorman)

At 01:15 the two females above were fighting again outside. The police took over the case.

( At 01:25 two IC1 males were fighting in the Icebar. Door staff and management intervened to remove the males. A complaint was made to Ian (head doorman) and James (General manager) regarding harsh treatment by Paul (manager) and Alan (doorstaff). On going investigation.

At 02:24 one IC1 male was fighting an IC3 male in the North bar. The IC1 male was asked to leave after hitting the IC3 male. No injuries sustained. No police required.

At 02:57 two polish males were fighting in the reception area. Both males were removed from the premises. Both males were barred for a year. No injuries sustained. No police required.



SAT 27-5-2017

At 00:08 two IC1 females were fighting at the V.I.P. area. Both females were asked to leave. No injuries sustained. No police required.

At 02:41 one IC1 female was found being sick in the ladies toilet. She was allegedly drunk. She was identified as [REDACTED] C [REDACTED]. She was removed and passed to the Street Pastors.

At 02:52 one IC1 female was found allegedly drunk in the toilets. She was removed and passed to the Street Pastors.

SAT 3-6-2017

At 01:36 one 1c1 male known as Jack was intoxicated so was asked to leave. He left the premises. While outside Jack hit someone in the face. He was arrested and is now barred.

At 01:44 one 1c1 male punched another 1c1 male in the nose while in the toilets. The attacker was removed and barred. The injured male sustained a nose bleed but after continued his evening at the club. No police required.

At 01:54 two 1c1 males were fighting about an 1c1 female in the light bar. Due to the situation all were removed. The female is now barred. No injuries sustained. No police required.

At 02:30 four 1c1 males were fighting with three 1c1 males outside. Ian (Head door) intervened. The four 1c1 males left. The three males then began fighting with four 1c3 males. All parties are now barred. No injuries sustained. No police required.

FRI 2-6-2017

At 11.44pm an ICI female was asked to leave for anti social behaviour in the smoking area. No injuries sustained. No police required.

At 23.45 an ICI male was asked to leave for being intoxicated in the smoking area. No injuries sustained. No police required.

At 00.45 an ICI female hit a manager in the North bar. The female was restrained and removed from the premises. No charges brought against her. No injuries sustained. No police required.

At 01.10 one ICI male was removed from the premises for being aggressive on the dance floor. No injuries sustained. No police required.

FRI 9-6-2017

At 00:30 at the V.I.P. area an 1c1 male was asked to leave under suspicion of intoxication. He refused. Doorstaff removed the male. The police arrived and arrested the male. The male is now barred. This is an on going matter

01:00 on the main dancefloor 2 1c1 males were fighting with another 2 1c1 males. Doorstaff intervened. 2 of the males were removed via the North exit. The other 2 males were removed via the front door. No injuries sustained. No police required. This is an on going matter

At 01:30 outside the venue an 1c1 male was refused entry by Head doorman Ian Young. The male became violent to Ian. The police arrived and arrested the male. The male is now barred. This is an on going matter.

32 intox

39 refusals

SAT 10-6-2017

At 01:35 on the dancefloor an ic male was behaving in an antisocial manner. He was asked to go outside by doorstaff. He refused. He was removed from the premises. Once outside he began to fight with 2 ic males. The police were called. Two ic males were arrested for ABH. The original male was barred. The arresting officer was DDS7.

At 02:35 on the dancefloor 3 ic males were fighting with another ic male. The lone male sustained an injury to his right eye. First Aid was administered and he was advised to go to A and E. The 3 ic males were removed via the North Exit and barred. No police required.

17 intorc

29 refusals.

FRI 16-6-2017

At 01:45 on the main dancefloor two icl males known as J [redacted] W [redacted] and R [redacted] C [redacted] were fighting each other. They both sustained cuts to the head. Both were administered first aid. They were both asked if they wanted the police or an ambulance and they both refused. They were both removed from the premises and barred for fighting.

1st Intox

25 refusals

SAT 17-6-2017

At 00:45 outside the front door an 101 female who had just been removed from the bar for being intoxicated, attempted to re-enter the bar on several occasions which was refused. She then attacked the two front doorman. After being restrained she left while being verbally abusive. No injuries sustained. No police required.

4 intox      8 refusals.

## 12<sup>th</sup> July 2017

During the morning of 12<sup>th</sup> July 2017, Mr Barry Wells contacted PC Jones to enquire if he could attend the inquest of the lady who had been in the premises on 19<sup>th</sup> February 2017. PC Jones advised him that it was a public inquest and that he could attend. PC Jones took the opportunity to further request from Mr Wells, in his position as the Designated Premises Supervisor, the outstanding training records and staff rotas, first requested on 23<sup>rd</sup> June 2017, be provided for inspection. Later that afternoon, James Lanz emailed PC Jones a copy of a handwritten staff rota for the premises, dated 19<sup>th</sup> February 2017. The email also included incomplete staff record sheets for the two members of bar staff who had worked on that date. The sheets appeared to indicate that initial induction training had been conducted, but that no refresher training had been completed.

18 Staff training record sheet

19 Molotov duty rota



49

# Staff Record Sheet

Name: [REDACTED]

Address: [REDACTED]

D.O.B: [REDACTED]

Contact No: [REDACTED]

Date started: 23/11/16

Date finished: \_\_\_\_\_

Date when shown / refreshed

23/11 1 \_\_\_\_\_

Please tick when appropriate

I have read and understand the Health and Safety Policy.

I have been shown what to do in case of a fire.

I have been shown how to clear and handle glass.

I understand the importance of clearing spillages.

I have been shown how to use the glass washers.

I have discussed 'Violence in the work place'.

I have been shown how to use the tills.

I have been shown how to change a barrel

I have been shown what to do when opening

I have been shown what to do when closing

I have been shown how to use the Visa Machine

I have been shown what to do incase of the need of first aid

I have been shown how to change a soft drink box

I have been shown how to maintain the bar

I have been shown how to change on optic

I have been shown how to replace stock

I have been shown what fluids and solutions to use where

I have been shown what to do when the Club is quiet

I understand how to use the drinks books and staff drinks

I know how to serve a drink correctly

I understand about responsible serving of Alcohol

Drug Awareness

Vulnerable people and actions to take

76

# Staff Record Sheet

Name: [Redacted]

Address: [Redacted]

D.O.B: [Redacted]

Contact No: [Redacted]

Date started: 15/1/17

Date finished: \_\_\_\_\_

Date when shown / refreshed

Please tick when appropriate

I have read and understand the Health and Safety Policy.

15/1    \_\_\_\_\_    \_\_\_\_\_

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have been shown what to do in case of a fire.

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have been shown how to clear and handle glass.

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I understand the importance of clearing spillages.

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have been shown how to use the glass washers.

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have discussed 'Violence in the work place'.

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have been shown how to use the tills.

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have been shown how to change a barrel

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have been shown what to do when opening

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have been shown what to do when closing

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have been shown how to use the Visa Machine

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have been shown what to do incase of the need of first aid

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have been shown how to change a soft drink box

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have been shown how to maintain the bar

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have been shown how to change on optic

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have been shown how to replace stock

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have been shown what fluids and solutions to use where

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I have been shown what to do when the Club is quiet

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I understand how to use the drinks books and staff drinks

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I know how to serve a drink correctly

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

I understand about responsible serving of Alcohol

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

Drug Awareness

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

Vulnerable people and actions to take

|                                     |                          |                          |
|-------------------------------------|--------------------------|--------------------------|
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|-------------------------------------|--------------------------|--------------------------|

Week Ending 1st Jan

# Molotov Rota

Monday

| Manager | Staff | Start - Finish Times | Hours    |
|---------|-------|----------------------|----------|
|         |       | 4 - 3                | 11 hours |
|         |       | 4 - 6:30 - 8:30      | 9 1/2    |
|         |       | 8 - 3                | 7        |

Tuesday

| Manager | Staff | Start - Finish Times | Hours  |
|---------|-------|----------------------|--------|
|         |       | 4 - 2:30             | 10 1/2 |
|         |       | 7 - 2:30             | 7 1/2  |

Wednesday

| Manager | Staff | Start - Finish Times | Hours |
|---------|-------|----------------------|-------|
|         |       | <del>0 - 9:30</del>  |       |
|         |       | 3:30 - 2:30          | 1     |
|         |       | 8 - 2:30             | 10.5  |
|         |       | 8 - 2:30             | 6.5   |
|         |       | 9:11 - 2:30          | 3.5   |

Thursday

| Manager | Staff | Start - Finish Times | Hours |
|---------|-------|----------------------|-------|
|         |       | 4:00 - 2:30          | 6.5   |
|         |       | 5 - 2:30             | 9.5   |
|         |       | 8 - 12               | 4     |
|         |       | 9 - 2:30             | 5.5   |
|         |       | 7 - 2:30             | 7.5   |
|         |       | 8 - 2:30             |       |

Friday

| Manager | Staff | Start - Finish Times | Hours |
|---------|-------|----------------------|-------|
|         |       | 3:30 - 3:30          | 12    |
|         |       | 8 - 3:30             | 7.5   |
|         |       | 7 - 3:30             | 8.5   |
|         |       | 10:4 - 3:30          | 5.5   |
|         |       | 7:30 - 3:30          | 8.5   |
|         |       | 10 - 2               | 4     |

Saturday

NYE

| Manager | Staff | Start - Finish Times | Hours |
|---------|-------|----------------------|-------|
|         |       | 2 - 4                | 10    |
|         |       | 5 - 4                | 9     |
|         |       | 4:30 - 4             | 11.5  |
|         |       | 7 - 12:30            | 5.5   |
|         |       | 9 - 4                | 7     |
|         |       | 8 - 4                | 8     |
|         |       | 9 - 4                | 7     |

Sunday

Staff DO?

| Manager | Staff | Start - Finish Times | Hours |
|---------|-------|----------------------|-------|
|         |       | 4:30 - 10:30         | 6     |

Total Hours

|         |                |      |         |
|---------|----------------|------|---------|
| 697.50  | Alex Fernandes | 16.5 | 140.25  |
| 355.50  | Jordan RH      |      |         |
| 1164.50 | Craig          | 8    | 72      |
| 1495.50 | LAURICA        | 18   | 153     |
| 31.5    |                |      | 2482    |
| 267.75  |                |      |         |
| 1410.50 |                |      | 7269.50 |

Go over

Week Ending 8th Jan

# Molotov Rota

Monday

| Start - Finish Times | Hours |
|----------------------|-------|
| 4 - 2                | 10h   |

Tuesday

| Start - Finish Times | Hours |
|----------------------|-------|
| 4 - 2                | 10h   |

Wednesday

| Manager | Staff | Start - Finish Times | Hours |
|---------|-------|----------------------|-------|
|         |       | 4 - 2                | 10h   |

Thursday

| Manager | Staff | Start - Finish Times | Hours |
|---------|-------|----------------------|-------|
|         |       | 4 - 2                | 10h   |
|         |       | 8 - 2                | 6h    |

Friday

| Manager | Staff | Start - Finish Times | Hours  |
|---------|-------|----------------------|--------|
|         |       | 4 - 3:30             | 11 1/2 |
|         |       | 9 - 3:30             | 6.5    |
|         |       | 6 - 3:30             | 9.5    |
|         |       | 9 - 3:30             | 3      |
|         |       | 9 - 3:30             | 6.5    |

Saturday

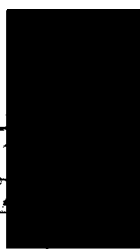
| Manager | Staff | Start - Finish Times | Hours  |
|---------|-------|----------------------|--------|
|         |       | 6 - 4                | 12h 10 |
|         |       | 8:30 - 3             | 8.5    |
|         |       | 4 - 3                | 11     |
|         |       | 8:30 - 3             | 6.5    |
|         |       | 11 - 3               |        |

Sunday

STAFF DO?

| Manager | Staff | Start - Finish Times | Hours |
|---------|-------|----------------------|-------|
|         |       | X                    | X     |
|         |       | X                    | X     |
|         |       | X                    | X     |

Total Hours



37.5 33.5-38  
 Alex Fernandez  
 Jordan  
 Craig  
 102.5 102.4

Go over

Week Ending 15/1/17

# Molotov Rota

Monday

| Manager    | Staff      | Start - Finish Times | Total Hours |
|------------|------------|----------------------|-------------|
| [Redacted] | [Redacted] | 4 - 2                | 10          |
| [Redacted] | [Redacted] | 4 - 7                | 3           |
| [Redacted] | [Redacted] | 4 - 7                | 3           |

Tuesday

| Manager    | Staff      | Start - Finish Times | Total Hours |
|------------|------------|----------------------|-------------|
| [Redacted] | [Redacted] | 4 - 2                | 10          |

Wednesday

| Manager    | Staff      | Start - Finish Times | Total Hours |
|------------|------------|----------------------|-------------|
| [Redacted] | [Redacted] | 4 - 2                | 10          |

Thursday

| Manager    | Staff      | Start - Finish Times | Total Hours |
|------------|------------|----------------------|-------------|
| [Redacted] | [Redacted] | 4 - 2                | 10          |
| [Redacted] | [Redacted] | 9 - 2                | 5           |
| [Redacted] | [Redacted] | 10 - 2               | 4           |

Friday

| Manager    | Staff      | Start - Finish Times | Total Hours  |
|------------|------------|----------------------|--------------|
| [Redacted] | [Redacted] | 4 - 3                | 11           |
| [Redacted] | [Redacted] | 6 - 3                | <del>9</del> |
| [Redacted] | [Redacted] | 9 - 3                | 6            |
| [Redacted] | [Redacted] | 8 - 3                | 7            |
| [Redacted] | [Redacted] | 9:30 - 3             | 6            |

Saturday

| Manager    | Staff      | Start - Finish Times | Total Hours |
|------------|------------|----------------------|-------------|
| [Redacted] | [Redacted] | 5:45 - 3:30          | 10.5        |
| [Redacted] | [Redacted] | 6:45 - 3:30          | 4.5         |
| [Redacted] | [Redacted] | 9 - 3:30             | 6.5         |
| [Redacted] | [Redacted] | 8:7 - 3:30           | 7.5         |
| [Redacted] | [Redacted] | 9:30 - 3:30          | 6           |

Sunday

| Manager    | Staff      | Start - Finish Times | Total Hours |
|------------|------------|----------------------|-------------|
| [Redacted] | [Redacted] | 4 - 2                | 4           |
| [Redacted] | [Redacted] | 6:30 - 1             | 6.5         |

10:5  
 15:5  
 21:5  
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 993:5  
 999:5

Week Ending 29<sup>th</sup> Jan

# Molotov Rota

| Day       | Manager    | Staff      | Start - Finish Times  | Total Hours                                 |
|-----------|------------|------------|---|---|
| Monday    | [Redacted] | [Redacted] | 4 - 2:30  | 10  |
| Tuesday   | [Redacted] | [Redacted] | 5 - 2:30  | 9   |
| Wednesday | [Redacted] | [Redacted] | 5 - 2:30  | 9   |
| Thursday  | [Redacted] | [Redacted] | 5 - 2:30<br>9 - 2:30  | 10<br>6                                     |
| Friday    | [Redacted] | [Redacted] | 6:30 - 3<br><del>4:30 - 3</del><br>10:30 - 3<br>6:30 - 3<br>8:30 - 3<br>9:30 - 1<br>9 - 3 | 8.5<br><del>5</del><br>7<br>6.5<br>3.5<br>0 |
| Saturday  | [Redacted] | [Redacted] | 8 - 12:30<br>4 - 8:30<br>8 - 3:30<br><del>10:30 - 2</del><br>8<br>9                       | 7.5<br>4.5<br>8<br>3.5<br>6.5               |
| Sunday    | [Redacted] | [Redacted] | 2:30 - 5<br><del>2:30 - 7</del><br>7  | 2.5<br>4<br>5                               |
|           |            |            |   | 148.75 / 100                                |
|           |            |            |   | 150 / 115025                                |

Week Ending: 14<sup>th</sup> Feb

# Molotov Rota

| Monday | Manager | Staff | Start - Finish Times | Total Hours |
|--------|---------|-------|----------------------|-------------|
|        |         |       | 4-2                  | 10          |
|        |         |       | 4-2                  | 5           |

| Tuesday | Manager | Staff | Start - Finish Times | Total Hours |
|---------|---------|-------|----------------------|-------------|
|         |         |       | 4-2                  | 10          |

| Wednesday | Manager | Staff | Start - Finish Times | Total Hours |
|-----------|---------|-------|----------------------|-------------|
|           |         |       | 9-2                  | 5           |
|           |         |       | 4-12                 | 8           |

| Thursday | Manager | Staff | Start - Finish Times | Total Hours |
|----------|---------|-------|----------------------|-------------|
|          |         |       | 4-2                  | 10          |
|          |         |       | 4-2                  | 5           |

| Friday | Manager | Staff | Start - Finish Times | Total Hours |
|--------|---------|-------|----------------------|-------------|
|        |         |       | 4-3                  | 4           |
|        |         |       | 7-3                  | 4           |
|        |         |       | 8.30-3               | 3.5         |
|        |         |       | 9-12.30              | 6.5         |
|        |         |       | 9-3                  | 6           |
|        |         |       | 7-1AM                | 4           |

| Saturday | Manager | Staff | Start - Finish Times | Total Hours |
|----------|---------|-------|----------------------|-------------|
|          |         |       | 4-3.5                | 10.5        |
|          |         |       | 7-3.2                | 7.5         |
|          |         |       | 9-3.2                | 5.5         |
|          |         |       | 8-3.2                | 6.5         |
|          |         |       | 9-3.2                | 5.5         |
|          |         |       | 8.30-3.2             | 6           |
|          |         |       | 8:30-1               | 4.5         |
|          |         |       | 9-2                  | 5           |

| Sunday | Manager | Staff | Start - Finish Times | Total Hours |
|--------|---------|-------|----------------------|-------------|
|        |         |       | 3.5-12               | 9.5         |
|        |         |       | 3-5                  | 2           |

| Total Hours | 20.5 | 238.50 | Eldar | 155 | 131.75  | 1149.50 |
|-------------|------|--------|-------|-----|---------|---------|
|             | 20.5 | 238.50 | BEVA  | 12  | 102.102 | 1270.25 |
|             | 4.5  | 293.25 | CHAVI | 5.5 | 46.25   |         |
|             | 4.5  | 80.75  | SINAO | 5   | 42.50   |         |

Week Ending 5th Feb

# Molotov Rota

Monday

| Manager | Staff | Start - Finish Times | Total Hours |
|---------|-------|----------------------|-------------|
|         |       | 5:00 - 2:30          | 9.5         |

Tuesday

| Manager | Staff | Start - Finish Times | Total Hours |
|---------|-------|----------------------|-------------|
|         |       | 5:00 - 2:30          | 9.5         |

Wednesday

| Manager | Staff | Start - Finish Times | Total Hours |
|---------|-------|----------------------|-------------|
|         |       | 5:00 - 2:30          | 9.5         |
|         |       | 7:00 - 7:00          | 0           |

Thursday

| Manager | Staff | Start - Finish Times | Total Hours |
|---------|-------|----------------------|-------------|
|         |       | 8:00 - 8:00          | 0           |
|         |       | 4:00 - 8:00          | 4           |
|         |       |                      | 4           |

Friday

| Manager | Staff | Start - Finish Times | Total Hours |
|---------|-------|----------------------|-------------|
|         |       | 8:00 - 8:00          | 0           |
|         |       | 8:00 - 3:00          | 5           |
|         |       | 4:00 - 3:00          | 1           |
|         |       | 4:00 - 3:00          | 1           |
|         |       | 4:00 - 3:00          | 1           |
|         |       | 6:00 - 3:00          | 3           |
|         |       |                      | 6           |
|         |       |                      | 9.5         |

Saturday

| Manager | Staff | Start - Finish Times | Total Hours |
|---------|-------|----------------------|-------------|
|         |       | 1:00 - 3:00          | 2           |
|         |       | 6:00 - 3:00          | 3           |
|         |       | 4:00 - 3:00          | 1           |
|         |       | 2:30 - 3:00          | 0.5         |
|         |       | 8:00 - 3:00          | 5           |
|         |       | 7:30 - 3:00          | 5.5         |
|         |       | 8:00 - 3:00          | 5           |
|         |       | 8:00 - 3:00          | 5           |
|         |       |                      | 21          |

*(Handwritten scribble)*

*(Handwritten scribble)*

*(Handwritten scribble)*



Week Ending 12/2/07

# Molotov Rota

Monday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7 - 2:30             | 7.5         |
|            | 9 - 2:30             | 8.5         |
| [Redacted] | 7 - 2:30             | 7.5         |
|            | 9 - 2:30             | 8.5         |

Sunday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7 - 12:30            | 5.5         |
|            | 7 - 9                | 2           |
|            | 9 - 12:30            | 3.5         |

Wednesday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7 - 2:30             | 7.5         |
|            | 8 - 11               | 3           |
| [Redacted] | 7 - 7:30             | 4.5         |
|            | 10 - 2:30            | 4.5         |
|            | 8 - 10               | 6           |

Friday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 4 - 2:30             | 10.5        |
|            | 5 - 3                | 9           |
|            | 8 - 2                | 6           |
|            | 9 - 3                | 5           |
|            | 10 - 3               | 5           |
|            | 10 - 3               | 5           |
|            | 10 - 3               | 5           |

Saturday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 11 - 8 / 9 - 3       | 18          |
|            | 9 - 3                | 6           |
|            | 9 - 3                | 6           |
|            | 7 - 3                | 9           |
|            | 8 - 2                | 6           |
|            | <del>9 - 2</del>     |             |
|            | 9 - 2                | 5           |
|            | 10 - 3               | 5           |

(STILL .)

Week Ending 5/3/17

# Molotov Rota

| Monday | Manager | Staff | Start - Finish Times | Total Hours |
|--------|---------|-------|----------------------|-------------|
|        |         |       | 5:00 - 1:30          | 1m 30 8     |
|        |         |       | 11:00 - 1:30         | 2m 30 2.5   |

| Tuesday | Manager | Staff | Start - Finish Times | Total Hours |
|---------|---------|-------|----------------------|-------------|
|         |         |       | 5:00 - 2:00          | 10          |

| Wednesday | Manager | Staff | Start - Finish Times | Total Hours |
|-----------|---------|-------|----------------------|-------------|
|           |         |       | 5:00 - 9:30          | 4 1/2       |
|           |         |       | 9:00 - 2:00          | 5 1/2       |
|           |         |       | 10:30 - 2:00         | 4           |

| Thursday | Manager | Staff | Start - Finish Times | Total Hours |
|----------|---------|-------|----------------------|-------------|
|          |         |       | 5:00 - 9:00          | 4           |
|          |         |       | 9:00 - 2:30          | 5 1/2       |
|          |         |       | 10:30 - 2:30         | 4           |

| Friday | Manager | Staff | Start - Finish Times | Total Hours |
|--------|---------|-------|----------------------|-------------|
|        |         |       | 11:00 - 10:30        | 6 1/2       |
|        |         |       | 5:00 - 3:00          | 9           |
|        |         |       | 3:00 - 3:00          | 7           |
|        |         |       | 10:00 - 3:00         | 5           |
|        |         |       | 3:00 - 3:00          | 7           |
|        |         |       | 10:00 - 3:00         | 5           |
|        |         |       | 10:00 - 3:30         | 5 1/2       |

| Saturday | Manager | Staff | Start - Finish Times | Total Hours |
|----------|---------|-------|----------------------|-------------|
|          |         |       | 4:00 - 2:00          | 10          |
|          |         |       | 6:00 - 3:00          | 9           |
|          |         |       | 3:00 - 3:00          | 7           |
|          |         |       | 9:30 - 3:00          | 5 1/2       |
|          |         |       | 9:30 - 3:00          | 5 1/2       |
|          |         |       | 9:30 - 3:00          | 5 1/2       |
|          |         |       | 9:00 - 3:00          | 6           |
|          |         |       | 10:00 - 3:00         | 5           |

| Sunday | Manager | Staff | Start - Finish Times | Total Hours |
|--------|---------|-------|----------------------|-------------|
|        |         |       | 4:00 - 12:00         | 8           |
|        |         |       | 11:00 - 12:30        | 5 1/2       |

Total Hours  
 274.50  
 284.75  
 283.50  
 89.25  
 (158.50)  
 93.50 TOTAL 158.25  
 136.  
 140.25  
 93.50  
 (116 BANK  
 + (1279.25))

26<sup>th</sup> Feb

Mon -



4.30 - 2 ✓

9 - 2 ✓

Tuesday



4 - 2 ✓

Wednesday



4 - 2 ✓

9 - 2 ✓

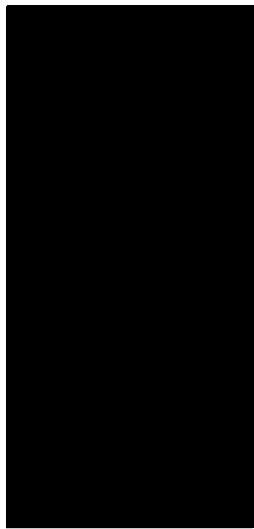
Thursday



4 - 2:30 ✓

9 - 2:30 ✓

FRIDAY -



4 - 3:00 Seonaid - 10 ✓

7:30 - 3:00 - 3:00 ✓

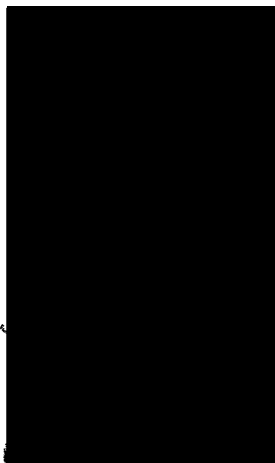
9 - 3:00 ✓

9 - 3:00 ✓

10 - 3:00 ✓

10 - 3:00 ✓

SATURDAY -



2<sup>pm</sup> JAMES - 8.30 ✓

2 Kieron - 10 ✓

SUNDAY - ~~YAZ~~ ~~SLA~~

ZACK - ~~back~~ ?

4<sup>pm</sup> 8.30

~~10~~ 9.

10

YAZ - 8.00 12.30

Week Ending 12<sup>th</sup> March

# Molotov Rota

| Monday | Manager | Staff | Start - Finish Times | Total Hours |
|--------|---------|-------|----------------------|-------------|
|        |         |       | 5-2                  | 9           |
|        |         |       | 9-2                  | 3           |

364.50  
JAZZ ASS  
BRANK

| Tuesday | Manager | Staff | Start - Finish Times | Total Hours |
|---------|---------|-------|----------------------|-------------|
|         |         |       | 5-2                  | 9           |

ZACH  
TIA  
KOB  
SCOT  
CLARE

| Wednesday | Manager | Staff | Start - Finish Times | Total Hours |
|-----------|---------|-------|----------------------|-------------|
|           |         |       | 5-9:30               | 4.5         |
|           |         |       | 9-2                  | 5           |
|           |         |       | 10-2                 | 4           |

| Thursday | Manager | Staff | Start - Finish Times | Total Hours |
|----------|---------|-------|----------------------|-------------|
|          |         |       | 5-2:30               | 9.5         |
|          |         |       | 9-2:30               | 9.5         |

| Friday | Manager | Staff | Start - Finish Times | Total Hours |
|--------|---------|-------|----------------------|-------------|
|        |         |       | 4-3                  | 11          |
|        |         |       | 3:30pm - 1:30        | 2           |
|        |         |       | 8-3                  | 7           |
|        |         |       | 9:30-3               | 9.5         |
|        |         |       | 8-3                  | 7           |
|        |         |       | 10-3                 | 3           |
|        |         |       | 10-3                 | 3           |

| Saturday | Manager | Staff | Start - Finish Times | Total Hours  |
|----------|---------|-------|----------------------|--------------|
|          |         |       | 4-3:00               | 11           |
|          |         |       | 6-3:00               | 9            |
|          |         |       | 8-3:00               | 7            |
|          |         |       | <del>8-3:00</del>    | <del>7</del> |
|          |         |       | 9:00-3:00            | 6            |
|          |         |       | 9:30-3:00            | 9.5          |
|          |         |       | 8-3:00               | 7            |
|          |         |       | 9:30-3:00            | 9.5          |

| Sunday | Manager | Staff | Start - Finish Times | Total Hours |
|--------|---------|-------|----------------------|-------------|
|        |         |       | 7:00am - 7pm         | 5.5         |

| Total Hours | 364.50    | 165.75 | 1332.50   |
|-------------|-----------|--------|-----------|
|             | 17 144.50 | 135    | -116 BANK |
|             | 140.25    | 10.5   | 5.1216 50 |
|             |           | 89.25  |           |

Week Ending 28/5/17

# Molotov Rota

21st Monday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:00 - 2:30          | 7.5         |
| [Redacted] | 10:00 - 2:30         | 4.5         |

23rd Tuesday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:30 - 1:30          | 6           |
| [Redacted] | 10:00 - 1:30         | 3.5         |

24th Wednesday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:30 - 2:00          | 6.5         |
| [Redacted] | 10:00 - 2:00         | 4           |

25th Thursday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:00 - 2:30          | 7.5         |
| [Redacted] | 10:00 - 2:30         | 4.5         |

26th Friday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 4:00 - 2:30          | 10.5        |
| [Redacted] | 6:00 - 11:30         | 7.5         |
| [Redacted] | 8:00 - 2:30          | 5.5         |
| [Redacted] | 10:00 - 1:00         | 3           |
| [Redacted] | 9:30 - 2:30          | 5           |
| [Redacted] | 10:00 - 12:00        | 3           |
| [Redacted] | 10:00 - 12:30        | 2.5         |
| [Redacted] | 10:00 - 1:30         | 3.5         |
| [Redacted] | 9:30 - 2:00          | 4.5         |

27th Saturday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 11:00 - 2:30         | 10.5        |
| [Redacted] | 6:00 - 2:30          | 8.5         |
| [Redacted] | 8:00 - 2:30          | 6.5         |
| [Redacted] | 8:00 - 2:30          | 6.5         |
| [Redacted] | 9:00 - 2:30          | 5.5         |
| [Redacted] | 10:00 - 2:30         | 4.5         |
| [Redacted] | 10:00 - 2:30         | 4.5         |
| [Redacted] | 10:00 - 2:30         | 4.5         |
| [Redacted] | 11:00 - 2:00         | 5           |

28th Sunday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 6:00 - 2:00          | 8           |
| [Redacted] | 8:00 - 2:30          | 7.5         |
| [Redacted] | 10:00 - 2:30         | 6.5         |

|         | Hours | Wages   | Cash / Bank |
|---------|-------|---------|-------------|
| Jay     | 16.5  | £148.50 | Bank        |
| Jasmine | 4     | £36.9   | Bank        |
| Seonaid | 4     | £36.9   | Bank        |
| Tia     | 8.5   | £72.25  | Cash        |
| Michael | 4.5   | £38.25  |             |
| Brayan  | 2.4   | £20.4   |             |
| Ben     | 1.2   | £10.2   |             |
| Eidar   | 33.5  | £284.75 |             |
| Erik    | 7.5   | £63.75  |             |
| Charita | 1.4   | £11.9   |             |
| Kieron  | 0     | 0       |             |
| Suzann  | 11.5  | £97.75  |             |
| Total   | 8     | 68      |             |

~~160~~ 160 125

[Redacted] 8:00 - 2:30 6.5  
 [Redacted] 10:00 - 2:30 4.5  
 [Redacted] 10:00 - 2:30 4.5

| Time          | Hours |
|---------------|-------|
| 10:00 - 11:00 | 1     |
| 9:00 - 11:00  | 1     |
| 10:00 - 10:30 | 0.5   |

Week Ending 11/6/17

# Molotov Rota

Monday

| Start - Finish Times    | Total Hours  |
|-------------------------|--------------|
| 7:00 - 2:00             | 7            |
| <del>10:30 - 1:30</del> | <del>3</del> |

| Start - Finish Times | Total Hours |
|----------------------|-------------|
| 7:00 - 2:30          | 7.5         |

| Start - Finish Times | Total Hours |
|----------------------|-------------|
| 7:00 - 2:30          | 7.5         |
| 10:00 - 2:30         | 4.5         |

| Start - Finish Times   | Total Hours    |
|------------------------|----------------|
| 7:00 - 2:30            | 7.5            |
| <del>7:00 - 2:30</del> | <del>7.5</del> |

| Start - Finish Times   | Total Hours    |
|------------------------|----------------|
| 4:00 - 2:30            | 10.5           |
| <del>7:00 - 2:30</del> | <del>6.5</del> |
| <del>7:00 - 2:30</del> | <del>6.5</del> |
| 8:30 - 1:00            | 2.5            |
| <del>7:00 - 2:30</del> | <del>6.5</del> |
| <del>7:00 - 2:30</del> | <del>6.5</del> |
| 7:00 - 2:30            | 6.5            |
| 9:00 - 2:30            | 5.5            |

Saturday

| Staff | Start - Finish Times   | Total Hours |
|-------|------------------------|-------------|
|       | <del>7:00 - 2:30</del> |             |
|       | <del>7:00 - 2:30</del> |             |
|       | 7:00 - 2:30            | 10.5        |
|       | 7:00 - 2:30            | 6.5         |
|       | 7:30 - 2:00            | 6.5         |
|       | <del>7:00 - 2:30</del> |             |
|       | <del>7:00 - 2:30</del> |             |
|       | 7:00 - 2:30            | 5.5         |
|       | 7:00 - 2:30            | 4.5         |

| Staff | Start - Finish Times | Total Hours |
|-------|----------------------|-------------|
|       | 7:00 - 1:00          | 6           |
|       | 7:00 - 1:00          | 6           |

| Hours | Wages    | Cash / Bank |
|-------|----------|-------------|
| 6.5   | \$58.5   | ✓           |
| 9     | \$81     | ✓           |
| 6.5   | \$55.25  | ✓           |
| 7.5   | \$63.75  | ✓           |
| 0     | \$0      | ✓           |
| 18    | \$153    | ✓           |
| 11    | \$93.5   | ✓           |
| 40.5  | \$344.25 | ✓           |
| 4.5   | \$38.25  | ✓           |
| 0     | \$0      | ✓           |
| 7     | \$59.5   | ✓           |
| 6.5   | \$55.25  | ✓           |

504/60

10th

11th

Week Ending 2/7/17

# Molotov Rota

Monday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:00 - 2:00          | 7           |
| [Redacted] | 10:00 - 2:00         | 4           |

Tuesday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:00 - 10:00         | 3           |
| [Redacted] | 10:00 - 2:00         | 4           |

Wednesday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:00 - 2:30          | 7.5         |
| [Redacted] | <del>10:00</del>     |             |
| [Redacted] | 10:00 - 2:30         | 4.5         |

Thursday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:00 - 2:30          | 7.5         |
| [Redacted] | 9:00 - 2:30          | 5.5         |
| [Redacted] | 10:00 - 3            | 5           |
| [Redacted] | 10:00 - 3            | 5           |

Friday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 4:00 - 3             | 11          |
| [Redacted] | 6:00 - 3             | 9           |
| [Redacted] | 7:00 - 3             | 7           |
| [Redacted] | 9:00 - 3             | 5           |
| [Redacted] | 10:00 - 3            | 5           |
| [Redacted] | 11:30 - 3            | 5.5         |
| [Redacted] | 10:00 - 3            | 5           |

Saturday

| Staff      | Start - Finish Times    | Total Hours  |
|------------|-------------------------|--------------|
| [Redacted] | 4:00 - 3:30             | 11.5         |
| [Redacted] | 7:00 - 3:30             | 8.5          |
| [Redacted] | 8:00 - 7:00             | 8.5          |
| [Redacted] | 9:00 - 3:30             | 6.5          |
| [Redacted] | <del>10:00 - 3:00</del> | <del>5</del> |
| [Redacted] | 9:00 - 3:00             | 6            |
| [Redacted] | 10:00 - 3:00            | 5            |
| [Redacted] | 11:00 - 3:00            | 5            |

Sunday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 6:30 - 12:30         | 6.0         |

| Hours | Wages            |
|-------|------------------|
| 40    | \$360            |
| 10    | \$85             |
| 14    | \$119            |
| 0     | 0                |
| 5     | \$42.50          |
| 34    | <del>\$306</del> |
| 0     | 0                |
| 29    | \$246.50         |
| 6     | \$51             |
| 11    | \$93.50          |
| 6     | \$51.00          |

Week Ending 9/7/17

# Molotov Rota

Monday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:00 - 2:30          | 7.5         |
| [Redacted] | 10:00 - 2:30         | 4.5         |

Tuesday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:00 - 2:00          | 7           |
| [Redacted] | 10:00 - 2:00         | 4           |

Wednesday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:00 - 2:00          | 7.5         |
| [Redacted] | 9:00 - 2:00          | 4.5         |

Thursday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:00 - 2:30          | 5.5         |
| [Redacted] | 9:00 - 2:30          | 5.5         |

Friday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 6:00 - 1:30          | 7.5         |
| [Redacted] | 6:00 - 3             | 6           |
| [Redacted] | 9:00 - 3             | 6           |
| [Redacted] | 7:00 - 3             | 6           |
| [Redacted] | 9:00 - 3             | 6           |
| [Redacted] | 10:00 - 3            | 5           |
| [Redacted] | 9:00 - 3             | 6           |

Saturday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:00 9:00 - 3:30     | 6.5         |
| [Redacted] | 8:00 7:00 - 3:30     | 8.5         |
| [Redacted] | 8:00 - 2:00          | 4           |
| [Redacted] | 10:00 - 3:30         | 7.5         |
| [Redacted] | 10:00 - 3:30         | 5.5         |

Sunday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:00 - 1:00          | 7           |

| Hours         | Wages    |
|---------------|----------|
| 34            | \$306    |
| 20            | \$170    |
| 26.5          | \$225.25 |
| 11.5          | \$97.75  |
| 11            | \$93.50  |
| 5             | \$51     |
| 12.5          | \$106.25 |
| <b>TOTALS</b> |          |



Week Ending 16/7/17

# Molotov Rota

Monday

| Staff      | Start - Finish Times           | Total Hours |
|------------|--------------------------------|-------------|
| [Redacted] | <del>7:00</del><br>7:00 - 2:00 |             |
|            | 10:00 - 11:00                  |             |
|            | 7:00 - 2:00                    |             |
|            | 7:00 - 2:00                    | 7           |

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:00                 |             |
|            |                      |             |
|            |                      |             |

| Start - Finish Times | Total Hours |
|----------------------|-------------|
| 10:00 - 2:30         | 4.5         |
| <del>10:00</del>     |             |
| 7:00 - 2:30          |             |

| Start - Finish Times | Total Hours |
|----------------------|-------------|
| 7:00 - 2:30          |             |
| 9:00 - 2:30          |             |

| Start - Finish Times                              | Total Hours |
|---|-------------|
| <del>7:00</del><br><del>8:00</del><br>9:00 - 3:00 |             |
| 8:00 - 2:00pm                                     |             |
| 10:00 - 3:00                                      |             |
| 10:00 - 3:00                                      |             |
| <del>10:00</del>                                  |             |
| 4:00 - 3:00                                       |             |
| 7:00 - 3:00                                       |             |

|            | Hours | Wages |
|------------|-------|-------|
| [Redacted] |       |       |
|            |       |       |
|            |       |       |
|            |       |       |
|            |       |       |
|            |       |       |
|            |       |       |
|            |       |       |
|            |       |       |
| TOTALS     |       |       |

Saturday

| Staff      | Start - Finish Times | Total Hours |
|------------|----------------------|-------------|
| [Redacted] | 7:00                 |             |
|            | <del>9:00</del>      |             |
|            | 9:00                 |             |
|            | 8:00                 |             |
|            | 10:00                |             |
|            | 10:00                |             |
|            | 4:00                 |             |

*[Handwritten scribble]*

**14<sup>th</sup> July 2017 Friday**

PC Jones attended the premises a number of times during the evening to collect CCTV footage pertaining to an incident subject of a criminal investigation involving the SIA door team. The quality of the footage from the external cameras was so poor it rendered the CCTV system ineffectual. PC Jones returned a number of times in an attempt to obtain useful footage of the incident

21. PC Jones precis of Body worn video footage & statement

MOLOTOV COCKTAIL AND VODKA BAR

PC CJ903 JONES – BODY WORN VIDEO – EDITED

1/ 23/6/17 @ 2247hrs – Confirms that DPS is not present (out of the country), and the James Lanz is happy to act on his behalf. Conversation where various questions are asked, and requests are made for documents: Door Company; Dispersal Policy; Body Worn Video; Door staff briefing; ID Scanner; Challenge 25 policy; Incident and refusals logs;

Staff training.

2/ 23/6/17 @ 2254hrs – only training records produced are dated 2012. Lanz suggests the rest are downstairs in Molotov.

3/ 23/6/17 @ 2257hrs – I challenge his paperwork records and filing.

4/ 23/6/17 @ 2316hrs – approaching front door of Molotov, the doors are hooked open whilst regulated activity is taking place. Bar manager appears, and closes one side of the outer doors, leaving the rest wide open.

5/ 23/6/17 @ 2319hrs – CCTV retention period requested from James Lanz. He checks the system.

6/ 23/6/17 @ 2322hrs – Lanz confirms the system was upgraded earlier that day, so there would be no footage retained. The previous system has been removed by the installing engineer.

7/ 23/6/17 @ 2326hrs – James Lanz confirms that in house training is conducted by himself, and also by a member of the SIA trained door team. Lanz states that the staff were trained at Christmas about how to spot vulnerable people. He confirms that Sussex Police also previously conducted training for staff on vulnerability awareness. James Lanz is requested to search for the staff training records, and begins looking under the seats in the VIP booths in the main club room of ONE.

8/ 23/6/17 @ 2331hrs – James Lanz confirms there is no incident or refusals book in Molotov at times when there are no door staff on duty.

9/ 23/6/17 @ 2333hrs – James Lanz is unable to find any current training records, but when challenged states that he does have them, and that they are not stored digitally.

10/ 23/6/17 @ 2335hrs – James Lanz confirms he does have the staff rota sheets, but cannot find them at the time. He is challenged that it appears he doesn't have any of the documents being requested. He is asked to produce the door supervisor's incident log from the front door.

11/ 23/6/17 @ 2346hrs – Door supervisor M [REDACTED] comes to the office, and is asked for the current incident books. He states that he has the books at home.

12/ 23/6/17 @ 2350hrs – M [REDACTED] confirms that he will bring the incident book in for the following night.

13/ 23/6/17 @ 2351hrs – As he has been unable to produce them on request, James Lanz is requested to produce, by 1700hrs Tuesday 27<sup>th</sup> June 2017 – Incident sheets; training records; incident management plan, dispersal policy, details of attendees at vulnerability management training sessions. He is also advised to install refusals books in each bar, and recommended to display challenge 25 signage. Police will provide him with electronic copies of posters he can display on the club monitors.

14/ 25/6/17 @ 0225hrs – Drunk female stumbling through Molotov bar and out of the front door. She passes a door supervisor, who looks back at her, but does not offer any assistance.

15/ 25/6/17 @ 0228hrs – Drunk male remonstrating with door staff after being refused service.

16/ 25/6/17 @ 0231hrs – Drunk male still in the premises.

17/ 14/7/17 @ 2215hrs – Bar manager N [REDACTED] in A [REDACTED] checks the ID Scanner for any records for 19<sup>th</sup> February 2017, and confirms there are no records on the system.

18/ 14/7/17 @ 2225hrs – Door supervisor at ONE Club checks the ID Scanner for any records for 19<sup>th</sup> February 2017, and confirms there are no records on the system, stating that the door to ONE Club would not have been used on a Sunday.

19/ 14/7/17 @ 2230hrs – James Lanz is told that he has still not provided staff training records or staff rotas.

20/ 14/7/17 @ 2232hrs – James Lanz is also reminded to produce vulnerability training attendee records, and is reminded that it has been 3 weeks since he had been asked to produce records which should have been produced "on request".



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: Warren Matthew JONES


Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police Constable CJ903


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

Signature:  Date 17<sup>th</sup> August 2017

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

On Friday 14th July 2017 I was on duty and in full uniform at Horsham police station. I have been trained in the use of body worn video equipment and took control of a Sussex Police, Reveal Media RS3-SX camera. I ascertained that the data card was blank and ready to use and that the time and date were correct. I also checked that the equipment was working correctly. I then began Mobile patrol of Worthing. During this patrol I attended an incident which I recorded on the body worn video equipment. I recorded 2 file/s in relation to this incident. I later plugged the BWV device into the Sussex Police back office facility which securely stores and audits all data. I copied the data to a Write Once Read Many (WORM) DVD using the same facility. This data was not altered or changed in any way. I designated this disc as the master disc, giving it the reference number of WMJ/05 and WMJ/06. I sealed and signed the disc and then made an additional copy of the disk to use as a working copy. I later entered the master disc to the G83 property store at Crawley police station under receipt number WCRS/17/08/05126.

 WMJ

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

MG11 5/2007



**15<sup>th</sup> July 2017 (approx. 03:15 Saturday)**

PC Jones was conducting licensing checks at Molotov and ONE Club, when he observed the owner of LINK Security, Mr Ian Young undertaking the duties of a door supervisor outside the premises. The officer noted that Mr Young was not displaying an SIA licence, and duly advised him that if was to undertake door supervisor duties, he must display his licence in accordance with the Security Industry Act 2001.

17. PC Jones statement 17<sup>th</sup> August

## **15<sup>th</sup> July 2017**

An email was received from James Lanz that contained some incomplete training record sheets, an incomplete set of hand written duty rota records for the premises, and an incomplete set of hand written rota sheets for door staff.

While examining the licences in relation to the three premises in Chatsworth Road Worthing [Tokyo 31, Retro and One Club] it has come to light that the company Lounge Leisure UK Ltd – 07770955, went into liquidation on 29/10/13 thus rendering the premises licence for Tokyo 31 void.

During early 2017, Mr Wells et al, leased the property formerly known as Tokyo 31 to a third party restaurateur on the understanding that there was a valid premises licence in place. The third party restaurateur has since been required to cease all licensable activity authorised under the void licence. Further enquiries revealed that the names and dates of the remaining two licences and their transfers did not match the records held by the Local Authority licensing office.

22. Email re training records

Giddings Pauline [REDACTED]

(22)

**From:** James Lanz <liquidworth@aol.com>  
**Sent:** 15 July 2017 20:54  
**To:** Jones Warren CJ903  
**Subject:** Partial staff training records  
**Attachments:** 2017-07-15 20-25.pdf; ATT00001.txt

Warren,

I've spent hours today searching for these documents, there are still some missing, they may have been lost during the refurb but will continue to search for them and will send over anything I find...

Now that I'm DPS, the records will be kept up to date and secure!

Rotas to follow..

Many thanks  
James

96



20<sup>th</sup> July 2017

PC Jones made enquiries with the SIA public register of licence holders, to confirm that Mr Young of LINK security held a valid SIA licence. These enquiries revealed that Mr Young did not hold a current SIA licence authorising him to undertake any licensable activity. As such Mr Young was not authorised to undertake door supervisor duties, and was also not authorised to manage other door supervisors.

PC Jones immediately contacted Mr Lanz, who had by now been nominated through a Variation Application, as being the DPS of both Molotov and ONE Club, and advised him of Mr Young's unlicensed status. Mr Lanz advised PC Jones that he was aware of the situation, and that there had been technical difficulties in renewing Mr Young's SIA licence, and suggested that one of the other door supervisors had temporarily taken over the role of managing the staff. It is an offence under the SIA Act 2001 to undertake duties as a Door Supervisor without a licence S3 (1), deploy other licensed staff without an SIA licence S17 (2) & (3) and to employ staff without an SIA licence S5(1). Mr Young knowingly undertook these duties, and Mr Lanz knowingly deployed unlicensed SIA staff. Apart from being unlawful, this puts patrons at significant risk as any public liability insurance would be invalidated.

17. PC Jones statement 17<sup>th</sup> August

23. Email from SIA

**Standing Andrew CS726**

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**From:** [REDACTED] on behalf of Partnerintelligence  
<partnerintelligence@sia.gsi.gov.uk>  
**Sent:** 10 August 2017 08:47  
**To:** Standing Andrew CS726  
**Subject:** RE: [OFFICIAL-SENSITIVE] Data request form

OFFICIAL-SENSITIVE

Good Morning Andrew,

Looking at Ian's records on our system, Ian YOUNG started his application on 18/07/2017 online. He was having problem putting his DL number so he contacted the SIA. The problem was resolved on the same day and he submitted his application on the same day (18/07/2017). The SIA sent him an email on 19/07/2017 notifying him that his application is complete and will be processed. He was granted his licence on 27/07/2017.

Kind regards,

[REDACTED]  
[REDACTED]  
Intelligence and Risk Analyst  
Security Industry Authority

Email: [REDACTED]@sia.gsi.gov.uk

OFFICIAL-SENSITIVE

**From:** Andrew.Standing@sussex.pnn.police.uk [mailto:Andrew.Standing@sussex.pnn.police.uk]  
**Sent:** Monday, August 07, 2017 8:48 AM  
**To:** Partnerintelligence <partnerintelligence@sia.gsi.gov.uk>  
**Subject:** RE: [OFFICIAL-SENSITIVE] Data request form

Hello [REDACTED]

Many thanks for this.

The lack of the licence was highlighted to the management of the club who stated that they were aware but there had been a technical difficulty with gaining the licence.

Are you able to tell me the date the new licence was applied for?  
Was there any unsuccessful applications in the time Ian Young was unlicensed?  
Were the SIA aware of any such technical difficulty?  
Was it an SIA issue?

Thanks,

Andy

**Andy Standing**  
Sergeant  
Licensing Team  
West Sussex Division  
Centenary House | Durrington Lane | Worthing | BN13 2PQ  
Tel: 01273 470 101 or 101 Ext 581261

**From:** [REDACTED] [mailto:[REDACTED]@sia.gsi.gov.uk] **On Behalf Of** Partnerintelligence  
**Sent:** 03 August 2017 10:50  
**To:** Standing Andrew CS726 <Andrew.Standing@sussex.pnn.police.uk>  
**Subject:** RE: [OFFICIAL-SENSITIVE] Data request form

OFFICIAL-SENSITIVE

Hello Andrew,

Your request for a Statement has been sent to our Statement Team.

Ian YOUNG DOB: [REDACTED] is current licensed. His Frontline Door Supervision licence 1016682205288484 was issued on 27/07/2017 and expires on 26/07/2017.

His previous Frontline Door Supervision licence 0130018917065432 expired on 30/05/2017, so he was unlicensed from 31/05/2017 to 26/07/2017.

Kind regards,

[REDACTED]  
[REDACTED]  
Intelligence and Risk Analyst  
Security Industry Authority

Email: [REDACTED]@sia.gsi.gov.uk

OFFICIAL-SENSITIVE

**From:** Andrew.Standing@sussex.pnn.police.uk [mailto:Andrew.Standing@sussex.pnn.police.uk]  
**Sent:** Thursday, August 03, 2017 10:20 AM  
**To:** Partnerintelligence <partnerintelligence@sia.gsi.gov.uk>  
**Subject:** RE: [OFFICIAL-SENSITIVE] Data request form

Morning [REDACTED],

I believe his date of birth is [REDACTED]

His current SIA licence number is 1016682205288484.

Thanks,

Andy

**Andy Standing**  
Sergeant  
Licensing Team  
West Sussex Division  
Centenary House | Durrington Lane | Worthing | BN13 2PQ  
Tel: 01273 470 101 or 101 Ext 581261

**From:** [redacted] [mailto:[redacted]@sia.gsi.gov.uk] **On Behalf Of** Partnerintelligence  
**Sent:** 03 August 2017 10:14  
**To:** Standing Andrew CS726 <Andrew.Standing@sussex.pnn.police.uk>  
**Subject:** FW: [OFFICIAL-SENSITIVE] Data request form

OFFICIAL-SENSITIVE

Good Morning Andrew,

Thank you for the attached disclosure.

Could please provide the date of birth of Ian Young?

Many thanks,

[redacted]

[redacted]

Intelligence and Risk Analyst  
Security Industry Authority

Email: [redacted]@sia.gsi.gov.uk

OFFICIAL-SENSITIVE

**From:** Andrew.Standing@sussex.pnn.police.uk [mailto:Andrew.Standing@sussex.pnn.police.uk]  
**Sent:** Wednesday, August 02, 2017 11:47 AM  
**To:** Partnerintelligence <partnerintelligence@sia.gsi.gov.uk>; Statements <statements@sia.gsi.gov.uk>  
**Subject:** Data request form

Dear SIA,

Please find attached a data request form for an ongoing investigation.

Thanks,

Andy

**Andy Standing**  
Sergeant  
Licensing Team  
West Sussex Division

**Holly Yandall**

Public Health Lead for Alcohol and Drugs  
Public Health Department  
0330 222 8683  
PublicHealth.Licensing@westsussex.gov.uk  
www.westsussex.gov.uk

First Floor, The Grange  
Tower Street  
Chichester  
West Sussex  
PO19 1RQ



Mr S Jones  
Senior Licensing Officer  
Licensing Unit  
Adur & Worthing Councils  
Portland House  
Richmond Road  
Worthing  
BN11 1LF

22<sup>nd</sup> August 2017

Dear Mr Jones,

**Re: Application for Review of Premises Licence: Molotov Cocktail and Vodka Bar, 31 Chatsworth Road, Worthing, BN11 1LY.**

West Sussex County Council (WSCC) Public Health Department wishes to support the application by Sussex Police to review the licence of Molotov Cocktail and Vodka Bar, 31 Chatsworth Road, Worthing, BN11 1LY

WSCC Public Health concurs that the licensing objectives of The Prevention of Crime and Disorder and Public Safety have been seriously undermined.

Serious questions have been raised over whether the Premises Licence Holder (PLH) and Designated Premises Supervisor (DPH) are fit and proper people to be trusted with the responsibility of selling alcohol.

Following the review of the premises licence in 2012 and the licensing review hearing in 2013, a number of additional conditions were applied to the licence by the licensing committee, to ensure that the Licensing Objectives were being promoted and customers kept safe. The same individuals (PLH, DPH and general manager) are still in charge and in control of the premises, and it seems evident that lessons have not been learned.

It is clear from the evidence presented by Sussex Police that the conditions placed on the licence have been breached and that the PLH and DPH they have completely and consistently failed in discharging a duty of care to their patrons.

Based on the information available and after much consideration, Public Health fully supports the request by Sussex Police for the Licensing Committee to revoke the Premises Licence, and feels that this course of action is both reasonable and necessary.

## Supporting information

It seems clear that the PLH and DPH have failed to actively promote the licensing objectives in relation to the Prevention of Crime and Disorder and Public Safety.

The evidence, provided by Sussex Police, of high readings for cocaine throughout the public areas of the premises (25<sup>th</sup> June 2017) is of great concern, particularly when combined with the numerous examples of extreme drunkenness of the patrons.

Cocaine is a highly addictive drug which has adverse effects on the heart and circulatory system. This is exacerbated when combined with alcohol as it produces a toxic substance called Cocaethylene. Even for perfectly healthy people, the increase in heart rate and blood pressure can increase the chance of seizures, heart attacks and strokes. Cocaethylene also puts a strain on the liver and, over time, can cause serious damage.

Cocaine's stimulant effect is reported to reduce a drinker's feelings of intoxication allowing greater quantities of alcohol to be consumed. The combination of the disinhibiting effect of alcohol and confidence inducing cocaine with the addition of Cocaethylene, leads to a heightened possibility of impulsive or reckless behaviour and even violence.

Alcohol is a psychoactive substance that has intoxicating, toxic and dependence-producing effects.

Those entrusted with selling alcohol for consumption on their premises have a responsibility to ensure the safety of those using their premises, as a part of their duties under the Licensing Act 2003. 'Safety' includes the prevention of accidents and injuries and other immediate harms that can result from alcohol consumption such as unconsciousness or alcohol poisoning.

According to the evidence from Sussex Police, at 01:40 on 12<sup>th</sup> February 2017, a male was seen to be slumped over at table in the premises – presumably unconscious through excess alcohol consumption. When this was pointed out by police, he was simply ejected. This is clear evidence that that licensing objective of Public Safety is not being promoted.

According to police, on 25<sup>th</sup> June 2017, a number of customers were seen to be unsteady on their feet and needing to use the tables, chairs and the bar to steady themselves while walking around the premises. These customers were still drinking alcohol. This is just 4 months after the tragic death of the 45 year-old mother of two and indicates that, even following such a serious and tragic event, the licensing objective of Public Safety was still not being promoted by premises staff at Molotov.

Furthermore, on 25<sup>th</sup> June 2017, a lone female was seen by police to 'stagger' out of the premises with 'no obvious intervention by bar staff or door staff to check her welfare'. This raises serious questions about the suitability of the PLH, the DPS and the premises management to have the responsibility for selling alcohol. This incident came just 4 months after the tragic death of one of their customers – also a lone female. It seems clear that insufficient improvements to practice were made

following the tragedy. It is unclear whether this is through management incompetence or sheer indifference.

In order to promote the licensing objective of Public Safety, it is clear that people should not be served alcohol to the point at which they are so drunk that they are unsteady on their feet; it is also an offence: Section 141 of the Licensing Act 2003 makes it an offence to sell or attempt to sell alcohol to a person who is drunk, or to allow alcohol to be sold to such a person on relevant premises. Door staff should be proactively watching for signs of drunkenness and vulnerability. Any customers seen to be unsteady on their feet or 'minesweeping' – drinking the alcoholic drinks of other customers left on tables or bars - should be gently approached and assisted to leave the premises and get into a taxi, or kept in a 'safe space' with their condition monitored and water provided. It could be argued that this is mere common sense, but Sussex Police even provided Vulnerability Awareness training in February in 2016 and we know that, as a minimum, the manager - James Lanz – received this training so there is no excuse for bar staff and door staff at Molotov failing in this duty.

WSCC Public Health Department understands that Molotov has not been regularly represented at PubWatch in recent months. James Lanz, the general manager, was previously the PubWatch secretary but this role is now being fulfilled by someone from another premises as James was not regularly attending the meetings and was not sending apologies. This also points to issues with management at the premises.

In conclusion, WSCC Public Health Department support the assertion by Sussex Police that the licensing objectives of The Prevention of Crime and Disorder and Public Safety are not being promoted by the management of Molotov Vodka and Cocktail bar.

The management of the premises (including the PLH, the DPH and the general manager) has remained the same and it is clear that the lessons of the review in 2012 and the tragic death in February 2017 have not been learned.

Public Health therefore concurs with the view of Sussex Police that revoking the Premises Licence would be the only reasonable and necessary course of action in this instance.

Yours sincerely,



Holly Yandall  
Public Health Lead for Alcohol and Drugs

**On behalf of the Director of Public Health**