

[Insert name and address of relevant licensing authority and its reference number (optional)]

**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 Sergeant 3641 Lindsay Chamberlain

(Insert name of applicant)

apply for the review of a premises licence under section 51 for the premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description The Mill Bar & Restaurant, Ground Floor, Town Mill, High Street,	
Post town Sandbach	Post code (if known) CW11 1AH

Name of premises licence holder or club holding club premises certificate (if known) Mr Jonathan Harry Thomas Jones

Number of premises licence or club premises certificate (if known) LAPRE/0956/05
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Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

☐

2) a responsible authority (please complete (C) below)

☒

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

☐

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

Please tick ✓ yes

Mr

☐

Mrs

☐

Miss

☐

Ms

☐

Other title

(for example, Rev)

Surname

First names

Please tick ✓ yes

☐

I am 18 years old or over

Current postal
address if
different from
premises
address

Post town

Post Code

Daytime contact telephone number

E-mail address
(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Chief Officer of Police C/O Sergeant 3641 Lindsay Chamberlain Crewe Police Station Civic Centre Crewe CW1 2DG
Telephone number (if any) 01606 362566
E-mail address (optional) <u>lindsay.chamberlain@cheshire.pnn.police.uk</u>

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

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

Please state the ground(s) for review (please read guidance note 2)

I submit this application for a review of the licence under the licensing objectives , the prevention of crime and disorder and protection of harm to children.

The Mill is not being managed in a responsible manner , the premises license conditions are not being adhered to which is having a negative impact on the local community and those that attend the Mill and surrounding premises. In a recent case still under investigation a young man had his jaw broken inside the premises, further information is attached .

The Mill Bar and Restaurant current premises license was issued on February 17th 2015 and has Jonathan Harry Thomas Jones as the holder. During the time it took for Jonathan Jones to become the holder of the premises license and during his position in this post, he has come to the attention of the local authority , Cheshire Constabulary licensing and Crewe local policing units. As you will see from the statements in the information section at the beginning these were supportive conversations from these public authorities but to date he still does not comply with the conditions of his license. Failure to comply with those premises license conditions undermines Jonathan Jones' ability to comply with the licenses objectives. Prevention of crime and disorder and Protection from harm to children.

Many of the conditions contained within the Premises License support the objective to protect children from harm . As Jonathan Jones is not complying with these conditions he is exposing children , those under 18 years old to potential harm . You will see in the statements attached that Jonathan Jones has deliberately sought out young people especially girls to work at his premises as glass collectors. Jonathan Jones puts these children on a work trial, no payments, then asked them to work beyond the licensed hours , they have been supplied alcohol whilst working at The Mill. This irresponsible behaviour has made these children vulnerable and likely to come to harm, especially in the adult environment of a bar. The children who frequent The Mill are at real risk of child sexual exploitation. .

Please provide as much information as possible to support the application (please read guidance note 3)

During the initial application and obtaining of the premises license there has been issues with Jonathan Jones being unable to comply with legislation and conditions. This is documented in the statement by Cheshire Constabulary's licensing officer David Smethurst. **Appendix A**.

Mr Smethurst recounts the issues regarding the layout, gaming machines, an inability to tell the truth and failure to support police investigations of crimes within the license premises by withholding CCTV. This statement highlights the failure to achieve both objectives, Prevention of crime and disorder and Protection of harm to children. The latter of Mr Smethurst's statement details the report from a mother of a sixteen year old girl who was so ill through her alcohol consumption at this premises she was still suffering the effects several days later.

In addition to support the evidence of not complying with the licensing objective to prevent harm to children, there are two accounts of two girls aged 15 and 16 working as glass collectors until past the hours of closing at 0300hrs (closing is 0200hrs). This is against the law of employing children and his licensing objective which state "no person under 18 years may enter or remain on the premises after 2100 unless in attendance at a pre-booked private family function which has the exclusive use of the entire premises"

To support the evidence for the objective prevention of harm to children. There are two statements one from the mother of a 16 year old school girl who went for a trial as a class collector on Saturday 6th December 2015, which details that Mr Jones wanted the girl to work until 4 am was given alcohol through the course of the night knowing how old she was. This school girl was so unwell she went to see the GP the next day. This version of events is supported by her mother. **Appendix B**.

On December 20th 2015 following reports and intelligence that alcohol was being sold after hours police entered the premises under section 179 and 180 of the Licensing Act 2003. The following officers; PC 3872 Kerrie Cummings, SC 80858 Blackburn, PC 2809 Hinett, PC 5148 Harrison and PC 3794 Wray. Details of their findings are in their statements. To summarise, the police entered at 0152 hrs on Sunday 20th December 2015. The late night entertainment was in full swing (licensed only until 0115hrs). Alcoholic drinks still being served (supply of alcohol licensed until 0115hrs). The majority of the patrons were heavily intoxicated and signs of drugs use. **Appendix C**

Following this licensing visit, Cheshire Constabulary licensing officer hand delivered a formal letter, **Appendix D** to the premises licensing holder Jonathan Jones detailing the non-compliance with the premises license. The following was asked of Jonathan Jones :-

- Stop employing children to work unlawfully in your premises
- Stop employing people under the age of 18 years to sell alcohol
- Comply with your premises license, its conditions and hours, including CCTV conditions
- Take steps to prevent the widespread and blatantly unlawful use of controlled drugs within your premises

Nothing improved over the coming months. The premises was only being managed by the fact that most weekends the local patrols would take in The Mill as part of their patrol plans which ensured the premises closed at 2 am.

During this time due to the issues reported so far, a late Temporary Event Notice was

refused and a visit conducted after closing time to see if they had complied. To some degree The Mill had. At 0240hrs the premises was still open, there was music on and people drinking. The people drinking were staff and the DJs who had performed at the event.

In February 2016 Sgt Chamberlain and Sgt Watkins visited Jonathan Jones who was accompanied by his parents at the Mill Bar and Restaurant to discuss any progress being made since the letter. Sgt Watkins statement, **Appendix E** details the meeting and following actions. In summary, there was no progress but more worrying there was a total lack of understanding of the importance of complying with the conditions on license and in fact did not seem to understand what they were. During this meeting Jonathan Jones admitted employing two 17 year old glass collectors.

Following the meeting Sgt Watkins hand delivered another letter police exhibit CW/1 (court ref). This was hand delivered on Monday 15th February 2016.

Since the meeting in February 2016 the CCTV system which was seized by police has been returned to premises.

Sgt Watkin's statement is supported by Cheshire East CCTV from Thursday 25th February 2016. Sgt Watkin's was informed by Jonathan Jones, it was a private function. The CCTV shows a very young man slumped against a wall who is intoxicated and unable to look after himself.

At the same event a few weeks later, which is not a private function but an advertised event by the Mill on Thursday 24th March 2016 incident 978 refers. An incident relates to a father calling the police about concern over the welfare of his 17 year old son. Details of this are in PC 5240 Need's statement, **Appendix F**. The 17 year old boy was intoxicated and had some sort of altercation with the door staff.

I, Sgt Chamberlain had further conversations with the father of this 17 year old boy. Over the last few weeks Sandbach High School head boy committee have been paying to hold a disco at The Mill where under 18 can attend. A wrist band system exists but it is not complied with. If the wrist band is not on and the person tells the bar staff they have lost the wrist band, the bar staff simply sell alcohol to the children. Equally concerning is that there have been several assaults on children by door staff and bar staff which has resulted in bleeding noses, although not officially reported to the police.

This is a breach of the premises license conditions "No person under 18 years may enter or remain on the premises after 2100 unless in attendance at a pre-booked private family function which has the exclusive use of the entire premises". As it is not complied with, the premises are not supporting the licensing objectives Prevention of crime and disorder and Protection of harm to children.

A serious assault occurred inside The Mill on 20th March 2016 when a customer had his jaw and eye socket broken. This happened on the dance floor but no one from The Mill, door staff nor bar staff, manager or premises license holder called for an ambulance or the police. Since that date the police have been trying to obtain footage from the venue. Jonathan Jones did give a copy of the cctv but it showed outside cameras on the night and inside from a night when The Mill was not opening, showing an empty bar. Those images, albeit for the wrong date, were grainy and of poor quality and **not** to the satisfaction of the Police Licencing Officer.

It appears that once again Jonathan Jones has managed to frustrate an investigation which may have provided a window into activities at The Mill and in doing so failed to comply with

his image retention condition of license :-

- A CCTV system will be installed and maintained at the premises to the satisfaction of the Police Licensing Officer. It will record continuously and securely retain unedited images for a period of not less than 28 days.

This clearly demonstrates Jonathan Jones breaching the licensing conditions, he is failing to support the license objective to Prevent crime and disorder. Without this evidence the police are unable to bring the offender to justice, the offender remains a threat to the community whilst outstanding for this serious assault.

In addition there are statements from Sophie Barrett former worker at The Mill and Robert Davenport former door staff at The Mill both describe in their opinion Jonathan Jones lack of ability to run a licensed premises and how he did not adhere to the license conditions when they worked at The Mill. Although it does not give direct evidence of failure to comply with licensing objectives it does highlight Jonathan Jones' bad attitude and total disregard of his responsibilities as a Premises License Holder. Together with a statement from another Designated Premises Supervisor, Roger Morse who describes what it was like to have The Mill in the same town as your business, due to it not being run responsibly. He also describes an incident which highlights that woman maybe being deliberately targeted in The Mill.

Appendix G

I present this application for a review to the licensing panel due to the fact that other less punitive methods have not worked. Since becoming the Premises License Holder of The Mill Jonathan Jones has had ample opportunity to get his premises in order with guidance and support from the police and licensing officers but has chosen not to. With the recent lack of action taken by The Mill in help the victim of the serious assault, who has life changing injuries and the constant risk of children being harmed I see no other option but to have The Mill's Premises license revoked.

List of documents sent by post :-

Appendix A - Statement from David George Smethurst

Appendix B – Statement from school girl age 16 (edited to remove all children's names from the statement)

Statement from Nicola Jayne Leese

Appendix C – Statement from Sc 80858 Andy Blackburn

Statement from PC 3872 Kerrie Cummings

Statement from PC 2809 Kevan Hinett

Statement from PC 5148 Helen Julia Harrison

Appendix D – Letter dated 22nd December 2015 from David Smethurst to Jonathan Jones

Appendix E – Statement from PS 3593 Christian Watkins

Statement from James Sharp – cctv operator for Cheshire East Council

Letter dated 15th February 2016 from PS Watkins to Jonathan Jones

Appendix F – Statement from PC 5240 Roger Need .

Appendix G – Statement from David George Smethurst

Letter dated 29th March 2016 from David Smethurst to Jonathan Jones

Appendix H- Statement from Sophie Jade Barrett

Statement from Robert Alan Davenport

Statement from Robert James Morse .

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 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature

Lindsay J Chamberlain

Date 6th April 2016

Capacity Responsible Authority

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

Chief Officer of Police
C/O Sergeant 3641 Lindsay Chamberlain
Crewe Police Station
Civic Centre

Post town
Crewe

Post Code
CW1 2DG

Telephone number (if any) 01606 362566

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

Notes for Guidance

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

Please tick ✓ yes

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

☐

If yes please state the date of that application

Day Month Year

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

Appendix A

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT**

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN:

07

Page 1

Statement of: David George Smethurst

Age if under 18 (if over 18 insert 'over 18'): 018

Occupation: POLICE LICENSING OFFICER

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

Signature:

Date: 22/12/15

Check box if witness evidence is visually recorded ☐Witness personal details should be entered in appropriate section **ONLY**.

I am a police staff licensing officer with 10 years experience in that capacity. I employed by Cheshire Police and based at Sandbach. Prior to my current role I was a police officer with Cheshire Police retiring after 33 years service in the rank of Sergeant. For the vast majority of my service I have lived and primarily served in the area now comprising Cheshire East. In my current role I am able to access many computer records of incidents reported to and attended by police officers and staff and I will refer to those at times in this statement.

In the 43 years I have worked for Cheshire Police I have met and worked with many hundreds of people running licensed premises across Cheshire East. In the main I have found them hard working, co-operative when working with the police investigations and normally eager to ensure their operation is compliant with guidance and lawful.

In my area of responsibility is the Mill Bar and Restaurant, Town Mill, High Street, Sandbach, CW11 1AH. The Premises Licence Holder and Designated Premises Supervisor at the premises is Mr Jonathon Harry Thomas Jones, commonly known in Sandbach as JJ.

The Mill Bar and Restaurant occupies part of the ground floor at the Town Mill and is accessed via a narrow alleyway off High Street which is directly opposite the cobbled area known as Market Square. Also accessed via the same ground floor door from the alleyway into the Town Mill is an antique business owned by JJ's father, who is also Mr Jones.

I am aware that at least some of the floors above the ground floor provide living accommodation.

I first met JJ on 26th August 2014 when I visited his premises as he had a few days before applied to transfer the premises licence to himself. I immediately recognised that the layout of

Signature:

Signature Witnessed By:

Restricted (when completed)

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT****Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B**

URN:

07

Page 2

the premises had been changed as the bar servery had moved and that he had installed two gaming machines. I explained to him that he cannot simply make substantial changes to the premises and that he must advise the licensing authority of the amendments he has made, explained to him how to do that and that he must also inform the licensing authority that he has decided to take up his entitlement to install two gaming machines.

I also advised JJ that as the person nominated on the licence at that time as Designated Premises Supervisor had left the area and now had nothing to do with his business he must also nominate, as a matter of urgency, a Personal Licence Holder to be the new Designated Premises Supervisor.

It took until 16th September 2015 for him to resolve the layout changes by submitting an application and until 2nd February 2015 to legitimize the gaming machines by notifying the Licensing Authority. During this time I reminded and badgered JJ numerous times simply in an effort to get him to operate lawfully and on many occasions he simply lied to me. I have since learnt from my many interactions with JJ and heard from other responsible authorities that he is an accomplished and prolific liar and particularly when taken to task about issues. He appears to treat all and any responsible authority, including the police and judiciary with contempt.

A few days later in the early hours of 2nd September 2014 an incident was reported to police by the mother of a 16 year old girl who worked at the Mill Bar & Restaurant. The child had gone to the premises the previous evening ostensibly for a small party to celebrate a colleagues birthday. Her mother became concerned when she had not returned home as she expected and so the mother attended at the Mill to try and find her daughter. When the mother arrived at the Mill she found her daughter drunk and crying and the mother rang the police at 01:55 hours to try and find out what had gone on. When the police arrived the child was present with her mother, two female members of staff and a male bar manager, although not JJ. The child presented to the officers as hysterical and drunk and when questioned about what had happened she became even more upset. It was noted by the officers that the child had marks on her neck which appeared to be love bites. The child was not questioned further at the time due to her drunken state and she subsequently refused to divulge what had gone on. The staff members present were also questioned about what had happened to the child and there was no

Signature:

Signature Witnessed By:

Restricted (when completed)

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT****Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B**

URN:

07

Page 3

dispute that she had been given alcohol at various stages during the evening and that JJ had been present on and off. However no one admitted to actually providing the alcohol for her although they all knew she was only 16 years of age. They also knew that after the premises had closed to the public, at which stage the child was drunk, she had left the bar area with JJ. When she returned to the bar area she was crying and upset and allegedly made a comment to one of the female members of staff that some sexual contact had taken place. Another female member of staff went out to the area at the rear believed to have been where JJ and the child went to and found a pair of knickers on a fire escape.

The following day on 3rd September 2014 I went to the Mill at 15:00 hours and spoke to JJ. I told him that I wanted CCTV recordings of the events of the previous night so that I could identify who had given the 16 year old child alcohol and find out exactly what had happened to her. He said the CCTV was faulty, but would be repaired by the following day and that I could have copies then. He identified the area where he and the child had gone to the previous night as being the fire escape at the rear of the premises and that it was not covered by CCTV. He also gave me his version of what took place when he and the child were alone.

I returned to the premises the following day on 4th September 2014 where JJ alleged the CCTV had not been recording at all on the night the child got drunk and so he could not provide CCTV recordings for me.

Whilst there I reminded him that he had still not submitted an application to the licensing authority to cover the layout changes he had made or to legitimize his provision of the gaming machines. It then took a further 12 days of me badgering JJ for him to submit an application to cover the layout changes he had already made.

At 01:17 hours on Friday 12th December 2014 police officers attended an incident at the Mill which culminated in two young men being arrested. However members of the public not involved in the incident were irate that members of staff at the Mill had in fact orchestrated the whole incident and wound the young men up.

As a result I made numerous approaches to the Mill in an effort to secure CCTV recordings and see what, if any, criticism could be levelled at the Mill's staff for what occurred. I then either visited personally, rang, emailed or sent letters on 15 separate occasions in an effort to secure

Signature:

Signature Witnessed By:

Restricted (when completed)

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT****Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B**

URN:

07

Page 4

CCTV recordings. I spoke to numerous members of staff and even JJ's own father with abortive messages about the CCTV with the last attempt being on 13th January 2015.

In the intervening period there have been various internal disputes involving JJ and people he was in business with and the premises have been closed at times.

However during the latter part of 2015 I started to receive numerous compliants about the Mill frequently staying open until 04:00, 05:00 and even later on occasions. People who live or have business premises nearby with CCTV said they had seen groups of people coming away from the premises well after it should have closed to the public. It also has a reputation as somewhere where drugs can be obtained, is referred to as a drugs den and people who live in Sandbach have recently told me it also enjoys a reputation as somewhere where young girls can trade sex for alcohol or drugs.

On the 14th December 2015 information came to my notice that a young female child aged 15 years of age had worked as a glass collector at the Mill on Friday 11th December 2015 and arrived back home in Sandbach at 03:15 hours. I spoke to the mother of the child and her mother confirmed that she now knew her daughter had worked at the Mill, as I had been told, and that she would never work there again although her parents eventually decided against making formal statements.

I was further informed that a 16 year old female child had also worked as a glass collector on the following night, i.e. Saturday 12th December 2015, at the Mill and she worked until around 03:00 hours. During the evening she had been given alcohol by males aged under 18 years of age who were working the bar servery and by 03:00 hours when she left she was incapable of looking after herself and subsequently felt someone had been slipped a substance other than alcohol into her drink. Prior to commencing her shift she was told she would be working until 04:00 hours.

It was also alleged that both the young 15 year old and 16 year old girl had been approached and offered work at the the Mill as they were on a list maintained by JJ of people deemed suitable to receive such an offer.

Signature:

Signature Witnessed By:

Restricted (when completed)

Appendix B

RESTRICTED (when complete)


Cheshire
Constabulary
 BE SAFE, FEEL SAFE

WITNESS STATEMENT

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s.9; Magistrates' Courts Act 1980, s.5B

URN

Statement of: [REDACTED]

Age if under 18: 14y13 (if over 18 insert 'over 18')

Occupation: School, etc.

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: X [REDACTED]

Date: 29/12/15.

Tick if witness evidence is visually recorded ☐

(Witness personal details should be entered in appropriate section ONLY)

On Wednesday 10th December I heard that someone had given my details to the owner of The Hub, one of my friends at school told me that through working there the owner had made a list of boys and girls of my age to be a glass collectors. I then rang up on the Tuesday and spoke to a Jon who I didn't know at the time was the owner but my mum told him so I then discovered he said that I could come in for a trial on the Saturday I was happy with this and thought I would give it a go. He told me that the hours would be 8pm until 11pm and that it was a trial so I knew it wouldn't be paid. I didn't realise that this isn't right until my mum.

I was nervous about going and I had heard that there are weird men who go in there my friend Sophie had been asked my one lad Aldo that if she didn't get in the back and spread her legs she would have them spread for her there and then.

Danielle Morris greeted me and she told me what I had to do and how to clean up.

I also know [REDACTED] who is 14yrs old and he works until 11pm He also collects glasses and clears up. I worked with [REDACTED] helping them

Signature: X [REDACTED]

Signature witnessed by: PTO

RESTRICTED (when complete)



Page No. 2 of 3

Continuation of Statement of [REDACTED]

load the glass washer.

In between times I would stand with my boyfriend who came in to keep an eye on me, he had fell out with me earlier on as he didn't want me there.

At 3am it shut down and he kicked everyone out. The only people left were those that worked there.

From 12.30am I was offered malibu and Coke and shots from Aaron Beardonmore who is one of the bartenders. I had one glass of malibu and Coke and 2 shots of ~~red and green~~ alcohol sars. These I drank between 12.30am and 3am. I started to feel tipsy quicker than normal and felt drunk and sick but held it back because I didn't want to be sick.

I got on with most people except Aaron Bucksham who was weird and flirted with me so I stayed away.

He has a fake identification because he is not 18 until 12th February.

Around 2am I felt like my voice was echoing in my ears, my eyes were blurred, my stomach was funny. I felt terrible nothing like I have when I normally have a drink.

I remember going home I can't remember some stuff meeting etc. were meant to have, the only thing I can remember after this was leaning over the bar at home.

I slept and slept when I woke my head was pounding I felt so bad, I tried to go out but came back and when back to bed straight away. I feel that

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

Continuation of Statement of [REDACTED]

Something had been put in my drink it took me days to feel ok. My mum persuaded me to go to the doctors. I was scared to go at first in case of them telling me off but I went and have had blood tests to make sure I am ok.

I am not going to go back because it is not the right environment for a 16yr old I just wanted a job for christmas x [REDACTED]

Signature: X [REDACTED]

Signature witnessed by: [REDACTED]

RESTRICTED (when complete)


Cheshire
Constabulary
 BE SAFE. FEEL SAFE

WITNESS STATEMENT

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s.9; Magistrates' Courts Act 1980, s.5B

URN

Statement of: Nicola Jayne LeeseAge if under 18: 018 (if over 18 insert 'over 18') Occupation: Unemployed

This statement (consisting of 4 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: X Date: 15th December 15
 Tick if witness evidence is visually recorded ☐ (Witness personal details should be entered in appropriate section ONLY)

On the 12th December 2015 my daughter [REDACTED] went for a work trial at The Mill on High Street Sandbach.

She was told to go in smart casual clothes and to be there for 8pm.

Allegedly there is a list that the licensee has that apparently has the names of young people in the area. [REDACTED] rang genuinely to see if she was on the list and Jon Jones had told her she was and come for a trial. [REDACTED] had no idea how she was on this list and along with other such as Jack Bradley who she asked, she asked Adam Beardmore to ask him what she would have to do and said it was just glass collecting.

Also behind the bar Aaron Blackshaw who is not 18 until February, Adam Beardmore who is 20/21yrs and [REDACTED] who is not yet 16yrs.

We were out the Saxon Arms for a birthday meal and [REDACTED] went over to The Mill for the trial. We had felt out about this trial her boyfriend Aaron and us had felt out with her about it. Aaron had advised her that it was not the place for her because of what was going on with drugs etc.

She was dead nervous and didn't want to eat her

Signature: X Signature witnessed by: PTO

RESTRICTED (when complete)



Page No. 2 of 4

Continuation of Statement of Nicola Jayne Leese

meal.

I believe that her friend [REDACTED] had already told her that when she was there she came home at 11am and had been given drinks that were alcoholic.

Aaron came back and said she was OK. We left the Saxons Crew at 9.30pm leaving Aaron and the others to go over to The Lion to watch the boxing.

Alicia was 18 that night so she was excited to be able to go in the pub.

We went home and went to bed and then about 03.10am I thought I was dreaming as I heard a voice calling our names. He apologised for coming into our room but he was worried about [REDACTED] as she was just lay flopped on her bed with her head lolling about. She was also lay just staring blankly at the ceiling.

I saw that she was in bed with her head back eyes glazed. I called to her but she was unresponsive. I asked Aaron had she been drinking. Aaron said she had had a few but that he suddenly saw her wobbling around and dropping the glasses and that it happened very suddenly.

I couldn't smell alcohol and it concerned me as she didn't look drunk or Merry just as though she had been drunk.

Aaron told me that he could not get her home that she didn't know where she was. She has been drunk before and she just acts silly and this was completely out of character.

Signature: X

Signature witnessed by:

RESTRICTED (when complete)

Page No. 3 of 4

Continuation of Statement of Nicola Jayne Leese

I tried to open her eyes but there was nothing.

I woke Nigel up as I was worried. She had opened her eyes and they were stuck open. She suddenly sat bolt upright and started crying. Aaron got a bin for her to be sick in. There was just spit apparently I had gone out as I don't like sick, instead she started screaming, shouting and crying talking rubbish before suddenly collapsing back.

Aaron stayed all night and she woke at 11am but was still poorly. She then slept until 8.30pm that next night, she had got up and gone out with Aaron to pick her sister up but she still felt ill.

On Monday she was still complaining of pain in her stomach and sore throat and not feeling well.

Eventually I convinced her to go to the doctors and he gave her some blood tests the next day of which we are awaiting the results.

I will never allow her back in that place ever it is so scary, I believe that she was given something other than just alcoholic. I still would have been angry as she shouldn't be given alcohol at all!

I am scared that girls are at risk going into that place and I have heard that there are less than nice people working behind the bar such as Aaron Rickman.

I have heard so much bad stuff, drugs underage drinking, that the licensee sniffs lines of drugs off the bar, and others are now coming forward to say what is happening.

I support any investigation that is done as to

Signature: X

Signature witnessed by:

RESTRICTED (when complete)Cheshire
Constabulary

Page No. 4 of 4

Continuation of Statement of

NICOLA JAYNE LEES

what is happening in The Miu and the dangers
to the Community X

Signature: X

Signature witnessed by:

Appendix C

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT**

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN:

07

Page 1

Statement of:

Andy Blackburn

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

Occupation: *SC 80858*

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

Signature:

Date: *25/12/2015*

Check box if witness evidence is visually recorded

☐Witness personal details should be entered in appropriate section **ONLY**.

I am SC 80858 Blackburn of the Cheshire constabulary, currently stationed at Sandbach Police station on the neighbourhood policing team.

On Sunday the 20th of December 2015 I was on duty in company with Pc 3794 Wray, when at approximately 01:52hrs we were asked to attend at The Mill, Highstreet, Sandbach, CW11 1AH.

On arrival at The Mill we were joined by 6 other members of the team to carry out licensing visit under section 179/180 other licensing act 2003.

It was clear to say that they were still letting people into the venue through the main front entrance at 1:52 the licensee Mr JOHNATHON JONES was on the door. As we approached we could see Mr JONES was still allowing people in and out of the venue we question two people in particular which hesitantly said that they are normally allowed in this time Mr JONES gave them a stern stare.

He stated that he wasn't allowing people in and this was clearly not the case.

As we entered the premises it was clear to see that the disco was in full swing as the music was still on and very loud, people were still standing at the bar as if they were buying drinks at this point the bar staff were aware of our presence and were very sheepish and started to collect glasses. As I walked through the venue it was clear to see people had full glasses, bottles et

Signature:

Signature Witnessed By:

Restricted (when completed)

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT**

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN:

07

Page 2

cetera I spoke to some people who were not willing to give me their details but they did admit that they had bought their drinks within the last 10 to 15 minutes.

Once the door staff had cleared the venue I then used a cocaine indicating wipe on the tops of the surfaces in the toilets it indicated positive for cocaine.

A member of the door staff was present as we were carrying out these tests he appeared nervous and announced he was just using the toilet and wasn't checking on us.

After leaving the premises I spoke to some of the people outside, they all generally seemed young I would estimate at 18yrs upwards but some in my opinion could have been quite possibly younger.

The majority of them seemed heavily intoxicated indicating to me that the bar staff may have been serving alcohol to individuals when already drunk.

In my 20s I was the bar manager for the lion public house in Sandbach for a number of years this has given me the ability to be able to judge somebody's level of intoxication and whether they are suitable to be served or not. Having witnessed the behaviour and inability of those trying to function after the amount of alcohol they had consumed it appeared to be the intention of the bar to allow people to become in an incompetent state.

After the licensing visit we resumed patrol in Sandbach town centre. Whilst walking along the main street, where The Mill is situated, we could see that there were still small groups of people in the area, who had congregated together after leaving the premises, the majority of which seemed intoxicated, slumped on benches, leaning on walls, sitting on curbs and being looked after by their friends.

I spoke to a group of three males of approximately 18 years of age, the males were in the doorway of the shop two of them were heavily intoxicated and both had fully dilated eyes I suspect because of drugs use, the third male explained to me that they had come from The Mill

Signature:

Signature Witnessed By:

Restricted (when completed)

Restricted (when completed)

Cheshire Constabulary

WITNESS STATEMENT

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN:

07

Page 3

One of his friends was kneeling on the floor on his hands and knees, he was retching as if trying to be sick , but nothing was coming out which I found was odd if he had consumed a lot of liquid. He was unable to stand and his friend explained that one of his family members was coming to pick them up as the night had got a little out of hand .

Signature:

Signature Witnessed By:

Restricted (when completed)

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT****Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B**

URN:

07

Page 1

Statement of: Kerrie CUMMINGS**Age if under 18 (if over 18 insert 'over 18'):** 018 **Occupation:** Police OFFICER

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

Signature:**Date:** 20/12/15**Check box if witness evidence is visually recorded** ☐Witness personal details should be entered in appropriate section **ONLY**.

I am Police Constable 3872 Kerrie CUMMINGS of CHESHIRE CONSTABULARY based at SANDBACH POLICE STATION as part of CREWE LPU.

On SATURDAY 20th DECEMBER 2015 at approximately 01:52 hours I entered THE MILL public House on HIGH STREET in SANDBACH in company with other colleagues.

The powers of entry were based upon the rights of entry to investigate licensable activities under section 179/ 180 Licensing Act 2003 and intelligence received that the sale of alcohol was taking place after licensable hours.

On arrival at the front door the owner Jonothan JONES was about to allow 2 males entry, on seeing us he loudly told them they were refused entry as he had been closed since 01:15. The males continued to argue with him and I asked one of the males do you usually get in at this time to which he replied yes.

On entering the club I witnessed that it was of full capacity with music at full volume and 4 DJ's at the rear of the club. There was at least 10/15 people at the bar waiting to be served and you could see people walking away from the bar with full bottles of beer. There was dry ice being pumped actively around the room and a lot of people dancing on the dance floor.

Signature:

Signature Witnessed By:

Restricted (when completed)

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT****Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B**

URN:

07

Page 2

I became aware of one of the bouncers a tall asian fellow with a beard who was suddenly given the nod by another bouncer, start to make his way rapidly through the crowd to the end of the room. I followed him immediately to see what he was attempting to do, to which he headed straight to the DJ's and told them "IF YOU ARE ASKED TELL THEM YOU WERE TOLD TO FINISH AT 2"...At the same time, as the music was loud, he used his hand in a cutting motion across his throat to mean "cut" and held 2 fingers up to signal 2am. I could see that the DJ's looked confused and on seeing me behind the bouncer did not reply. I then asked the DJ's when they were originally told to finish and they told me that they were employed to play until whenever or just until they were told to stop.

I told the DJ's that they had to stop immediately and explained why to which they obliged. We then started to clear the pub. Once the music was off it was clear that there had been no attempt to finish the night or to ask people to leave. I could see most individuals had full bottles of beer or full pint glasses that had been freshly poured and the bottles were cold as though just produced from the fridge. I enquired with some individual when they last got served to which only 2 admitted that it was within the last couple of minutes. It was then I could see that one male was going around telling people to say they last got served at 12.30.

The pub started to clear but it became obvious that lots of people were very very drunk. One female fell over in front of me with a full drink and on entering The Mill I witnessed one male being carried out unable to walk.

Behind the bar I witnessed 2 males, one called Jack Bradley and another who I know are only 16 years old. One of these was glass collecting but the other was witnessed by PC Harrison serving as she entered.

I also spoke with a male called Aaron BLACKSHAW who had served all night and is openly employed as barman who I know is not 18 his dob being 12/2/98. he admitted that he had been working and that he is not 18.

Signature:

Signature Witnessed By:

Restricted (when completed)

Restricted (when completed)

Cheshire Constabulary

WITNESS STATEMENT

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN:

07

Page 3

I spoke with JONOTHAN JONES and asked him if he had got an extension to his license to allow him to serve of which he replied NO but that he had submitted one to the licensing officer. He then informed me that I would have to get a download of the till activity from the company who have the hard drive and he furnished me with the address.

It is in my opinion that The MILL was going to remain actively serving and allowing entry way past what is part of the licensed conditions. It is also clear that he is serving customers when they are already intoxicated and that from swabs done by Sgt CHASPMAN and SC BLACKBURN that cocaine had been used in the male and female toilets.

Signature:

Signature Witnessed By:

Restricted (when completed)

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT**

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN:

07

Page 1 of 2

Statement of: Kevan HINETT**Age if under 18 (if over 18 insert 'over 18'):** Over 18 **Occupation:** Police Officer

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

Signature:**Date:** 20/12/15**Check box if witness evidence is visually recorded** ☐Witness personal details should be entered in appropriate section **ONLY**.

I am PC 2809 Hinett of the Cheshire Constabulary currently stationed at Sandbach Police Station.

At 01:55 on the morning of Sunday 20th December 2015 I was on duty in uniform in the Sandbach area.

At this time I attended at the rear entrance/exit to the Mill bar and restaurant which is situated at the far end of Hope Street, Sandbach.

The Mill has a beer garden at the back and a wooden gate from the beer garden opens out onto Hope Street.

I was aware that at that time other officers were entering the Mill via the main entrance to carry out licencing checks due to information that had been given regarding poor management of the premises.

A short time later the gate to the Mill beer garden was opened from the inside and two males appeared in the doorway.

I know one of the males to be Jonathon Jones the licensee of the Mill, the other male I did not know.

It was clear that one or both of the males intended to leave the premises via the gate but on seeing me in the area Jones shouted that they were staff checking for people in the area.

Both males went back into the beer garden and the gate was then locked from the inside.

Signature:**Signature witnessed by:****Restricted (when completed)**

Restricted (when completed)

Cheshire Constabulary

WITNESS STATEMENT

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN:

07

Page 2 of 2

Statement of: Kevan HINETT

Statement taken by (print name):

Station:

Restricted (when completed)

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT**

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN:

07

Page 1

Statement of: HELEN JULIA HARRISON

Age if under 18 (if over 18 insert 'over 18'): 0 18 Occupation: Police Constable

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

Signature:

5148Date: 20th December 2015Check box if witness evidence is visually recorded ☐Witness personal details should be entered in appropriate section **ONLY**.

I am Pc 5148 HARRISON currently stationed at Sandbach Police Station as part of Crewe Local Policing Unit.

At 0152 hours on Sunday the 20th of December 2015 I conducted a licencing check under sections 179 and 180 of licencing act 2003 in company with Pc 3872 CUMMINGS at The Mill on High Street, Sandbach.

As we approached the front door of the premise I saw a male being helped away from the building by two other people. He was so incredibly drunk that he couldn't even walk, he was effectively being carried. Two door staff, both large built males of Asian ethnicity flanking the front door. Two young males were about to enter the bar when one doorman saw Pc CUMMINGS and then refused them entry. As Pc CUMMINGS conversed with the doorstaff I squeezed past them and went into the building.

The building where The Mill wine bar is, is called the Town Mill, it is a large building with about 4 floors. The ground floor is used for business and is divided between the wine bar and an antique shop. In order to get to the wine bar you have to walk down a short narrow corridor past the antique shop. At the end of the corridor there is a door which opens into the wine bar.

The wine bar itself is only one rectangular room. As you enter, the bar itself is on the left and runs for about half the length of the room. Also on that side of the room is a door leading to the kitchen. At the back of the room was the DJ and his equipment and another door leading to the toilets.

When I got to the end of the corridor I opened the door and peered into the room.

Signature:

Signature Witnessed By:

Restricted (when completed)

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT**

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN: 07

Page 2

I saw a male whom I now know to be Jack BRADLEY stood behind the bar. I would describe him as being white, six feet tall, skinny build with short fair hair. He was wearing a navy blue or black polo shirt with a narrow brown stripe trimming the collar. As I looked at BRADLEY I saw that he was holding a black drinking beaker and was filling it with a drink. BRADLEY then noticed me and quickly put down the things he was holding looking very sheepish and furtive.

I stepped inside the bar and made the following observations:

- The room was full to capacity, I would estimate there were 200 plus people inside.
- There was loud music playing and many people were walking and dancing around with full, chilled drinks. I noticed condensation on the sides of the full drinks which would indicate to me that they were freshly poured or bought, chilled drinks.
- In addition to this my attention was drawn to a male in a white sweater, he stood out because he was in white. I recognised him as dob 08/06/1993. was stood at the bar with his wallet out, he was paying for a bottle of budweiser which had just been placed on the bar in front of him.

Pc CUMMINGS then made her way to the DJ station and requested that the music be turned off. The door staff then started to empty the building.

After about 20 minutes only half of the customers had left. I then made my way to the toilets at the rear to assist in checking them for additional customers and any illegal activities.

The toilets were in a disgusting state. They were unclean and there was a lot of damage to the walls and the furniture inside. I wiped some of the surfaces surrounding the sinks and on the backs of the toilets with a drugs wipe. The wipe turned blue in places which indicates a presence of cocaine on those surfaces.

Once the building was empty and Pc CUMMINGS had finished speaking with staff I left the building and continued about my duties.

Signature:

Signature Witnessed By:

Restricted (when completed)

Appendix D

Our ref: 07/C3/7541

Your ref:

Date: 22nd December 2015 (By Hand)



Cheshire
Constabulary

BE SAFE. FEEL SAFE

Mr J.H.T. Jones
(Premises Licence Holder)
Mill Bar & Restaurant
Town Mill
High Street
Sandbach
CW11 1AH

In reply address correspondence to:
David Smethurst - Licensing Officer

Telephone: 01606 363580

Mobile: 07796 440534

Re: Mill Bar & Restaurant

Dear Jonathon,

I am writing to you in your capacity as the premises licence holder and designated premises supervisor at the Mill Bar & Restaurant. It has come to my attention that last weekend police officers visited your premises in the early hours of Sunday 20th December virtually at the point your premises should have been closing to the public and some ¾ of an hour after all licensable activities should have ceased.

As the officers approached your premises they could hear from some distance away loud music emanating from within, which as they entered they could hear was coming from a DJ. The premises was very busy, officers witnessed alcohol being sold by people they knew to be under 18 years of age and drunken people were present, some having difficulty standing.

You were of course present throughout this visit and were spoken to by the officers but to prevent any confusion you must immediately:

- Stop employing **children** to work unlawfully in your premises,
- Stop employing people under the age of 18 years to sell alcohol,
- Comply with your premises licence, its conditions and hours, including CCTV conditions,
- Take steps to prevent the widespread and blatantly unlawful use of controlled drugs within your premises.

It is a condition on your premises licence that CCTV is fitted to my satisfaction and I understand that at the weekend it was only recording the exterior at the front and rear of your premises. Just to avoid confusion I will not be satisfied unless you have a CCTV system which records all public areas at your premises and which complies in all respects with your premises licence. What has been described to me as currently being in place is not fit for purpose and must immediately be rectified.

There is no doubt your management of these premises has for some time been undermining the licensing objectives, including a number of police investigations where your control and usage of the CCTV has compromised evidence. I have absolutely no doubt that you and I will be revisiting these issues again in the near future and you should take careful note of the very severe penalties which could result from those matters mentioned above.

Yours sincerely,

David Smethurst
Licensing Officer

c.c. Licensing Authority, Cheshire East Borough Council.

*David Smethurst MIO, Police Licensing Officer, Sandbach Police Office,
Middlewich Road, Sandbach, Cheshire, CW11 1HU.*

Tel: (01606) 363580, Fax: (01606) 363571

Appendix E

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT****Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B**

URN: 07

Page 1

Statement of: PS 3593 Christian Watkins**Age if under 18 (If over 18 insert 'over 18'):** Over 18 **Occupation:** Police Officer

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

Signature: C WATKINS**Date:** 22ND March 2016**Check box if witness evidence is visually recorded** ☐Witness personal details should be entered in appropriate section **ONLY**.

I am Police Sergeant 3593 Christian Watkins currently attached to Crewe Local Policing Unit. My role is Community based and covers the areas of Sandbach, Middlewich and Holmes Chapel. I have been in this role since July 2015 and have nearly 18 years Policing experience.

My role is varied and includes extensive crime and anti-social behaviour related investigations. My remit also involves licensing and I work closely with the Constabulary's Partnership and licensing team to ensure that local premises act within the terms of the law and their own premises licence conditions.

Sandbach has Community based PCSO's and Police Officers. My team attend the Pub Watch Meetings and work closely with the Police Licensing Officer, David Smethurst. One of the premises in my area is The Mill Bar and Restaurant, Town Mill, Sandbach. The premises licence holder and Designated Premises Supervisor is Mr Jonathan Harry Thomas Jones. The purpose of Pub Watch meetings is to encourage collaborative working between licensees to reduce crime and alcohol fueled disorder. To the best of my knowledge no representative from The Mill has attended a meeting since I moved to Sandbach in 2015.

Since September 2015 David Smethurst, my team and others have raised concerns regarding The Mill. These concerns related to compliance with licence conditions.

Signature:

Signature Witnessed By:

Restricted (when completed)

In November 2015 and December 2015 concerns were specifically raised about the cooperation Police received when seeking to retrieve CCTV evidence (a licence condition) and vulnerable young people being illegally present inside the premises whilst under the influence of drink.

Reference the CCTV PC Greg Chadwick, a local response Officer, was investigating a complaint of assault from a Joseph Peever from 27th September 2015. PC Chadwick informed me that between this date and 11th November 2015 eleven separate attempts were made to retrieve a copy or down load of the relevant evidence using various means. On 11th November 2015 PC Reade attended at The Mill and seized the entire CCTV system under S19 PACE 1984. It was appreciated that this would cause The Mill financial inconvenience but that it was proportionate and necessary in order to investigate a criminal allegation. In my 18 years' service I have only ever come across the Police taking such action once before.

Reference the presence of vulnerable persons I am aware that David Smethurst was approached by the Mother of a 15 year old child who had been working as a glass collector. Further contact was received from the Mother of a 16 year old child who also worked as a glass collector.

I authorised PC 3872 Kerrie Cummings and other Police Officers to conduct a licensing visit at The Mill in the early hours of Sunday 20th December 2015. I am aware that PC Cummings has provided a statement of evidence to outline her findings.

As a result of the collective concerns and the evidence available to us David Smethurst hand delivered a formal letter addressed to the Premises Licence Holder outlining his specific concerns. The areas included non-compliance with his licence conditions, employing Under 18's to serve alcohol and not providing CCTV.

On Thursday 11th February 2016 PS Lindsay Chamberlain and I met with Mr. Jones at The Mill itself. The meeting was arranged by PS Chamberlain, who supervises David Smethurst, in

Signature:

Signature Witnessed By:

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT****Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B**

URN:

07

Page 3

order to raise our ongoing concerns about The Mill. We wanted to see what positive action Mr. Jones had taken to address the concerns raised in the correspondence from the licensing Officer. This included ensuring he had adequate CCTV coverage.

At this meeting PS Chamberlain and I raised concerns about several key areas. These included his total lack of understanding of the conditions of his premises licence. Indeed we had to provide Mr. Jones with a copy of it in order to outline the points we were making. An example would be Mr. Jones stating that his regulated in door entertainment could continue until 01:45 AM. It was necessary to point out to him that it should end at 01:15 hours and always had been.

I asked Mr. Jones to work with the authorities to actually make his premises licence fit for purpose. In other words I asked Mr. Jones to seek to make alterations to conditions that are not relevant and to work in accordance with those that were. Mr. Jones agreed to do this and my letter outlined actions I wanted him to take as part of an action plan. I agreed to urgently investigate if the CCTV system seized in November 2015 could be returned to Mr. Jones.

As a result of the meeting a letter addressed to Mr. Jones was hand delivered to The Mill on Monday 15th February 2016. I produce a copy of this letter as (Police Exhibit CW/1)(Court ref)

Later on in February 2016 Mr. Jones attended at Sandbach Police Station in order to collect the CCTV system from PC Chadwick. I asked Mr. Jones if he had made progress in seeking to alter his premises licence to reflect the needs of his business. He stated that it was his intention to seek an extension to his opening hours and wanted to know if the Police would support it. I explained that he needed to submit the necessary application and that the Police would consider any application on its merits. To this date I have not received correspondence asking me about an application to change The Mill's licence conditions.

Whilst at Sandbach Police Station I asked Mr. Jones about a forthcoming event he was hosting

Signature:

Signature Witnessed By:

Restricted (when completed)

Restricted (when completed)

Cheshire Constabulary

WITNESS STATEMENT

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN:

07

Page 4

at The Mill. I understood that he would be hosting a six form leavers party on Thursday 25th February 2016. I acknowledged that as a private function he would be able to allow under 18's onto the premises. To be fair to Mr. Jones he immediately recognised my concerns and stated what plans he had in place to ensure that those who were not yet 18 years of age would not be given alcohol. This involved a wrist band system and a restriction on the number of drinks someone could purchase. To support these plans four security staff would be employed.

Cheshire East CCTV operator James Sharp sent Cheshire Police a disc of evidence. CCTV exhibit JS/1, which later took into my possession. I have watched the disc and it shows High Street Sandbach on the evening of 25th February 2016. Between 23:02 hours and 23:28 hours it shows a vulnerable and in my view intoxicated young man slumped against a wall on High Street, Sandbach. The male clearly emerged onto High Street the Town Mill area. The Mill is the only premises that would be open and working on this road at this time of night.

In my view he is clearly incapable of protecting himself and is very vulnerable. He has clearly been at The Mill and leaves in a state not fit to function as a young man in a Town Centre at that time of night.

Signature:

Signature Witnessed By:

Restricted (when completed)

RESTRICTED (when complete)Cheshire Constabulary**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: JAMES SHARP

Age if under 18: Over 18

Occupation: CCTV Operator

This statement (consisting of 02 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: 27/02/2016

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

I am the above named person and I am employed by Cheshire East Council as a responsible officer for CCTV.

The CCTV Unit is located within the Town Hall on Market Place in Macclesfield. The Unit is managed by Cheshire East Council and is permanently manned by employees of the Council. Access to the Unit's camera controls, monitors and the recording system is limited to the Unit's Operators, Technicians and Supervision. The system is registered with the Information Commissioner and is compliant with the Data Protection Act 1998.

The system consists of cameras covering the towns of Alderley Edge, Alsager, Congleton, Crewe, Disley, Handforth, Holmes Chapel, Knutsford, Macclesfield, Middlewich, Nantwich, Poynton, Sandbach and Wilmslow plus various car parks. The cameras are linked to the control room via fibre optic and hard wire cable. All images from the cameras are continuously recorded at real time on a 24-hour basis onto a Synectics Modular Digital Recording System (MDRS), which is password protected, via a virtual matrix. All images from the cameras are recorded along with the time and date of the recorded images. The time and date is synchronized every 24 hours to a Microsoft time server. Recorded information is retained/maintained on a hard drive for a maximum of 21 days and will overwrite/clean itself automatically from day 1. Any images removed from the hard drive will be recorded to 2 CDs/DVDs (on occasion to portable hard drives) with Disk 1 being the archive copy and Disk 2 being the working copy of the original. Both disks will be passed to the Police along with all relevant paperwork. Disk 1 will be secured within a sealed evidence bag.

Signature:



Signature witnessed by:



URN

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continuation of Statement/Interview of: JAMES SHARP**Page 2 of 3**

I have been asked by PS 3593 WATKINS to download digital image data received from cameras located at HIGH STREET in SANDBACH to cover the time period 2045-2344HRS on THURSDAY 25TH FEBRUARY 2016 relating to Police Incident 642 of SATURDAY 27TH FEBRUARY 2016.

The Synectics recording system has generated its own unique incident reference number for this footage which is 4398.

The camera at the above location is designated as number 225.

This digital data has been burnt to 2 DVDs.

The DVDs are serial numbered as

EV-4398A (Archive Copy)

EV-4398W (Working Copy)

I produce the CDs/DVDs containing the downloaded data from the camera(s) as (Pol ref JS/1)(Exhibit number)

At 1900HRS on SATURDAY 27TH FEBRUARY 2016 at SANDBACH Police station I left the DVDs of which the archive is sealed in an evidence bag to be handed to the officer dealing.

Signature:

Signature witnessed by:

Our ref: CW/1

Your ref:

Date: Monday 15th February 2016



Mr J.H.T. Jones
(Premises Licence Holder)
Mill Bar & Restaurant
Town Mill
High Street
Sandbach
CW11 1AH

In reply address correspondence to:
PS 3593 Christian Watkins
Telephone: 01606 363572

Re: Mill Bar & Restaurant

Dear Jonathon,

I am writing to you in your capacity as the premises licence holder and designated premises supervisor at the Mill Bar & Restaurant.

PS Lindsay Chamberlain and I met with you on Thursday 11th February 2016. The meeting was at our request and as a direct consequence to a letter sent to you by the licensing Officer David Smethurst on 22nd December 2015, a copy of which is attached. At your request both your Parents were present at the meeting.

In his letter David Smethurst raised concerns about the management of The Mill that were 'undermining the licensing objectives'. This included non-compliance with your own Premises licence conditions, a copy of which is attached. The purpose of the meeting was to raise the importance of meeting the licensing objectives and complying with the conditions of your existing premises licence.

Two particular areas concerned me throughout our meeting;

- 1) Your lack of understanding of your Premise licence. You did not have a copy on display or to hand. You were clearly not aware of its contents. An example being that you believed that regulated in door entertainment could continue until 01:45 hours from Thursday to Saturday when the licence states it must end at 01:15 hours.
- 2) The Premises licence did not reflect the needs and functionality of your business in 2016. An example being that you no longer served food and that the kitchen area has been changed into a VIP room. You expressed an urgent desire to change the Premises licence including the hours you could serve alcoholic beverages and provide regulated entertainment.

This suggests to me that you have not been adhering to your existing licence and that concerns raised by David Smethurst are accurate.

At the end of the meeting I agreed to write to you in order to document my concerns and what actions I expect from you to demonstrate your ability to manage your premises moving forward.

This 'action plan' is to be driven by you.

- 1) **The times at which licensable activities can take place.** You must follow these strictly and if you wish to extend or alter them you must make an urgent application via the appropriate licensing Authority. I expect any application to be forthcoming by the end of February 2016.
- 2) **Making the PL conditions, as per Annexe 2, fit for purpose;**

For example, Condition 2 states; 'Children only permitted in the restaurant area when accompanied by an adult'. You no longer have a restaurant and as stated the Kitchen area is now a VIP room. This needs amending.

*PS 3593 Christian Watkins, Community Policing Sergeant, Sandbach Police Station,
Middlewich Road, Sandbach, Cheshire, CW11 1HU.*

Tel: 01606 363572

I expect any application or amendment request to be forthcoming by the end of February 2016.

- 3) **Children on the premises.** Condition 10 of your licence states that 'No person under 18 years may enter or remain on the premises after 21:00 unless in attendance at a pre-booked private family function which has the exclusive use of the entire premises'.

At the meeting you stated that you employ under 18's as glass collectors. You stated that you currently had two 17 year olds working as glass collectors. I am not suggesting that the employment of under 18's is illegal, however, their presence on your premises after 21:00 hours breaches your licence.

To clarify; at this time No children or person under 18 years of age are to be allowed on your premises unless in accordance with your premises licence.

- 4) **CCTV on your premises.** You raised the fact that in November 2015 Police entered your premises and seized parts of your CCTV system. I explained the reasons why this was necessary after repeated demands for copies were made by the Police. I promised to expedite the return of your property. I am currently undertaking these enquiries with the Officer in the Case.

Conditions 7 and 8 refer to the provision of an adequate CCTV that must be provided to the Police by a responsible person during your opening hours. You state that you currently employ two bar Managers during your opening hours.

I consider these to be 'responsible persons' and expect that they be trained and able to access the CCTV systems in your premises. You stated that you would extend your training records to ensure that this provision was met. I expect that you implement an effective system by the end of February 2016.

In conclusion you stated your commitment to working with all authorities to make your business a success. I am satisfied that compliance with the above will demonstrate to me that you understand the importance of the licensing objectives.

Week commencing Monday 7th March I would like to meet with you at your premises to review the progress you have made concerning the matters outlined in this letter and that from David Smethurst.

3

If you have any queries or concerns please write to me so that at the below address so that our communications are transparent and documented for future reference.

Yours sincerely,

Sgt 3593 Christian Watkins
Sandbach Police Station,

c.c.
Licensing Authority, Cheshire East Borough Council.
David Smethurst, Licensing Officer Cheshire Police.
PS Lindsay Chamberlain, Partnerships Sgt Cheshire Police.

*PS 3593 Christian Watkins, Community Policing Sergeant, Sandbach Police Station,
Middlewich Road, Sandbach, Cheshire, CW11 1HU.*

Tel: 01606 363572

Appendix F

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT**

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Page 1 of 2

URN					
Statement of	NEED, ROGER				
Age if under 18 (if over 18 insert 'over 18')	Over 18	Occupation	Constable 5240 R NEED		
This statement (consisting of _____ page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.					
Signature:		Date /time : 30/03/2016			
Check box if witness evidence is visually recorded		<input type="checkbox"/>	Witness personal details should be entered in appropriate section ONLY		

I am PC 5240 Roger Need currently stationed at Sandbach Police station on Middlewich Road in Sandbach. At 22.09 hours on the 24th March 2016 I was on duty and was asked to attend to incident 978 of the 24th March 2016, the incident relates to a father calling the Police concerned for the welfare of his son, his son was in the The Mill in Sandbach and had rang home saying that there were 30 male going to attack him. The caller descibled his son as 17 years old and with blonde hair. I arrived at the Town Mill on High Street Sandbach, with PC 30053 Towe at 22.15 hours. The Town Mill is down a short alley way on High Street, which is poorly lit. On proceeding down the alleyway I straight away noticed a a male sitting on his backside on the floor. I went straight away to the male, he stated that he had been thrown to the floor by The Town Mill by door staff. The male was clearly intoxicated he was slurring his words, smelt of intoxicants and swayed as he stood up, when the male stood up I asked him his age he stated he was 17 years old and tried to deny he had been drinking. My colleague PC Towe spoke to the door staff, and a few minutes later other officers arrived at the incident. I then spoke to a member of door staff who informed me that it was a private party that evening, and the male who had been sitting on the floor had tried to get into the Mill and he had been refused, he had then tried to push his way in, the member of staff had pushed him backwards. As I was stood with the member of door staff I noticed that the people going into the Mill were in there teenage years and some of them seemed to be intoxicated. I then escorted the male who had been sitting on the floor on my arrival to the High street , I then called Sgt 4517 Heatley and explained that there was a private party at the Mill in Sandbach with a lot of Teenagers and some had consumed a lot of alcohol, Sgt Heatley then spoke to a Inspector whom arranged a dispersal order for the

Restricted (when completed)

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT**

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Page 2 of 2

URN

Statement of NEED, ROGER

area. I then returned to the Mill and walked inside the front door, down a corridor to another door, this lead to what looked like the main dance floor area. There was loud music playing and the dance floor was full of people. I also notice just to the right of the door was a very large pile of jackets and coats which had just been piled on to of each other, this did not hinder opening the door however, if a large amount of people wished to leave club at once this would have caused issues for them. I returned to the corridor to find a female checking peoples identification as the came through the second door , on leaving the front door I noticed a member of door staff was collecting tickets from anyone whom wished to enter the Pub. PC 2971 Dutton was speaking to the male who's father had called the Police. I returned to High Street and spoke to the father would had called the Police, he stated that he was concerned for his son due to the call he had recieved. We remained in the area for about 20 minutes before and resuming patrols. About 00.50 hours Friday 25th March, I was on High street with PC 30053 Towe, PC 4062 Austin and PC 5983 Willams, when we noticed a large volume of people exit The Town Mill, Due to the issues earlier on that evening we remained in the area, The Town Mill had closed and it seemd that the large group were the last of its customers. The group dispersed after about half and hour, a couple of males were told to move on due to there behaviour otherwise the group was well behaved. About 01.30hours we resumed our duties.

Signature:

Signature witnessed by:

Statement taken by (print name): Constable 5240 R NEED

Station:

*Saralbeck***Restricted (when completed)**

Appendix G

Restricted (when completed)				
Cheshire Constabulary				
WITNESS STATEMENT				
Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B				
URN:		07		

Page 1

Statement of: David George Smethurst	
Age if under 18 (if over 18 insert 'over 18'): Over 18	Occupation: POLICE LICENSING OFFICER
This statement (consisting of Three page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.	
Signature:	Date: 04/04/16
Check box if witness evidence is visually recorded <input type="checkbox"/>	Witness personal details should be entered in appropriate section ONLY .

I am a police staff licensing officer with 10 years experience in that capacity. I employed by Cheshire Police and based at Sandbach. Prior to my current role I was a police officer with Cheshire Police retiring after 33 years service in the rank of Sergeant.

Within my area of responsibility is a licensed premises called The Mill Bar & Restaurant, Ground Floor, Town Mill, High Street, Sandbach, CW11 1AH. The premises licence holder and designated premises supervisor at the premises is one and the same person and that is Jonathon Harry Thomas JONES, commonly referred to as JJ.

I am aware that as a result of a report made to the police in the early hours of Sunday 20th March 2016 that police officers attended at The Mill Bar & Restaurant. It subsequently transpired that an allegation was made by a male who had been a customer at The Mill Bar & Restaurant that he had been assaulted inside the premises and that allegation was being investigated by police officers.

I am also aware that there are a number of conditions on the premises licence at The Mill Bar & Restaurant and one requires CCTV to be recording continuously and that unedited images are retained for 28 days.

As a result of the police investigation, into what transpired was an assault resulting in serious injuries, at 10:40 hours on Tuesday 29th March 2016 I visited 27 Green Street, Sandbach, the home address of Jonathon Harry Thomas JONES. Whilst at the address I hand delivered a letter (DGS/5 police Ref) addressed to Jonathon Harry Thomas JONES requiring him to safeguard and copy images from the CCTV at The Mill Bar &

Signature:		Signature Witnessed By:	
Restricted (when completed)			
2014t		MG11	

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT****Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B**

URN: 07

Page 2

Restaurant of the assault which had occurred inside his premises at approximately 01:40 hours on Sunday 20th March 2016. Whilst I was at the premises I also spoke to Mr Jones and reiterated to him verbally the need to copy the CCTV and retain the images until their collection could be arranged. At that time Mr Jones assured me he had saved the images and just needed to copy them to a memory stick.

At about 14:45 hours the same day I received a phone call from Mr Jones in which he told me he would have the requested images copied to a memory stick and they would be ready for collection at 12 noon the following day at The Mill Bar & Restaurant.

At 11:30 hours the following day, i.e. Wednesday 30th March 2016, I received a phone call from Mr Jones in which he informed me he was in the process of copying the requested images from his CCTV system but it was taking longer than he anticipated and it would not be ready for me to collect at 12 noon. He undertook to ring me as soon as the copying process was complete and I arranged that I would collect them straight away as my office is only a 5 minute walk away.

At 12:20 hours the same day I received a call from Mr Jones to say that the CCTV copying process had finished, he had already left the premises but a member of his door staff team would wait at the premises to hand over the recorded CCTV images to me.

When I arrived at 12:30 hours I met Stefan John HARRIS who handed to me a memory stick. At my request he opened the premises and I went inside with him and inserted the memory stick into my laptop. It had three files on it and two were identical, i.e. the same file replicated twice. The single file was CCTV images from a camera recording the outside drinking area at the side of the premises and appeared to have no one on it. The replicated file was of images from a camera recording inside the premises and looking towards the DJ booth at the end of the room opposite the entrance. However these images had absolutely no one on them and according to the date/time on it it these were images from the small hours of the previous night, i.e. after midnight on 30/03/16.

As the retrieved images were not what was requested and did not assist the investigation I left the memory stick with Stefan Harris with strict instructions that I wanted JJ to get back to me the following day with the requested images without fail.

On Thursday 31st March 2016 I rang Mr Jones mobile telephone, 07525 199418, at 11:00 hours

Signature:

Signature Witnessed By:

Restricted (when completed)

Restricted (when completed)**Cheshire Constabulary****WITNESS STATEMENT****Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B**

URN:

07

Page 3

and left a voicemail message impressing on him the importance of the requested CCTV. I asked him to either get back to me the same day or ring 101 quoting the NICHE reference number he has been given when he has copied the required CCTV images to arrange collection or I would chase him up on Monday 4th April 2016 for it.

At 13:27 hours the same day I sent a text message Mr Jones mobile phone, 07525 199418, which read "I have left you a voicemail today! What is happening about the CCTV from the 20th March? Dave Smethurst."

When I returned to work on Monday 4th April 2016 it came to my notice that further attempts had been made over the weekend to secure the CCTV images from the 20th March 2016 and that the system was only holding images for the previous 8 days, i.e. as far back as 24th March when officers visited on Friday 1st April 2016.

Signature:

Signature Witnessed By:

Restricted (when completed)

Our ref: CC16080878

Your ref:

Date: 29th March 2016 (By Hand)



Mr J.H.T. Jones
(Premises Licence Holder)
Mill Bar & Restaurant
Town Mill
High Street
Sandbach
CW11 1AH

In reply address correspondence to:
David Smethurst - Licensing Officer

Telephone: 01606 363580

Mobile: 07796 440534

Re: URGENT - Mill Bar & Restaurant, Sandbach

Dear Jonathon,

At approximately 01:45 hours on Sunday 20th March 2016 a male was assaulted inside The Mill Bar and Restaurant and shortly after police officers attended at your premises. Amongst those officers who attended was Sergeant Penny Jones, who has met you previously, and she spoke to you individually. You assured Sergeant Jones that your CCTV system was functioning correctly and was recording images. As a result Sergeant Jones sought an undertaking from you that you would secure the images from your CCTV system of the incidents leading up to and including the assault and you gave her an undertaking that you would do that.

In the interim police officers have made several unsuccessful attempts to recover those CCTV images and as a result have contacted me to assist them in that endeavour. In case you are in any doubt the images requested are to ensure the effective investigation of a crime and anything which prevents their production to the police will undermine that investigation and as a result undermine the crime and disorder licensing objective.

I sincerely hope you have already secured the requested images and that it is only difficulties in actually contacting you that has prevented them already being supplied to the police. However for the avoidance of any doubt please accept this letter as a formal request from the police for you to provide the images mentioned in paragraph one above and the police reference you should quote is CC16080878.

Once again for the sake of clarity DO NOT simply pop a memory stick into a random police letterbox but rather contact the police on 101 and, quoting the above reference number above, say you have CCTV ready for collection. It is important that you personally safeguard the images until such time as they are collected from you and I trust you will use your best endeavours to do so.

Yours sincerely,

David Smethurst
Licensing Officer

c.c. Mr J.H.T. Jones, 27 Green Street, Sandbach, CW11 1GX.
Sergeant Lindsay Chamberlain.
Sergeant Christian Watkins.

*David Smethurst MIO, Police Licensing Officer, Sandbach Police Office,
Middlewich Road, Sandbach, Cheshire, CW11 1HU.*

Tel: (01606) 363580, Fax: (01606) 363571

Appendix H

RESTRICTED (when complete)


Cheshire
Constabulary
 BE SAFE. FEEL SAFE

WITNESS STATEMENT

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s.9; Magistrates' Courts Act 1980, s.5B

URN

Statement of:

SOPHIE JADE BARRETT

Age if under 18:

018

(if over 18 insert 'over 18')

Occupation: ...

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

Signature: X

Date:

9/1/16

Tick if witness evidence is visually recorded

☐

(Witness personal details should be entered in appropriate section ONLY)

I am currently working at [REDACTED] as a temp. I have just graduated having got my degree in Criminology and Psychology and am applying for more suitable positions. In Feb of 2015 I got a job as a Bar Manager at The Mill a Restaurant in Sandbach.

The owner and licensee, or so I believed as I never saw the licence, was Jonathan Jones. I asked him on numerous occasions I would ask to see the licence as he would buy and convince me that his Bank Holiday opening hours were the same as a Saturday Night. He would reply that I didn't need to and as such on every Bank Holiday Sunday he would serve past his licensable hours.

I have known JJ since high school and on one night whilst in the bar I advised him on a cocktail his bar staff had served me as it was poor. I was in a fluff after studying and as such when he offered me a position I took it.

I worked varied hours from full time average to 50 hours plus as he was open everyday at this time. He paid me £8 an hour but

Signature: X

Signature witnessed by:

PTO



Continuation of Statement of

Sophie Chloe Barrett

this was always cash in hand. I presumed that albeit he was giving me cash that this was what was left after my contributions. It was only when I became general manager that once he asked me to create a record of books to take to his accountant that I realised he had never set up PAYE to which I then had to organise and that prior to this all the staff were paid that way.

There was times when there was no money to pay the staff and when I would question this he would just tell me it was his bar and he could do what he wanted.

I had witnessed him just taking money out of his till tills and putting them in his back pocket or just taking it upstairs to his mum and dad. I bought him a portable safe but even then we would leave money in the safe at night and come back in the morning and it would be gone. I had to then change the code without him knowing to keep it safe.

The staff would turnover due to non-payment of wages. Suppliers were not paid and he would have to go to his parents to be bailed out.

There were times when he would be out drinking but we had no money to put stock behind the bar.

The bar even closed intermittently due to the services being cut off and I do know that he

Signature:

Signature witnessed by: _____



Continuation of Statement of SOPHIE JADE BARRATT

would run the water from the Parents flat.

Although I never saw him take drugs you can tell when he had as his behaviour would change and he would be erratic and aggressive overtalkative and his eyes wide. All the common symptoms.

The amount of times he would stay over after I had gone was amazing. He was never bothered he just wanted the money.

The dynamics of the place changed dramatically there was no transparency. CCTV got deleted. People who we didn't know were turning up.

I Couldn't show the police CCTV as JJ put a password on it to prevent me opening it.

I was constantly worried about drugs. I would discover evidence of drug taking and JJ would not take this seriously probably because he didn't care.

When I was there we managed to prevent underage drinking and entry as we had really good door men but I know that since then it is the norm for underage to be served.

I also know a friend who is currently away and he has worked for JJ and he would see that they were openly giving and passing around drugs for the staff to take.

When I was there I know he had no passed electrical Certificate as the fire assessors refused to pass the building. There was no designated

Signature:X

Signature witnessed by:



Continuation of Statement of

Sophie Jane Barratt

First Aider, no first aid kit, no fire book no accident book.

I can only remember that on one occasion he was allowing it to go over full capacity and the doorman insisted it be closed.

When he first started when it was the The Nu Bar & Restaurant the kitchen was closed by environmental health as his dad was cooking and never cleaned. JJ was in America showing at the time and the chef left as he hadn't been paid.

I couldn't contact him but his parents did but nothing changed.

I decided I had had enough in May 2015 or the beginning of June 2015 the accumulation of everything and on occasion of having a quite an aggressive argument with JJ over him bringing in 2 girls after hours, all drunk, when I wanted to shut down and go home. He told me it was his bar and he could do what he wanted. My concern was the stock and staff when stock was being used and not paid.

In my opinion it was not a legitimate business just a lay for a young inexperienced boy to play with he had no idea how to run it and should not be allowed.

I have heard that he has since been disqualified and I saw him myself whilst working there.

JJ told me last year that he was terminally

Signature: X

Signature witnessed by:



Continuation of Statement of

Sophie JAOG BARRETT.

all and wouldn't make it until Christmas but
 he looks very well. I even heard that he told
 people I had Cervical Cancer even though I only
 needed time off for a routine smear. I was
 furious and distraught and challenged him over
 this. He never said a thing and wouldn't speak
 to me.

I have heard that no-one reputable will work
 there and that friends of mine who used to go
 in drinking no longer will as they don't feel
 safe.

I am glad I left. I have no contact with
 JJ and don't feel that someone like him
 should be responsible for that premises at all
 it is my opinion that he is can not take
 responsibility for himself.

Signature: ..

Signature witnessed by: ..

RESTRICTED (when complete)

Cheshire
Constabulary

WITNESS STATEMENT

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s.9; Magistrates' Courts Act 1980, s.5B

URN

Statement of:

ROBERT ALAN DALENPORT.

Age if under 18:

018

(if over 18 insert 'over 18')

Occupation:

FARMER / DOORSTAFF.

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: X

Date:

11th JANUARY 16

Tick if witness evidence is visually recorded

☐

(Witness personal details should be entered in appropriate section ONLY)

When The Miu opened in about 2014 it was opened by JONATHAN JONES and ERNIE (JONES?) It was then The Miu Bar & Restaurant.

JD originally approached me in 2013 but it took ages for it to open.

Eventually I agreed to do the doors and asked my mates to help out. I help organise people to be doormen to help the pass in turn and I check that they are all registered and suitable for the role.

I have a record of all the badge numbers and their expiry dates and liaise with licensing and the police.

So in August 2014 I would change the door Friday, Saturday Nights and Bank Holidays.

At the beginning it was alright although JD had ideas above his station and the kitchen to the restaurant was never ready.

I remember he lost staff as he accused them of stealing money and as time went on I ended up mediating between JD, his dad and his partner who kept falling out over money and things.

I remember that there was always

Signature: X

Signature witnessed by:

PTO

Continuation of Statement of

ROBERT ANN DUNPORT

some issue about things not being done correctly.

During all this I would just concentrate on my role and although I knew staff weren't getting their wages I made sure my kids were paid at the end of the night.

We always made sure that people who were banned were not allowed in but now I know that JJ lets them all in.

There were times I saw him taking money out of the till for his own use on Christmas eve 2014 he took £13,000 out of the till and he disappeared for about 4 days.

There were so many more made up stories that JJ used to tell even once trying to say he had been in a gas terrorist attack in America. He also told everyone he had cancer which I don't know whether is true or not.

I would quite often have to tell him to stop working as his time was up but he would not listen and we would go and leave him to get on on his own.

He accused so many people of stealing but it was him. I know that Sophie BARRATT had to ring a safe to stop it going missing.

I know that Sophie has made a statement and I can reiterate all that she says. We felt so sorry for the staff and tried

Signature: X

Signature witnessed by:

Continuation of Statement of ROBERT ALAN DAVENPORT.

to protect them.

It is known for being terrible at running the business and I knew that Sophie tried to turn it around until she gave up and once I knew she and her colleagues had to go to Haco to buy stock out of their own money to open up.

Eventually it shut in Easter 2015 as he owed so much money and the electric was going to be cut off. At this point we decided to call it a day.

Since then I have heard that the place serves after its hours, the butcher next door has had to put up his own CCTV down the alley because the place is such trouble.

It is known as the place to go and buy drugs which is terrible and it is bringing down the reputation of the town which is a lovely place.

Other traders are following the rules and keeping things civilised. He is irresponsible and should not be allowed to let youngsters drink underage either, which I have heard stories about.

I do not wish any of my doormen to be associated with the place and when he asked me to return to do the doors I refused based on his reputation. X

Signature: X

Signature witnessed by:

RESTRICTED (when complete)


Cheshire
 Constabulary
 BE SAFE. FEEL SAFE

WITNESS STATEMENT

Criminal Procedure Rules, r27.2; Criminal Justice Act 1967, s.9; Magistrates' Courts Act 1980, s.5B

URN

Statement of:

ROBERT JAMES MORSE

Age if under 18:

018

(if over 18 insert 'over 18')

Occupation:

Landlord

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

Signature: X

Date:

5/2/16

Tick if witness evidence is visually recorded

☐

(Witness personal details should be entered in appropriate section ONLY)

I am the Landlord of THE WHEATSEAF Public House. I have held this position for the last 18 months. The pub is currently up for sale and as such I don't know how much longer I will be here.

During my time here I would say that THE Mill which is a bar in the high street has made running my business quite difficult. Customers and staff that work at THE Mill will come in here and before work drink and take drugs. I suffered at the hands of one large group who I knew attended on a weekly basis and were linked to 'JJ' and 'THE Mill'. There were set protagonists within this group who I knew were responsible for the drugs.

the latter being a very aggressive male and from my experience with him he would on many occasions display the behaviour of someone on drugs.

As I would struggle to run the bar myself it was hard to manage them and I would be a victim of knowing they would wait until I was busy behind the bar and be in and

Signature: X

Signature witnessed by:

PTO

RESTRICTED (when complete)

Page No. 2 of 4

Continuation of Statement of

Roger James Morse

out of the toilets or approaching customers. There were also cars that would meet outside. It was damaging to my trade and a risk as I would find bags of coke they had left around.

One other male linked to these males was he had been linked to JJ and he came to me as an employee but stole stock from me. I have since heard that he has worked at The Limes, The Black Bear and asked to leave for theft mostly stock.

would state he hated JJ but would be seen on Facebook with arms around each other. I couldn't help make the link that this stock was going to The Miu for JJ.

There have been times that customers from The Miu will come down and cause disturbances or trouble to empty the pub and ensure that my customers then frequent there.

I have heard and am under the opinion that JJ manipulates local young people to create issues for the other businesses to ensure we struggle, and he can have a successful business.

About December 2014 when I had first started I closed up the pub at the relevant time and went down to The Miu for a drink as I knew it was the only late opener.

When I first arrived my first impression was it was full of young possibly underage drinkers - females who only looked about 15 years old.

Signature: X

Signature witnessed by:

Continuation of Statement of

ROBERT JAMES MORSE

It was busy but there were no bar staff serving.

I looked to the left and saw about 5 or 6 of the staff with JJ near the ice-machine and glass washer.

I was shocked to see JJ putting out lines of white powder which I assumed was cocaine and they were bending over it to snort.

JJ then walked past me and I couldn't help myself in saying "IS THAT MEANT TO HELP YOUR STAFF BE MORE SUFFICIENT" He continued to walk past me but I know he had seen me when he came in.

He went straight over to the bouncers and then they came over to me and had the cheek to ask me to leave as I had gone into the toilets to try and sell 'Coke' even though I hadn't moved from the spot.

I was disgusted by this and explained this was not the case but I had to leave.

I can 100% say that all my woes, the theft of my wallet and medals 2 weeks after (friend of JJ's) was here, all are related to me witnessing that. Everything that happens appears coincidentally to link back to him and the more it is terrible and made running this pub hard.

Also after this incident I had a couple of female staff who stated that they had been spiked whilst drinking in there explaining that they

Signature: X

Signature witnessed by:

RESTRICTED (when complete)Page No. 4 of 4

Continuation of Statement of

Roger James Maresc

had not drank much but been in a state.

My ex-girlfriend once drank in there and at 31 used to having a drink I have never seen her the way she was, she was unable to walk, conscious yet seemingly unconscious and unable to communicate, she was making funny noises and unable to lift her head from the floor I was very worried and it definitely wasn't as a result of alcohol.

I was concerned about the age of girls in there and the attention paid to them by JJ.

The latest I heard is that he is still serving underage as I hosted an 18th party where the parents refused The Miu because of its reputation. X

Signature: X

Signature witnessed by: