

Report of the Assistant Director Environmental & Regulatory Services to a Hearing before the Bradford Area Licensing Panel to be held on 14 November 2012

G

Subject:

Application to vary a premises licence to specify an individual as designated premises supervisor.

Summary statement:

Application for variation to specify an individual as designated premises supervisor.

John Major
Assistant Director
Environmental & Regulatory Services

Portfolio:

Environment & Waste Management

Report Contact: Melanie McGurk
Senior Licensing Officer
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Improvement Committee Area:

**Environment & Waste Management
Safer & Stronger Communities**



Ward: Wyke

1. SUMMARY

The application is for the variation of a premises licence to specify an individual as designated premises supervisor.

2. BACKGROUND

2.1 The applicant

Clifton Properties (Yorkshire) Ltd. A copy of the application is attached at Appendix 1.

2.2 The Premises

Wyke Rose, 435 Huddersfield Road, Wyke, Bradford.

2.3 Proposed Designated Premises Supervisor

The proposed designated premises supervisor is Pauline Spikings, who has also had involvement and been managing the premises since at least July 2011.

The previous DPS was Kenneth Greenhough who withdrew his consent on 11 October 2012.

2.4 Current Licence

The premises currently hold a Premises Licence with the following permitted hours;

Sale of alcohol, performance of live music & playing of recorded music

| | |
|---------------------|---|
| Sunday to Thursday: | 10.00 to midnight |
| Friday & Saturday: | 10.00 to 01.00 |
| Christmas Eve: | A further additional hour to those stated above. |
| Christmas Day: | 11.00 to 15.00 |
| Christmas Day: | 19.00 to 23.00 |
| Boxing Day: | A further additional hour to those stated above. |
| New Years Eve: | 10.00 hours until the start of permitted hours the following day. |

Non Standard Timings:

A further additional hour into the morning following on Friday, Saturday, Sunday and Monday of every statutory Bank Holiday weekend.

2.5 Relevant Representations Received

West Yorkshire Police

West Yorkshire Police – West Yorkshire Police are objecting to the application as it is known that the proposed DPS has been involved in running the premises since at least July 2011; although she has not had direct licensing responsibility and they consider that her continued involvement at the premises would seriously prejudice the prevention of crime and disorder objective, in light of the persistent complaints of disorder, noise and disturbance to local residents, alleged breach of conditions of

the licence, Mrs Spikings conduct and lack of effective supervision of the premises and lack of co-operation with the police.

A copy of the representation is attached at Appendix 2.

3. OVERVIEW AND SCRUTINY COMMITTEE CONSIDERATION

Not applicable

4. OTHER CONSIDERATIONS

Legal Appraisal

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

- a) The prevention of crime and disorder
- b) Public safety
- c) The prevention of public nuisance
- d) The protection of children from harm

4.2 The Council must also have regard to the guidance issued by the Home Office under Section 182 of the Licensing Act 2003 in particular sections 4.26 and 4.27. The licensing authority considering the matter must restrict its consideration to the issue of crime and disorder and give comprehensive reasons for its decision. Regard must also be taken of the Council's statement of Licensing Policy for the District.

4.3 Where it is decided it is necessary to depart from the statutory guidance or the Licensing Policy on the merits of a particular case; then special reasons justifying this must be given that can be sustained.

4.4 Only "relevant representations" can be taken into account. In order to be "relevant" a representation must fairly relate to achieving a licensing objective. If it does not, it must be discounted.

4.5 Any licensing conditions that Members may propose attaching must also relate to achieving one of the licensing objectives; be tailored to the actual premises and style of licensable activity; must be reasonably achievable by the applicant and in his/her control.

Statement of Policy Issues

4.6 The following parts of the Licensing Policy are of particular importance; Part 4 (prevention of Crime and Disorder).

5. OPTIONS

5.1 Members may:

- (a) Vary the premises licence as applied for by agreeing to the proposed change in the Designated Premises Supervisor.

- (b) Refuse the application to vary the premises licence by naming a new Designated Premises Supervisor where it is considered that there are exceptional circumstances justifying refusal on crime prevention grounds.

5.2 Should the applicant or any other party to the hearing feel aggrieved at any decision with regard to the licence or to any conditions or restrictions attached by Members they may appeal to the Magistrates Court.

6. FINANCIAL & RESOURCE APPRAISAL

There are no apparent finance or resource implications.

7. RISK MANAGEMENT

There are no apparent risk management implications.

8. LEGAL APPRAISAL

Referred to in part 4 of this report.

9. OTHER IMPLICATIONS

9.1 EQUAL RIGHTS

There are no apparent equal rights implications.

9.2 SUSTAINABILITY IMPLICATIONS

There are no apparent sustainability implications.

9.3 GREENHOUSE GAS EMISSIONS IMPACTS

There are no apparent emissions implications.

9.4 COMMUNITY SAFETY IMPLICATIONS

When determining the application the Licensing Authority is required to pay due regard to the licensing objectives referred to in 4.1 of this report.

9.5 HUMAN RIGHTS ACT

The following rights are applicable:

Article 1 First Protocol to the Convention – Right to peaceful enjoyment of possessions subject to the state’s right to control the use of property in accordance with the general interest. The Council’s powers set out in the recommendations fall within the states right. A fair balance must be struck between public safety and the applicant’s rights.

Article 6 – A procedural right to a fair hearing. As refusal of the application is an option, adherence to the Panels’ usual procedure of affording a hearing to the applicant is very important. The applicant should also be able to examine the

requirements of the fire authority. If the decision is to refuse then reasons should be given.

9.6 TRADE UNION

Not applicable

9.7. WARD IMPLICATIONS

Ward Councillors have been notified of the meeting.

10. NOT FOR PUBLICATION DOCUMENTS

None

11. RECOMMENDATIONS

Members are invited to consider the information and documents referred to in this report and, after hearing interested parties, determine the related application(s).

12. APPENDICES

1. Application form received on 19 October 2012
2. Letter of representation from West Yorkshire Police.

13. BACKGROUND DOCUMENTS

Application form, plan etc

Application to vary a premises licence to specify an individual as designated premises supervisor 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 / we Clifton Properties (Yorkshire) Limited

(full name(s) of premises licence holder)

being the premises licence holder, apply to vary a premises licence to specify the individual named in this application as the premises supervisor under section 37 of the Licensing Act 2003

Premises licence number

BD/PRA0659

Part 1 – Premises details

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

The Wyke Rose
435 Huddersfield Road
Wyke

Post town

Bradford

Post code (if known)

BD12 8NP

Telephone number (if any)

Description of premises (please read guidance note 1)

Public House

LICENSING UNIT

19 OCT 2012

LEG/LIC/

Part 2

Full name of proposed designated premises supervisor
Pauline Spikings

Personal licence number of proposed designated premises supervisor and issuing authority of that licence (if any) applied for

Full name of existing designated premises supervisor (if any)
Kenneth Greenhough

Please tick yes

I would like this application to have immediate effect under section 38 of the Licensing Act 2003

I have enclosed the premises licence or relevant part of it

(If you have not enclosed the premises licence, or relevant part of it, please give reasons why not)

Reasons why I have failed to enclose the premises licence or relevant part of it

Please tick yes

- I have made or enclosed payment of the fee
- I will give a copy of this application to the chief officer of police
- I have enclosed the consent form completed by the proposed premises supervisor
- I have enclosed the premises licence, or relevant part of it or explanation
- I will give a copy of this form to the existing premises supervisor, if any
- 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 2)

Signature of applicant or applicant's solicitor or other duly authorised agent
(See guidance note 3). If signing on behalf of the applicant please state in what capacity.

Signature

.....

Date

18/10/2012

.....

Capacity AGENT

.....

For joint applicants signature of 2nd applicant 2nd applicant's solicitor or other authorised agent (please read guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature

.....

Date

.....

Capacity

.....

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

JOHN WHITE
LICENCE TRADE CONSULTANTS
UOOR FLOOR RECEPTION BUILDING
WATERLOO MILLS
WATERLOO ROAD
PUDSEY

Post town
LEEDS

Post Code
LS28 8DQ

Telephone number (if any) 0113 2909686

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

Guidance notes

1. Describe the premises. For example the type of premises it is.
2. The application form must be signed.
3. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
4. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
5. This is the address which we shall use to correspond with you about this

Consent of individual to being specified as premises supervisor

Pauline Spikings

[full name of prospective premises supervisor]

of

Bradford

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

CHANGE OF DESIGNATED PREMISES SUPERVISOR

[type of application]

by

Clifton Properties (Yorkshire) Ltd

[name of applicant]

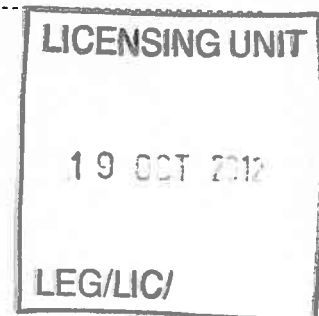
relating to a premises licence

BD/PRA0659

[number of existing licence, if any]

for

The Wyke Rose
435 Huddersfield Road
Wyke
Bradford
BD12 8NP



[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

Clifton Properties (Yorkshire) Ltd

[name of applicant]

concerning the supply of alcohol at

The Wyke Rose
435 Huddersfield Road
Wyke
Bradford
BD12 8NP

[name and address of premises to which application relates]

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

APPLIED FOR

[insert personal licence number, if any]

Personal licence issuing authority

Bradford

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed

Name (please print)

Pauline Spikings

Date

18/10/2012



WEST YORKSHIRE POLICE

Bradford South Licensing Department

Bradford South Licensing Department
Trafalgar House
Nelson Street
Bradford
BD5 0DX

Tel: 01274 376 695
Mobile:- 07736 084845
Email: susanne.dawson@westyorkshire.pnn.police.uk
Website:

Your ref:
Our ref : SAD 5413

Date 31st October 2012.



To: Melanie McGurk, City of Bradford Metropolitan District Council Licensing Dept, Jacobs Well, Bradford.

NOTICE OF OBJECTION -
VARY PREMISES LICENCE - DESIGNATED PREMISES SUPERVISOR
SECTION 37 (5) & 37 (6) - LICENSING ACT 2003
PREMISES SUPERVISOR:- PAULINE SPIKINGS
PREMISES:- THE WYKE ROSE - 435 HUDDERSFIELD ROAD, WYKE, BRADFORD

West Yorkshire Police – namely Bradford South Licensing Department serve notice to this application, which was received at Trafalgar House Police Station on Friday 19th October 2012.

If granted, West Yorkshire Police are satisfied that the exceptional circumstances of the case would undermine the crime prevention objective.

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The Wyke Rose – (formally known as The New Inn) is situated in a residential area with some being very close to the premises.

Over a number of years these premises have suffered from a disproportionate number of problems and subsequently subject of intelligence, recorded crime and a gradual increase in local residents complaining of Crime and Disorder, Anti Social Behaviour and noise nuisance.

Over the years the Police have generally resolved these issued by working closely with previous Premises Licence Holders – Admiral Taverns who have either removed the Designated Premises Supervisor, Lease Holder or on a number of occasions made the decision to close the premises for periods of time.

On each occasion the premises have re-opened, there has been a gradual downward spiral where Designated Premises Supervisors have struggled to operate these challenging premises.

Admiral Taverns in fact chose to sell the property, after the last occasion it was closed, to CLIFTON PROPERTIES (YORKSHIRE) Ltd – 351 Bradford Road, Batley.

On September 29th 2011 a variation was received to place a Designated Premises Supervisor by the name of KENNETH GREENHOUGH into the property at this time the Police did not object to this application.

Since the beginning of 2012 there has been an increase in calls as regards Anti Social Behaviour and noise nuisance which has been dealt with by Environmental Health using their Noise legislation.

On Sunday 3rd June 2012 a call was received at 9:40pm on a 999 call stating that there was an on going disorder taking place at the premises and a number of police officers attended.

Upon arrival officers could hear very loud music coming from the premises, without having to enter the premises and was of the opinion that this would have disturbed local residents.

Once inside officers were confronted with a negative reaction to them having been called and spoke with who the believed was the Licensee Pauline Spikings and Andrew Ratcliffe who both stated that there had NOT been any fight.

However from the officer in attendance it was their opinion that some kind of disorder had taken place but no-one was coming forward to speak with the police.

Whilst Pc Neeves was speaking with Pauline Spikings and Andrew Ratcliffe he realised that they were very much under the influence of alcohol and were 'DRUNK'

The witness was spoken with by police but via the phone as they unfortunately would/will not provide any kind of written statement for fear of reprisals.

No telephone numbers could be obtained for either the Premises Licence Holder or Designated Premises Supervisor and so letters were sent by registered post to both, requesting that they contact the Police Licensing Department to arrange a convenient time and date for a meeting to discuss the rising number of complaints and calls being made against the premises.

On Sunday 17th June 2012 a number of calls – 4 in total – were received commencing as follows:-

00:29am – unacceptable behaviour and noise nuisance by persons stood directly outside the premises.

00:41am – Disorder taking place outside the premises

00:51am – Damage to car from an object having been thrown from a group stood directly outside the premises.

00:53am – Disorder, Unacceptable behaviour and noise nuisance by person stood outside the premises.

The calls were graded as priority –but upon Police attendance the Licensee stated that there had been no problems and in fact it had been a private party.

However yet again it is the opinion of the police, as a result of the calls, that some kind of Disorder had taken place at the premises and yet again no-one was willing to speak with the police.

The witnesses had to be spoken with via phone as again none would provide any kind of written statement for fear of reprisals.

On the evening of Tuesday 19th June 2012 whilst working as a member of the Evidence Gathering Team for the European Football Championships I agreed on behalf of the Bradford Council Licensing Department and Bradford Environmental Health Department to attend at the premises with a view to ascertaining who was actually:-

- a) Present at the premises
- b) Confirmation of Pauline Spikings residing at the premises
- c) Confirmation of Pauline Spikings being the present as capacity of the manager
- d) Kenneth Greenhough if present to be spoken with and date for a meeting to be made or if not present a request via Pauline Spikings to ask him to contact me.

At 5:30pm upon my arrival there was a large gathering of persons stood directly outside the premises on the pavement drinking, the majority of them were dressed in black and it was established that this was from a funeral that had taken place that day.

It was obvious in my opinion that this group was hostile towards Police and the marked Police Van.

I made enquires with the Commander working that evening and it was agreed that NO visit would take place so as not to exacerbate the situation.

Throughout the evening this group increased in numbers and with no apparent control being taken by any person who held any responsibility for the running of the Licensed Premises.

So much so that calls were received from a resident giving concerns as regards the number of persons present outside – yet again this call had to be spoken with via phone to explain the situation.

On Wednesday 4th July 2012 at 08:00am a joint operation took place between Environmental Health Officers and Bradford South Police where by we attended at the address under the following:-

Schedule 3 of the Environmental Protection Act 1990

Due to noise abatement notice having been breached at the premises and therefore officers were entering with a view of seizing all music making equipment.

Upon arrival the premises were closed with curtains drawn but eventually the occupants were awoken:-

Pauline SPIKINGS bn

Andrew RATCLIFF bn :

During the visit I made an inspection of the premises to ensure that the current Premises Licence was being adhered with

The premises have a number of conditions on the Licence under the four Licensing Objectives.

9. The licensee shall at all times maintain a zero tolerance policy with regard to illegal drugs, including appropriate training in detection and prevention.

Therefore I made an inspection of the public toilets both male and female and observed an amount of white powder on the cistern of the toilets in the Gents Toilets. I therefore wiped this with a cocaine wipe which immediately turned blue, this is an indication that the white substance was cocaine and subsequently showed that drugs abuse had taken place in the toilets within Licensed Premises.

- a) A CCTV system of a standard approved in advance by the Licensing Authority and West Yorkshire Police shall be installed prior to any licensable events commencing at the premises to cover both the internal and external areas and relevant recordings shall be kept for 30 days and be available on demand at the request of the Licensing Authority or Responsible Authority.

I requested Pauline SPIKINGS to show me the CCTV system, a screen was located behind the bar showing images. The hard Drive was located upstairs in the living room and again had a screen showing the different images.

I requested that I be shown footage timed at 18:00hrs 3rd July 2012.

At first she appeared not to be aware of how to do this stating that the system had only recently been installed, however after prompting she managed to search for the relevant time and place the images on the screen.

I then asked her to download the images onto a disc, she stated that she did not know how to do this and in any case did not have any discs or media stick.

Pauline SPIKINGS had nothing more to add to the potential breaches that I pointed out to her but did sign the Inspection sheet and was provided with the top copy.

Prior to leaving the premises I also asked Pauline SPIKINGS why she or the DPS Kenneth GREENHOUGH had not replied to the two letters that had been sent to the premises one of which had been sent by recorded delivery.

SPIKINGS stated that it was not her responsibility and she had given all the post to Kenneth GREENHOUGH for him to deal with- however she then produced a Red Recorded Delivery Notice dated 13th June 2012.

I explained that by the fact she still had the notice that it would be the reason why it had not been picked up from the Post Office and surely recorded delivery notice should have been a priority –

She would not make any comment about it and shrugged her shoulders....

Is this the sign of a Responsible Manager/Person and who has now submitted to be the Designated Premises Supervisor.

The previous Designated Premises Supervisor was spoken with but not very forthcoming as to attending meetings to discuss the running of the premises however he was fully aware of the pending Review

Hearing and subsequently on 4th October 2012 he served notice that he no longer gave his consent to be the Designated Premises Supervisor for The Wyke Rose.

Pauline Spikings is due to be prosecuted for Breach of the Noise Abatement Notice, due to her choosing to ignore the Notice served on her and the Premises.

Pauline Spikings has now decided to become the DPS, there have been many failings in the running of the Wyke Rose for the following reasons:-

- a) The previous DPS who had no control over the day to day running of the premises and subsequently as a result of pending Licensing Hearings and Prosecutions had decided to basically abandon the premises.
- b) The Manager employed over the last few months namely Pauline Spikings who again has had no control whatsoever in the day to day running of the premises, has been found to be drunk and showed no co-operation to the police.

Both have shown no responsibility whatsoever in the running of a Licensed Premises and a challenging one at that, both have chosen to ignore Notices served, also to ignore requests to contact relevant departments with a view to trying to discuss and alleviate problems and with the attitude of 'NOT MY PROBLEM IT'S THE DPS'S'.

Whilst it is accepted that there is nothing set down in Legislation to say how much time a DPS needs to spend at a premises and how they must run such premises, there are premises that are needier and more time consuming than others and therefore there is the need to have in place a responsible person as DPS who is willing and able to run the Licensed Premises as per the Licensing Act 2003 and to take that role seriously.

There have already been concerns by the failings that have already taken place by Pauline Spikings in her capacity of the Manager of the Wyke Rose.

West Yorkshire Police would therefore ask the presiding Sub-Committee to refuse this application.

Su Dawson
Pc 5413
Bradford South
Licensing Officer

ISR Report

WEST YORKSHIRE POLICE

ISR Report:

WYP-20120603-1338 (Closed)

| | | | | |
|------------------------|------------------------------|-------------------------|--------------------------|-----|
| 03/06/2012 21:49:05 | 400, VIOLENCE AGAINST PERSON | WYP-20120603-1338 / WYP | 999 | WYP |
| Priority:(1) Emergency | (2) FIGHT | GAN_03 | Officer Dealing:6076 | |
| Operator:724791 | Dispatcher:5835 | GA30 (415364,427761) | Creator Wkstr:XA-FOPS837 | |

Address Information

| | |
|--|---|
| WYKE ROSE PUB, WYKE ROSE PUB | |
| 435 HUDDERSFIELD RD, WYKE, BRADFORD, BD128NP | |
| Proximity: | <input checked="" type="checkbox"/> Gazeteer Validation |

Disposition Codes

| |
|-------------------------|
| VIOLENCE AGAINST PERSON |
| NOT APPLICABLE |
| |
| |
| |

Complainant Information

| | | | | |
|--|--|--|--|--|
| [?] Media Consent [?] Result Req'd [?] N/A [?] N/A [N] AoG | | | | |
| Notes: | | | | |

Date / Time Information

| | | |
|---------------|------------|----------|
| Initial Input | 03/06/2012 | 21:49:05 |
| Held | 03/06/2012 | 21:49:28 |
| Accepted | 03/06/2012 | 21:49:29 |
| Dispatched | 03/06/2012 | 21:53:40 |
| At Scene | 03/06/2012 | 21:59:19 |
| Cleared | 03/06/2012 | 22:15:06 |
| Disposed | 03/06/2012 | 22:15:33 |

Qualifiers

| | |
|---------------------|---------------------|
| DISPOSAL QUALIFIERS | NO APP HO QUALIFIER |
| DISP FACTORS | NON VAL CRIME |
| DISP FACTORS | STD- DEPLOY |
| THEME | CRIME |

CAD Log

| | | | | |
|------------|-----------------------------|--------|------------|------------------------|
| 03/06/2012 | 21:50:26 | 724791 | XA-FOPS837 | cli1_date |
| | /20120603 | | | |
| 03/06/2012 | 21:50:26 | 724791 | XA-FOPS837 | cli1_time |
| | /224843 | | | |
| 03/06/2012 | 21:50:26 | 724791 | XA-FOPS837 | cli2_date |
| | /20120603 | | | |
| 03/06/2012 | 21:50:26 | 724791 | XA-FOPS837 | cli2_time |
| | /224843 | | | |
| 03/06/2012 | 21:50:26 | 724791 | XA-FOPS837 | Complainant address |
| | /446 HUDDERSFIELD ROAD WYKE | | | |
| 03/06/2012 | 21:50:26 | 724791 | XA-FOPS837 | Complainant city |
| | /BRADFORD | | | |
| 03/06/2012 | 21:50:26 | 724791 | XA-FOPS837 | Complainant first name |
| | /STOKER | | | |

ISR Report

WEST YORKSHIRE POLICE

ISR Report:

WYP-20120619-1276 (Closed)

| | | | | |
|-----------------------|-------------------|-------------------------|---------------------------|-----|
| 19/06/2012 18:54:51 | 802, NUISANCE | WYP-20120619-1276 / WYP | TEL OTHER | WYP |
| Priority:(4) Standard | (2) DO NOT DEPLOY | GAN_03 | Officer Dealing:713629 | |
| Operator:720838 | Dispatcher: | GA30 (415335,427748) | Creator Wkstrn:XA-CCC-614 | |

| | |
|--|---|
| Address Information | |
| 1 PERSEVERANCE ST, WYKE, BRADFORD, BD128BA | |
| Proximity: | <input checked="" type="checkbox"/> Gazeteer Validation |

| |
|--------------------------|
| Disposition Codes |
| CONCERN FOR SAFETY |
| NOT APPLICABLE |
| |
| |
| |

| | |
|---|--|
| Complainant Information | |
| PERSON REPORTING <input type="checkbox"/> Media Consent <input type="checkbox"/> Result Req'd <input type="checkbox"/> N/A <input type="checkbox"/> N/A | |
| [Y] AoG | |
| Date of Birth: NOT GIVEN Sex: F | |
| Notes: | |

| | | |
|--------------------------------|------------|----------|
| Date / Time Information | | |
| Initial input | 19/06/2012 | 18:54:51 |
| Held | 19/06/2012 | 18:55:05 |
| Accepted | 19/06/2012 | 18:57:34 |
| Disposed | 20/06/2012 | 03:51:00 |

| | |
|---------------------|-----------------------|
| Qualifiers | |
| DISPOSAL QUALIFIERS | NO APP HO QUALIFIER |
| DISP FACTORS | STD- TEL RES |
| THEME | PUBLIC SAFETY/WELFARE |

| | | | | |
|----------------------------|----------|--------|------------|------------------------------|
| CAD Log | | | | |
| 19/06/2012 | 18:58:08 | 720838 | XA-CCC-614 | compl_addinfo |
| /PERSON REPORTING | | | | |
| 19/06/2012 | 18:58:08 | 720838 | XA-CCC-614 | Time of modification |
| 185734/185808 | | | | |
| 19/06/2012 | 18:59:41 | 722148 | GA-DCR-705 | Operator id |
| 2205/2764 | | | | |
| 19/06/2012 | 18:59:41 | 722148 | GA-DCR-705 | Modifying workstation number |
| XA-CCC-614/GA-DCR-705 | | | | |
| 19/06/2012 | 18:59:41 | 722148 | GA-DCR-705 | Time of modification |
| 185808/185941 | | | | |
| 19/06/2012 | 18:59:41 | 722148 | GA-DCR-705 | description |
| NUISANCE/(2) WAKE | | | | |
| 19/06/2012 | 19:31:49 | 723765 | GA-DCR-701 | description |
| (2) WAKE/(2) DO NOT DEPLOY | | | | |
| 19/06/2012 | 19:31:49 | 723765 | GA-DCR-701 | Modifying workstation number |
| GA-DCR-705/GA-DCR-701 | | | | |
| 19/06/2012 | 19:31:49 | 723765 | GA-DCR-701 | Operator id |

WEST YORKSHIRE POLICE
RESTRICTED (when complete)

WITNESS STATEMENT

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

NICHE Ref. No:

URN:

Statement of: RICHARD NEEVES

Date of birth: Over 18

Occupation: PC 6076

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

Signature:

Date: 04/07/12

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

I am a Police Constable with West Yorkshire Police and I am currently based at Bradford South Police Station.

On Sunday 3rd June 2012 at 2150 hours I was on duty in full uniform when I received a radio message to attend THE WYKE ROSE PUB, HUDDERSFIELD ROAD, WYKE, BRADFORD to a report of people fighting with pool cues.

I attended the report in company with a number of other Police units. On arrival there were no people outside the pub and no fighting ongoing. I alighted the Police vehicle and could immediately hear very loud music coming from the pub. I entered the pub and saw a number of people stood around DJ equipment with loud 'Bassline' music being played. In my opinion the music was at a level that would be played at a party rather than inside a pub. It would certainly disturb local residents at the volume at which it was being played.

I spoke to the landlord and landlady behind the bar. I believe them to be Pauline SPIKINGS and Andrew RATCLIFFE. They both stated that no fight had occurred in the pub. I very quickly noticed that they were both under the influence of alcohol. Both were slurring their words and their eyes were glazed. I was of the opinion that they were drunk.

Signatur

Signature witnessed by:

MG11

RESTRICTED (when complete)

(Revised 1.9.11)

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| NICHE Ref. No: | | URN: | |
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Continuation Statement of **RICHARD NEEVES**

The Police units in attendance soon left the location as there was no incident ongoing or complaints. On returning to the Police Station I telephoned the reporting person. They stated that THE WYKE ROSE PUB was very anti-social. It often played loud music well into the night. There were often disturbances inside and outside the pub. The pub itself has a number of residential houses in close vicinity.

Signatur

Signature Witnessed by: