

LICENSING ACT 2003 SUB COMMITTEE

Wednesday, 6th September, 2023
10.30 am





LICENSING ACT 2003 SUB COMMITTEE

**COMMITTEE ROOMS 2 & 3, TOWN
HALL, MANCHESTER ROAD,
BURNLEY.**

**Wednesday, 6th September, 2023 at
10.30 am**

This agenda gives notice of items to be considered in private as required by Regulations (4) and (5) of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012.

Members are reminded that if they have detailed questions on individual reports, they are advised to contact the report authors in advance of the meeting.

AGENDA

1) *Apologies for Absence*

To receive any apologies for absence.

2) *Minutes of the last Meeting*

5 - 8

To approve as a correct record the Minutes of the last Licensing Act 2003 Sub-committee meeting, held on 3rd August 2023.

3) *Additional Items of Business*

To determine whether there are any additional items of business which, by reason of special circumstances, the Chair decides should be considered at the meeting as a matter of urgency.

4) *Declaration of Interest*

In accordance with the Regulations, Members are required to declare any personal or personal and prejudicial interests they may have and the nature of those interests in respect of items on this agenda and/or indicate if S106 of the Local Government Finance Act 1992 applies to them.

5) *Exclusion of the Public*

To determine during which items, if any, the public are to be excluded from the meeting.

LICENSING ACT CONDUCT OF HEARINGS

9 - 18

6) *Review of a Premises Licence Application*

19 - 240

To determine an application for a review of a Premises Licence under section 51 of the Licensing Act 2003 relating to Mode, 77 Hammerton Street, Burnley.

MEMBERSHIP OF COMMITTEE

Councillor Anne Kelly
Councillor Mark Townsend

Councillor Don Whitaker

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BURNLEY BOROUGH COUNCIL LICENSING ACT 2003 SUB COMMITTEE

BURNLEY TOWN HALL

Thursday, 3rd August, 2023

PRESENT

MEMBERS Councillor S Cunliffe (in the Chair)

Councillors A Kelly and M Townsend

OFFICERS

Sajada Khan	–	Litigation and Regulatory Solicitor
Lisa Tempest	–	Licensing Compliance Officer
Mark Walker	–	Licensing Compliance Officer
Carol Eddleston	–	Democracy Officer

Also in Attendance

Judith Hartley - Resident
Malcolm Ireland – Applicant's Legal Representative
Craig Kennedy – Applicant
Madge Nawaz – Colleague of Applicant
Kristian Torgerson – Paralegal

10 Declaration of Interest

There were no declarations of interest in the following item of business.

11 Determination of a Premises Licence Application

The Sub-committee considered a report relating to an application for a premises licence under the Licensing Act 2003.

In summary, the application was to enable occasional events limited to a maximum of five one-day events per annum which involved the carrying on of the following licensable activities:

- The sale by retail of alcohol on the premises from 12noon to 10pm Monday to Sunday.

- The provision of live & recorded music, performance of dance & anything similar both indoors and outdoors from 12noon to 10pm Monday to Sunday.

The premises opening hours to be from 8am to 11pm Monday to Sunday.

Relevant representations were received within the prescribed period from one individual and from the Environmental Health Officer. Following the representation period amended conditions were agreed between the applicant and Environmental Health as a responsible authority and the Environmental Health Officer subsequently withdrew their representation.

Following the presentation of the report, all parties had an opportunity to ask questions of the Licensing Compliance Officer.

There were no questions.

Mrs Hartley presented her objections to the application.

All parties had an opportunity to ask questions of Mrs Hartley.

There were no questions.

Mr Ireland presented the case on behalf of the applicant.

All parties had an opportunity to ask questions of Mr Ireland.

Mrs Hartley and the members of the Sub-committee asked a number of questions.

At 11:15 members RESOLVED to adjourn for five minutes to allow Mr Ireland to take instruction from his client, Mr Kennedy.

The meeting reconvened at 11:21.

Each party was given an opportunity to sum up.

Members RESOLVED to go into private session for deliberations and to receive legal advice where appropriate.

DECISION AND REASON FOR DECISION

DECISION

To grant the licence as applied for subject to mandatory conditions and conditions consistent with the operating schedule.

REASON FOR DECISION

The Sub-committee considered the Premises Licence application under Section 17 of the Licensing Act 2003.

The Sub-committee also considered the representation submitted by a local resident.

The Sub-committee noted that there are no objections to the application from Environmental Health and Lancashire Police as Responsible Authorities.

The Sub-committee considers that the application has been thought through and measures have been considered to mitigate noise, parking, and to work with local residents to make such events positive events for the community of Burnley.

The licensing objectives have been considered and the application appears not to undermine these at this stage.

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BURNLEY BOROUGH COUNCIL

LICENSING ACT 2003

THE CONDUCT OF HEARINGS

1. Application

- 1.1 All hearings subject to the Licensing Act 2003 (Hearings Regulations) 2005 will be held in accordance with this procedure. The Schedule to this procedure details the hearings which are subject to this procedure.

2. Time of Hearing

- 2.1 Hearings will commence within the times illustrated in Column 2 of the Schedule, and where the hearing is scheduled to take place on more than one day, it will take place on consecutive working days.
- 2.2 Hearings will normally take place during the daytime or occasionally from 6pm. Hearings may in exceptional circumstances take place at any time at the discretion of the Committee or Sub-Committee appointed to hear the matter.

3. Members of the Committee or Sub-Committee

- 3.1 Where the full Licensing Committee sit to hear an application, the full Committee will sit, excluding a member who:
- a) has sat on a Development Control hearing in respect of the premises subject to, or concerned in the Licensing Act 2003 application and/or
 - b) is affected by the application e.g. to be assessed on a case by case basis when a Member is a Member for the Ward or a nearby Ward in which the premises are situated

- c) has become an interested party by representing the applicant or any other party prior to the hearing.

3.2 Where a Sub-Committee sit to hear an application, it will consist of 3 members of the full Committee and will exclude a member who:

- a) has sat on a Development Control hearing in respect of the premises subject to, or concerned in the Licensing Act 2003 application and/or
- b) is affected by the application e.g. to be assessed on a case by case basis when a Member is a Member for the Ward or a nearby Ward in which the premises are situated
- c) has become an interested party by representing the applicant or any other party prior to the hearing.

Where hearings are conducted remotely a 4th substitute Member may also be present.

3.3 Members will act in accordance with the Licensing Act 2003, and statutory guidance and be aware of the Local Government Association Licensing Act 2003 – Councillor’s Handbook.

4. Opening of a Hearing and Identifying Parties to the Hearing

4.1 The Chair of the Committee or Sub-Committee will introduce the members of the Committee or Sub-Committee, and the administration team (Legal, Democracy & Licensing Officers).

4.2 The Legal Advisor will advise the Committee or Sub-Committee during the hearing. They will retire with the Committee or Sub-Committee members for the purposes of providing legal advice if so requested, but will not make recommendations or be part of the determination process. Should any legal advice be given that was not raised during the hearing it will be repeated to the parties before a decision is announced so that any contrary arguments to be taken into account can be made.

4.3 At the commencement of proceedings the Legal Advisor will identify in turn, each party to the hearing who is present, and in relation to that party,

- a) whether they are represented, and if so, by whom,

- b) whether they have requested the assistance of another person, and if so the Committee or Sub-Committee will decide if the request should be approved .
- 4.4 The Legal Advisor will identify in turn each party to the hearing who is not present at the hearing and in relation to that party will clarify;
- a) whether there is evidence that they were given Notice of the Hearing
 - b) whether that party has given notice of their intention to attend, be represented or not attend
 - c) whether that party has given notice that they consider a hearing to be unnecessary
 - d) whether that party has given notice that they wish to withdraw their representation
- 4.5 Where a party has given notice that they do not intend to attend or be represented, the Committee or Sub-Committee will state whether they intend to proceed in the absence of that party.
- 4.6 Where a party has not given such notice and has failed to attend or be represented, the Committee or Sub-Committee will then decide whether it is necessary in the public interest to adjourn the hearing to a specified date or hold the hearing in the party's absence. The Committee or Sub-Committee may invite representations from the other parties present on this issue before making their decision.
- 4.7 The Committee or Sub-Committee, should it decide to proceed, must subsequently consider the application, representation or notice made by a party who does not attend, attaching the appropriate weight of evidence to it.

5. Hearings to be held in public

- 5.1 Unless the Committee determine otherwise following consideration of representations, if any, from the parties present, the hearing shall take place in public. A member of the public, unless a party to the hearing or a person granted permission to address the hearing by the Committee or Sub-Committee at the request of one of the parties, shall not be entitled to address the hearing.
- 5.2 Where representations are made under 5.1 above, such parts or the hearing as the Committee or Sub-Committee in their absolute discretion determine shall be held in private.

- 5.3 The decision at paragraph 5.2 and the reasons for it will be given in public, and the Committee or Sub-Committee will also state whether any party or any persons assisting or representing a party are to be treated as a member of the public for this purpose.

6. Commencement of the Hearing

- 6.1 The Legal Advisor will explain the procedures that the Committee or Sub-Committee will follow at the hearing. In particular the Legal Advisor will clarify that;:
- a) the hearing will take the form of a discussion led by the Committee or Sub-Committee and cross-examination will not be permitted unless the Committee or Sub-Committee considers that cross examination is required for it to consider the representations, application or notice as the case may require.
 - b) Members of the Committee or Sub-Committee may ask a question of any party or other person appearing at the hearing.
 - c) Members of the Committee or Sub-Committee may take into account documentary or other information produced to the authority before the hearing in support of their application, representation or notice. These will have been provided to the Committee or Sub-Committee members by the Licensing Manager prior to the meeting and the substantive content of the documents need not be repeated verbally at the hearing.
 - d) Members of the Committee or Sub-Committee may take into account any new documentary or other information produced to the authority on the day of the hearing with the consent of all other parties (if any) and the substantive content of any such documents need not be repeated verbally at the hearing.
 - e) Parties will be allowed a maximum equal period to exercise their rights, such period to be determined by the Committee or Sub-Committee.
 - f) Parties will be allowed to clarify points upon which they wish to support their application.
 - g) Parties may seek permission to question any other party subject to Paragraph a) above.
 - h) Parties may seek permission to address the Committee or Sub-Committee.

7. Procedure

- 7.1 The Licensing Manager or other appointed officer of the Licensing Authority are not a party to the hearing. The Manager will outline the facts of the application and relevant representations received from parties.
- 7.2 The Licensing Manager will then outline the legislation under which a determination is required.
- 7.3 The Licensing Manager will outline;
 - a) Relevant parts of the Act
 - b) Relevant subordinate legislation
 - c) Relevant sections from the statutory guidance made under Section 182 of the Act
 - d) Relevant paragraphs of the Statement of Licensing Policy made under Section 5 of the Act.
 - e) The time limit which the Committee or Sub-Committee must make a determination under the law.
- 7.4 Each party to the hearing present will then in turn provide information supporting or clarifying of their representations – commencing with the Responsible Authorities, followed by any other parties present at the hearing, the Licensing Officer will read the relevant parts of any representations received from those not in attendance, and finally the applicant.
- 7.5 As each party finishes the Committee or Sub-committee may ask questions and will invite questions to be put to each party by the other parties.
- 7.6 Thereafter each party, commencing with the Responsible Authorities, followed by any other party and finally the Applicant, will be given an opportunity to summarise their representations. No new evidence will be allowed to be introduced by any party during the course of any such summation.
- 7.7 The Committee or Sub-Committee will disregard any information given by a party or any other person to whom permission to appear at the hearing has been given which is not relevant to;
 - a) Their application, representation or notice or in the case of another person, the application, representation or notice of the party requesting their appearance, and

- b) the promotion of the Licensing Objectives or in the case of a hearing to consider a notice given by a chief officer of the police, the crime prevention objective only.

7.8 The Committee or Sub-Committee will satisfy themselves that they have heard all the relevant information before concluding the hearing and retiring to make their decision in private.

8. Persons behaving in a disruptive manner

8.1 The Committee or Sub-Committee may require any person attending the, hearing who in their opinion are behaving in a disruptive manner to leave the hearing and may;

- a) refuse to permit that person to return, or
- b) permit them to return only on such conditions as the Committee or Sub-Committee may specify

but such a person may, before the end of the hearing, submit to the authority in writing any information which they would have been entitled to give orally had they not been required to leave.

9. Adjournment of Hearing

9.1 The Committee or Sub-Committee may adjourn a hearing to a specified date or arrange for the hearing to be held on specified additional dates where it considers this necessary to consider any representations or notice made by a party. (A s53C `summary review` to be determined within 28 days of receipt)

9.2 It will not adjourn a hearing in such a way to create an effect on the requirements of granting or rejecting an application under Section 167 of the Act.

10. Determinations

10.1 The Committee or Sub-Committee will usually make its determination at the conclusion of the hearing but in certain circumstances may make a determination within a period of 5 working days of the last day of the hearing.

11. Notice of Determination

11.1 Following determination, the Licensing Manager will issue a notice of determination forthwith to all parties. Such notice will include the reasons for the determination and details of the right of any party to appeal against the decision.

12. Record of Proceedings

- 12.1 The Democracy Team Officer will provide for a record of the hearing to be taken in a permanent and intelligible form and kept for 6 years from the date of determination.

SCHEDULE

Column 1		Column 2
Provision under which hearing is held.		Period of time which hearing must be commenced.
1.	Section 18(3)(a) (determination of application for premises license)	20 working days beginning with the day after the end of the period during which representations may be made as prescribed under section 17(5)(c)
2.	Section 31(3)(a) (determination of application for a provisional statement).	20 working days beginning with the day after the end of the period during which representations may be made as prescribed under section 17(5)(c) by virtue of section 30.
3.	Section 39(3)(a) (determination of application to vary premises license).	20 working days beginning with the day after the end of the period during which representations may be made as prescribed under section 17(5)(c) by virtue of section 34(5).
4.	Section 39(3)(a) (determination of application to vary premises license to specify individual as premises supervisor).	20 working days beginning with the day after the end of the period within which a chief officer of police may give notice under section 37(5)
5.	Section 44(5)(a) (determination of application for transfer of premises license).	20 working days beginning with the day after the end of the period within which a chief officer of police or Secretary of State may give notice under section 42(6) or 42(8)
6.	Section 48(3)(a) (cancellation of interim authority notice following objection).	5 working days beginning with the day after the end of the period within which a chief officer of police or Secretary of State may give notice under section 48(2) or 48(2B)
7.	Section 52(2) (determination of application for review of premises licence).	20 working days beginning with the day after the end of the period during which representations may be made as prescribed under section 51(3)(c).
8.	Section 53C (review of premises licence following review notice)	To be determined 28 days after the day of receipt of the review application as prescribed under section 53A(2)(b).
9.	Section 72(3)(a) (determination of application for club premises certificate).	20 working days beginning with the day after the end of the period during which representations may be made as prescribed under section 71(6)(c)
10.	Section 85(3) (determination of application to vary club premises certificate)	20 working days beginning with the day after the end of the period during which representations may be made as prescribed under section 71(6)(c) by virtue of section 84(4)

11.	Section 88(2) (determination of an application for review of club premises certificate)	20 working days beginning with the day after the end of the period during which representations may be made as prescribed under section 87(3)(c)
12.	Section 105(2)(a) (counter notice following objection to temporary event notice)	7 working days beginning with the day after the end of the period within which a relevant person may give a notice under section 104(2)
13.	Section 120(7)(a) (determination of application for grant of personal licence)	20 working days beginning with the day after the end of the period during within which the chief officer of police or Secretary of State may give a notice under section 120(5) or 120(7)
14.	Section 124(4)(a) (issues coming to light after grant or renewal of personal licence)	20 working days beginning with the day after the end of the period during within which the chief officer of police or Secretary of State may give a notice under section 124(3) or 124(3B)
15.	Section 167(5)(a) (review of premises licence following closure order or illegal working compliance order)	10 working days beginning with the day after the day the relevant licensing authority received the notice given under section 80(9) or 84(7) of the Anti-social Behaviour Crime & Policing Act 2014 or Schedule 6 of the Immigration Act 2016

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REPORT TO LICENSING SUB-COMMITTEE



DATE	6th September 2023
PORTFOLIO	Community & Environment
REPORT AUTHOR	Lisa Tempest
TEL NO	01282 425011
EMAIL	licensing@burnley.gov.uk

Licensing Act 2003 application for Review of a Premises Licence
Mode, 77 Hammerton Street, Burnley

PURPOSE

1. To consider an application under section 51 of the Licensing Act 2003 (The Act) received from Lancashire Constabulary for a Review of a Premises Licence for Mode, 77 Hammerton Street, Burnley, BB11 1LE.
2. A copy of the application is attached at Appendix A.

RECOMMENDATION

3. Members are recommended to make a determination under section 52 of the Act with a view to promoting the licensing objectives.
 - The prevention of crime and disorder
 - Public safety
 - Prevention of public nuisance
 - Protection of children from harm

The Committee must take such of the following steps as it considers necessary for the promotion of the licensing objectives:

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

REASONS FOR RECOMMENDATION

4. Members of the Licensing Committee are responsible for determining such applications.

SUMMARY OF KEY POINTS

5. An application for Review of Premises Licence No PLA0345 under section 51 of the Licensing Act 2003 was received by the Licensing Authority on 12th July 2023, from Lancashire Constabulary.

It is the view of Lancashire Constabulary that the licensing objectives relating to the Prevention of Crime and Disorder, Public Safety, the Prevention of Public Nuisance and the Protection of Children from harm are not being observed at the venue.

Lancashire Constabulary say it has received reports of a disproportionately high number of incidents some involving people under 18 years of age including serious assaults, violence and drug dealing. There have also been multiple breaches of licence conditions.

A copy of the application is provided at Appendix A and a copy of the premises licence is attached at Appendix B.

Further supporting information was submitted by the applicant, Lancashire Constabulary and this is provided at Appendix C

Copies of the application were sent to the Premises Licence Holder and all Responsible Authorities. Representations were received within the prescribed period from Public Health and a copy of those representations are provided at Appendix D. Representations were also received within the prescribed period from the Licensing Authority and a copy of those representations are provided at Appendix E.

Notice of a hearing has been sent to the applicant, the Premises Licence Holder and to each of the persons from whom the licensing authority has accepted a representation.

Members are reminded that representations are relevant where they relate to the likely effect of the grant of the application on one or more of the 4 licensing objectives which are:

- PREVENTION OF CRIME & DISORDER
- PUBLIC SAFETY
- PREVENTION OF PUBLIC NUISANCE
- PROTECTION OF CHILDREN FROM HARM

6. Premises licence PLA0345 has been in place at the venue since 23/09/2014 and at that time the licence holder was Person A and the dps his partner Person B. In October 2016 the licence was transferred to Person B, who remained both premises licence holder and dps until 30th May 2023 when the licence lapsed due to her being subject to a bankruptcy order.

Following the lapse of the licence, an initial transfer application was received on 1st June 2023 from Company B. This was not accepted because its sole Director was Person B, and as the Company had been dissolved on her bankruptcy, Company B was not a body able to make an application.

On 2nd June 2023 a further application for transfer was received from Company A, the company has one Director, Person A. Upon resurrection of the licence due to the transfer, Person B again became designated premises supervisor.

The premises licence has been subject to review twice previously.

On 23rd October 2017, the Licensing Authority received an application for review of the premises licence from Lancashire Constabulary on the grounds that the licensing objectives relating to the Prevention of Crime and Disorder were not being observed¹

On 31st January 2020, the Licensing Authority received an application for review of the premises licence on the grounds the licensing objectives relating to the Prevention of Crime and Disorder, the Protection of Children from Harm and Public Safety were not being observed²

Details of the decisions in relation to each review are listed below:

¹ At a review on 12/12/2017 the opening hours and timings for licensable activities were scaled back and original conditions were replaced having regard to the prevention of crime and disorder licensing objective, as follows:

Timings for premises opening hours reduced from 21.00 – 08.00 Monday to Sunday to 21.00 to 06.30 Monday to Sunday.

Timings for playing of recorded music and the supply of alcohol for consumption on the premises reduced from 21.00 – 08.00 Monday to Sunday to 21.00 – 06.00 Monday to Sunday.

Replacement Conditions:

CCTV

A colour CCTV system will be installed in the premises and will display on any recording the time and date of the recording and

- The system will be operated during all permitted hours*
- The Camera's shall be sufficient in number to view all areas of licensable activity and any exit / entry and the area immediately outside the main entrance.*
- Signs will be displayed in the premises to indicate that CCTV is in use and when dealing with incidents or unruly behaviour, staff shall indicate that CCTV is recording the incident.*
- The system is kept in a working order, is checked regularly and any faults are rectified promptly.*
- Images and Recordings are being kept for 28 days and will be available to the police or other authorised authority promptly upon request and there are staff trained that are able to access and operate the system and provide downloads.*
- The recordings can be accessed and downloaded to another format (e.g. a USB stick or DVD or other recognised format)*
- Requests for CCTV by the police will be made by either a personal request or an email request to the premises licence holder. This request will be acknowledged as soon as practicable and in any case within 24 hours of it being made and suitable arrangements will be made for viewing / copying and delivery of the relevant images back to the police as soon as reasonably practicable and in any case within 7 days*

of the initial request being made.

Door supervisors

Prior to each occasion that licensable activities take place at the premises a risk assessment will be carried out to determine how many door supervisors are necessary. As a guide there should be at least two SIA registered door supervisors for the first 100 customers and then a further one for every additional 100 customers after that.

An appropriate number of SIA registered door supervisors will be utilised in accordance with said risk assessment, which will be documented and made available to an authorised officer upon request.

As a minimum, at least two SIA Registered door supervisors will be utilised at the premises on whenever licensable activities are taking place from 22:00hrs until thirty minutes after the last customer has left the premises.

When licensable activities take place after 4am there will be a minimum of 4 SIA registered door supervisors working.

Door supervisors will use clear visible counting devices at all times when the premises are open. Counting equipment and current numbers to be open to inspection by police at any time when in operation.

All door supervisors will be equipped with Body Cam type cameras and will record all ejections and issues with customer. Images from these cameras will be made available as soon as practicable on request from the Police.

When on duty, door supervisors will ensure that no customers leave the premises with open containers.

Door supervisors to wear high visibility clothing with the premises being situated on a busy road. This also allows CCTV to spot the door staff for personal safety.

A record shall be kept on the premises by the DPS of every person employed on the premises as a door supervisor. The record shall contain the following details: name, address, date of birth and SIA licence number and signing in and out for each door supervisor. The record shall be available for inspection, on demand, by an authorised officer of the council, a police officer or the SIA.

Drugs Policy

The premises licence holder shall have a written policy in relation to drugs which will include search, seizure and disposal of drugs and weapons. The policy will be available for inspection on demand by an authorised officer of the Council, Police or SIA.

Closing times and facilitating the safe passage home of patrons.

There will a clear customer dispersal policy in place. Such a policy should minimise noise disturbance and potential disorder from customers leaving the premises. A policy should clearly set out measures to control the exit at the end of the evening.

The premises will cease the selling of alcohol and will close at 6am with all patrons leaving the premises as soon as practicable and in any case within 30 minutes.

The premises will link in with at least one local private hire / taxi service to provide a taxi Freephone to assist the booking of vehicles so that people can leave the premises quickly and safely.

Protection of Children

Unless agreed in writing by the Police all events at the premises shall be strictly over 18's only with no person who is under 18 years being admitted to the premises whilst licensable activities are taking place and door supervisors will verify the ages of every person seeking to gain admission to the premises unless they are clearly over 25 years of age.

The premises shall give a minimum of twenty-eight days written notice to Lancashire Constabulary Licensing Department of any function targeted predominantly at persons under the age of eighteen.

All persons who appear to be under the age of 25 years shall be required to produce proof of age by way of the following:

- A recognised proof of age card accredited under the British retail consortiums proof of age standards scheme (PASS)*
- Photo driving licence*
- Passport*
- Citizen card supported by the Home Office*
- Official ID card issued by HM Forces or European Union member state bearing a photograph and birth date of the holder.*

A notice or notices shall be displayed in the premises where they can be clearly seen and read and shall indicate that it is unlawful for persons under 18 to purchase alcohol or for any person to purchase alcohol on behalf of a person under 18 years of age.

Incident log to be kept on site and shall be maintained to record all challenges and refused sales.

Staff training

All staff who are involved in the sale of alcohol will receive training in relation to the licensing objectives so as to reduce crime and disorder, promote public safety, prevent public nuisance and promote the protection of children from harm. Said training will be documented and will be made available to an authorised officer upon request.

People who are clearly under the influence of alcohol will not be sold any more and will only be allowed to consume free tap water as their next drink.

Adequate and appropriate supply of first aid equipment and materials is available on the premises. At least one suitably trained first-aider shall be on duty when the public are present.

The premises will be completely glass free with all sales served only in plastic or polycarbonate containers. The exception to this will be in the VIP area only, when under the personal supervision of the premises staff.

²At a further review on 21/05/2020 conditions were amended having regard to the prevention of crime and disorder and the protection of children from harm, as follows:

Replacement Conditions

CCTV

A colour CCTV system will be installed at the premises and will meet with the following criteria:

- The system will be recording during all times that members of the public are present at the premises.*
- Any images will display on them the time and date of the image.*
- Retained Images shall be of sufficient quality that there can be clear identification of persons.*
- There shall be a sufficient number of cameras to ensure that all public areas of the premises (with the exception of the inside of the toilets) and the area immediately outside the public entrance to the premises are covered.*

Signs will be displayed in the premises advising that CCTV is in use. When dealing with incidents or unruly behaviour, staff shall indicate to any persons involved that the CCTV is recording.

Checks of the CCTV will be made by the Designated Premises Supervisor or by his / her representative to ensure that the CCTV is in working order prior to every occasion that the premises carries on licensable activities. Said checks will be documented and will be made available to an authorised officer upon request.

On at least one occasion in every three-month period, an external engineer will be retained to service the CCTV. Said services will be documented and will be made available to an authorised officer upon request.

Images recorded by the CCTV will be retained for a minimum of 28 days and will produced to an authorised officer upon request, so long as said request is made in accordance with the principles of the Data Protection Act or any subsequent or alternative legislation.

Following a request for images, the images will be provided as soon as practicable, but in any event no later than 48 hours after said request has been made (unless otherwise agreed with the party requesting the images).

Images provided to authorised officers will be provided in a commonly recognised format such as a USB stick or DVD. A supply of USB sticks, DVD's or alternatives shall be kept at the premises for this purpose.

Whenever licensable activities are taking place at the premises there shall be a member of staff on duty who has been trained in relation to the CCTV and who is subsequently able to access and operate the system and provide downloads.

Door Supervisors

Prior to each occasion that licensable activities take place at the premises a risk assessment will be carried out to determine how many door supervisors are necessary. As a guide there should be at least two SIA registered door supervisors for the first 100 customers and then a further one for every additional 100 customers after that. An appropriate number of SIA registered door supervisors will be utilised in accordance with said risk assessment, which will be documented and made available to an authorised officer upon request.

As a minimum, at least two SIA Registered door supervisors will be utilised at the premises whenever licensable activities are taking place from 22:00hrs until thirty minutes after the last customer has left the premises.

When licensable activities take place after 4am there will be a minimum of 4 SIA registered door supervisors working.

Only door supervisors provided by an ACS-accredited company will be utilised at the premises.

Door supervisors will use clear visible counting devices at all times when the premises are open. Counting equipment and current numbers to be open to inspection by police at any time when in operation.

Whenever there are door supervisors utilised at the premises, at least one door supervisor will be positioned to monitor the external smoking area to prevent persons bypassing checks at the main entrance by gaining access to the premises through the external area, and to prevent any illegal substances being passed over or through the fencing.

All door supervisors will be equipped with body cam type cameras whenever they are on active duty. Door supervisors will be trained to record any incidents with the body cameras and where images of incidents are recorded, they will be retained for a minimum of 28 days and provided to an authorised officer upon request, so long as said request is made in the principles of the Data Protection Act or any subsequent or alternative legislation. Following a request for images from body cams, the images will be provided as soon as practicable, but in any event no later than 48 hours after said request has been made (unless otherwise agreed with the party requesting the images).

All door supervisors will be provided with a radio which allows communication with other door supervisors and at least one member of the premises management.

At all times that licensable activities are being carried on at the premises, one member of staff will be specifically tasked with monitoring the CCTV. Said member of staff will also have access to a radio that allows communication with door supervisors and a member of the management team to allow a quick response to any incidents.

When on duty, door supervisors will ensure that no customers leave the premises with open containers.

Door supervisors to wear high visibility clothing at all times when on active duty.

A record shall be kept on the premises by the DPS of every person employed on the premises as a door supervisor. The record shall contain the following details: name, address, date of birth and SIA licence number and signing in and out for each door supervisor. The record shall be available for inspection, on demand, by an authorised officer of the council, a police officer or the SIA.

Drugs & Search Policy

The premises licence holder shall have a written policy in relation to drugs which will include search, seizure and disposal of drugs and weapons. The policy will be available for inspection on demand by an authorised officer of the Council, Police or SIA.

Posters will be displayed in prominent positions at the premises advising patrons that the premises operates a zero-tolerance policy in respect of drugs.

It shall be a condition of entry that customers consent to being searched and signs to that effect will be prominently positioned at the entrance to the premises.

Every customer entering the premises will be searched on entry and on re-entry.

Closing times and facilitating the safe passage home of patrons

There will a clear customer dispersal policy in place. Such a policy should minimise noise disturbance and potential disorder from customers leaving the premises. A policy should clearly set out measures to control the exit at the end of the evening.

The premises will cease the selling of alcohol and will close at 6am with all patrons leaving the premises as soon as practicable and in any case within 30 minutes.

The premises will link in with at least one local private hire / taxi service to provide a taxi Freephone to assist the booking of vehicles so that people can leave the premises quickly and safely.

Protection of Children

Unless agreed in writing by the Police all events at the premises shall be strictly over 18's only with no person who is under 18 years being admitted to the premises whilst licensable activities are taking place.

The premises shall give a minimum of twenty-eight days written notice to Lancashire Constabulary Licensing Department of any function targeted predominantly at persons under the age of eighteen.

A notice or notices shall be displayed in the premises where they can be clearly seen and read and shall indicate that it is unlawful for persons under 18 to purchase alcohol or for any person to purchase alcohol on behalf of a person under 18 years of age.

Incident log to be kept on site and shall be maintained to record all challenges and refused sales.

An electronic ID scanner will be utilised at the premises and will be operational at all times that the premises is carrying on sales of alcohol. In the event of the scanner failing operationally, the Police and the Licensing Authority will be notified immediately upon discovery and a timescale for repair will be provided.

At least one member of staff who is conversant with the operation of the ID scanner will be on duty at the premises at all times when the premises is carrying on sales of alcohol. Said staff member will be able to demonstrate to the Police or to an authorised officer upon request that the ID scanner is working correctly.

The ID scanner will be utilised in respect of any customers entering the premises when sales of alcohol are taking place, with the exception of customers who are pre-existing members of the premises' membership scheme. It will be a condition of becoming a member of the scheme that proof of age is provided by the customer and verified using the electronic ID Scanner. Details of said proof of age will be retained for as long as the individual remains a member of the scheme.

The only forms of identification that shall be accepted by the premises for use with the electronic ID scanner are:

- UK Driving Licence
- Passport
- Citizen Card provided by the Home Office;
- Official ID card issued by HM Forces or EU Member State bearing a photograph and date of birth of the holder;
- PASS ID Cards; and,
- Any other form of identification agreed in writing by a representative of Lancashire Constabulary Licensing Unit.

The Designated Premises Supervisor or his or her representative will provide data from the ID scanner to an authorised officer upon request, so long as said request is made in accordance with the principles of the Data Protection Act or any subsequent or alternative legislation.

Following a request for data, the data will be provided as soon as practicable, but in any event no later than 48 hours after said request has been made (unless otherwise agreed with the party requesting the images).

Staff training

All staff who are involved in the sale of alcohol will receive training upon commencement of their employment in relation to the licensing objectives so as to reduce crime and disorder, promote public safety, prevent public nuisance and promote the protection of children from harm. Staff will subsequently receive refresher training at intervals no greater than every six months and said training will be documented and will be made available to an authorised officer upon request.

All staff involved in the sale of alcohol will be trained upon commencement of their employment in how to identify drunk or drug-impaired customers. Staff will subsequently receive refresher training at intervals no greater than every six months and said training will be documented and will be made available to an authorised officer upon request.

Within one month of this condition coming into effect (for existing staff) or alternatively within one month of commencing their employment, any staff directly involved in the sale of alcohol shall receive accredited responsible alcohol retailing training. Thereafter, the member of staff shall receive refresher training every month. It is not a requirement that said refresher training is accredited.

General

People who are clearly under the influence of alcohol will not be sold any more and will only be allowed to consume free tap water as their next drink.

Adequate and appropriate supply of first aid equipment and materials is available on the premises.

At least one approved medic who has been trained to a minimum level of first responder will be on duty at the premises whenever the premises is carrying on licensable activities.

The premises will be completely glass free with all sales served only in plastic or polycarbonate containers. The exception to this will be in the VIP area only, when under the supervision of the staff.

Whenever licensable activities are being carried on at the premises, there shall be at least one member of staff on duty who holds a personal licence.

The Premises Licence Holder, Designated Premises Supervisor or a nominated representative shall actively participate in the local Pubwatch (or equivalent) scheme where such a scheme is in operation.

An incident register will be maintained at the premises which will detail any incidents that occur at the premises or in the immediate vicinity of the premises. The incident register will include details of:

- *Incidents of refused sales or refused entry;*
- *Incidents of disorder;*
- *Incidents of the discovery or seizure of drugs or weapons;*
- *The discovery of any faults in the CCTV system; and,*
- *Incidents of ejections from the premises.*

Unless otherwise agreed with a representative of Lancashire Constabulary Licensing Unit, on at least one occasion each week, the Designated Premises Supervisor or a nominated representative will contact Lancashire Constabulary Licensing Unit to inform of any relevant incidents or issues and to enquire whether Lancashire Constabulary have any current areas of concern in respect of the operation of the premises.

Health & Safety

At the close of business all waste which is not inside the building must be stored within refuse containers with lockable lids.

The premises will have a sufficient number of waste containers to contain all waste produced including

liquid waste.

Commercial waste will not be placed on the ground outside the premises or placed in any other way which results in the waste not being controlled.

External areas which are used for the storage of waste must be swept at the close of business to ensure they are free from litter, including glass.

Welfare Officer

A dedicated Welfare Officer shall be at the premises at all times that licensable activities are taking place.

The purpose of the Welfare Officer is to ensure that any persons who are deemed vulnerable, upset or in distress are dealt with efficiently and effectively.

The Welfare Officer will constantly liaise with the Duty Manager and Head Door Supervisor to ensure any situation that they are involved in is adequately communicated and reported.

The role will be diverse in as much as many situations arise where a person may need a welfare officer's assistance. The Officer should be constantly searching for such opportunities to help.

The Welfare Officers must be clearly identifiable and separated from the Door team so will be required to wear a different colour Hi Vis Bib as advised by the General Manager.

The Welfare Officer will provide assistance in the following areas:

- Dealing with Drunk or Vulnerable Persons
- Offering First Aid Assistance
- Undertaking floor walks, toilet checks and hazard spotting
- Assisting people who have lost property or claim theft
- Assisting any person who claims they are a victim of inappropriate behaviour

The Welfare Officer will operate in accordance with guidance approved at all times by the Licensing Authority.

FINANCIAL IMPLICATIONS AND BUDGET PROVISION

7. None

POLICY IMPLICATIONS

8. The following paragraphs from Burnley Borough Council's Statement of Licensing Policy 2022 – 2027 are relevant to this application:

1.2 The policy sets out how the Licensing Authority will carry out those functions and make licensing decisions. Departures from this policy may be appropriate in exceptional situations depending on the individual circumstances of the case. The aim of this policy is to outline how the Licensing Authority intends to apply the licensing regime to promote a vibrant entertainment and cultural industry that boosts the local economy, whilst securing the safety and amenity of residential and business communities and enhancing community wellbeing.

1.4 The licensing function is carried out with a view to promoting the four licensing objectives which are:-

- The prevention of crime and disorder;
- Public safety;
- The prevention of public nuisance; and

- The protection of children from harm.
- Each licensing objective has equal importance.

1.5 Licensing functions will be discharged with integrity and objectivity, and in accordance with the Equality Act 2010.

1.6 The 2003 Act is part of a wider Government strategy to tackle crime, disorder and anti-social behaviour and reduce alcohol harm. It is recognised that the Act is not the primary mechanism for controlling nuisance by individuals once they are away from the premises, and beyond the control of the holder of a licence, club certificate or temporary event authorisation.

1.8 The Licensing Authority is committed to cooperative, partnership working with the trade, police, fire and rescue service, Responsible Authorities, Burnley Business Improvement District, local businesses, residents and others to promote the licensing objectives.

3.2.2 Representations.....received from Responsible Authorities will be afforded particular weight.

3.5.1 The procedure for reviewing premises licences and club premises certificates represents a key protection for the community where there is evidence to show that a specific concern exists relating to one or more of the licensing objectives.

3.5.2 The Licensing Authority expects Responsible Authorities and other persons to give early notice to licence holders of any concerns about problems identified at premises and of the need for improvement. It is expected that requests for a review of any licence or certificate will be sought only if such notice has failed to resolve the matter or problem.

3.5.3 Where a licence or certificate is reviewed, and the licensing objectives are found to have been undermined, consideration will be given to the full range of actions available to the Sub-Committee when determining the outcome.

3.6.1 Police and Local Authority Licensing Officers have responsibility for enforcement under The Act. The Licensing Authority will take a risk based approach to enforcement and act in a proportionate manner...

3.6.2 The Licensing Authority monitors compliance with The Act through a range of inspection and audit activities. Contact is made with those premises where breaches are identified.

3.6.3 Where enforcement action relates to a situation where one or more of the licensing objectives is undermined, the Licensing Authority expects the relevant Responsible Authority or appropriate regulatory body to consider making an application to review the premises licence.

4.1.1 The Licensing Authority expects the Designated Premises Supervisor (DPS) to have been given the day-to-day responsibility for running the premises and as such it is expected that the DPS would usually be present at the licensed premises on a regular basis. The Licensing Authority expects that, in terms of a Premises which allows the supply of alcohol on the premises, this the DPS will be present for more than 50% of the opening hours in any 7- day week.

4.1.2 The premises licence holder is expected to ensure that the DPS has experience commensurate with the size, capacity, nature and style of the premises and licensable activities to be provided or is appropriately supervised by someone with the necessary experience.

4.1.3 The DPS is also expected to appropriately manage anyone employed in the carrying out of licensed activity including door staff and distributors of promotional materials.

4.2.2 Whilst the Licensing Authority wishes to see family-friendly premises thriving in the Borough, it is of the opinion that the protection of children from harm in licensed premises is an important issue. Consequently, the risk of harm to children will be a paramount consideration when determining applications.

5.2.1 The attention of the Licensing Authority has been drawn to problems which occur in the town centre in the window between the night-time economy closing and the day-time economy opening up, ie between 4.30am and 8am. This can include issues with drunken and anti-social behaviour, criminal damage, littering, urinating and vomiting in the street, abuse of employees in the course of their work and disturbance to town centre residents. The Licensing Authority will work with partners and the trade to address these concerns. Where the activities of a licensed premises or club are subject to a review and found to be undermining licensing objectives at that time of day....then at a hearing consideration will be given to the range of options available to uphold licensing objectives through the period.

5.8.1 It is expected that premises licensed to sell alcohol for consumption on the premises, especially those trading beyond midnight, implement appropriate welfare measures. This may include the employment of designated welfare staff and trained first aiders, as well as steps to identify vulnerable person(s) and respond to accidents, injuries and other immediate harms such as loss of consciousness, alcohol poisoning, drug intoxication, and any reported 'Spiking' incidents. Safety measures could include encouraging customers to ensure their drinks are not left unattended, and the use of publicity material to ensure customers remain vigilant. Overt CCTV is also a major deterrent for potential offenders.

5.8.2 Where spiking incidents occur inside premises or affect customers who either leave or are ejected, the necessary duty of care is exercised by the Premises Licence Holder / DPS and their staff, and that includes the immediate calling of appropriate medical aid and the notification of the police.

5.8.3 A zero-tolerance policy should be implemented regarding the use of illegal drugs and new psychoactive substances (NPS), (previously referred to as 'legal highs'), and nitrous oxide (NO) on the premises. Where there is a risk of illegal drug use on the premises, the authority expects a documented policy that sets out how drugs will be prevented from being brought into the premises, what action the venue will take should anyone be caught with drugs on the premises, and how the drugs will be disposed of.

Licensees should remain alert to emerging issues. The authority considers that nightclubs, in particular, should address these risks...

5.9.1 The Licensing Authority through this policy would like to encourage the responsible consumption of alcohol and where there is evidence at a hearing that the licensing objectives are being compromised or are likely to be compromised, the Licensing Authority will consider imposing controls on drinks promotions to deal with localised problems. These controls could include:

- restricting the sale of super strength beer, lager and cider, or
- the requirement to charge a minimum cost per drink as part of a package of measures to

deal with problems.

- Ensuring `all you can drink` promotions and `happy hour` promotions do not compromise any licensing objective.

The following extracts from the Home Office Revised Guidance issued under Section 182 of the Licensing Act 2003, issued in 2023 are also relevant:

9.12 Each responsible authority will be an expert in their respective field, and in some cases it is likely that a particular responsible authority will be the licensing authority's main source of advice in relation to a particular licensing objective. For example, the police have a key role in managing the night-time economy and should have good working relationships with those operating in their local area. The police should usually therefore be the licensing authority's main source of advice on matters relating to the promotion of the crime and disorder licensing objective. However, any responsible authority under the 2003 Act may make representations with regard to any of the licensing objectives if they have evidence to support such representations. Licensing authorities must therefore consider all relevant representations from responsible authorities carefully, even where the reason for a particular responsible authority's interest or expertise in the promotion of a particular objective may not be immediately apparent. However, it remains incumbent on all responsible authorities to ensure that their representations can withstand the scrutiny to which they would be subject at a hearing.

9.42 Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.

9.43 The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

11.1 The proceedings set out in the 2003 Act for reviewing premises licences and club premises certificates represent a key protection for the community where problems associated with the licensing objectives occur after the grant or variation of a premises licence or club premises certificate.

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

11.10 Where authorised persons and responsible authorities have concerns about problems identified at premises, it is good practice for them to give licence holders early warning of their concerns and the need for improvement, and where possible they should advise the licence or certificate holder of the steps they need to take to address those concerns. A failure by the holder to respond to such warnings is expected to lead to a decision to apply for a review. Co-operation at a local level in promoting the licensing objectives should be encouraged and reviews should not be used to undermine this co-operation.

DETAILS OF CONSULTATION

9. The statutory consultation has taken place.

BACKGROUND PAPERS

10. Burnley Borough Council Statement of Licensing Policy.
Licensing Act 2003.
Home Office Revised Guidance issued under Section 182 of the Licensing Act 2003,
issued in 2023.

FURTHER INFORMATION

PLEASE CONTACT:

Lisa Tempest at licensing@burnley.gov.uk

ALSO:

Karen Davies at licensing@burnley.gov.uk

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By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Document is Restricted

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Burnley Council

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

(Insert name)

apply for the review of a premise licence under section 51 of the Licensing Act 2003 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	
MODE Night Club 77 Hammerton Street	
Post town Burnley	Post code (if known) BB11 1LE

Name of premises licence holder or club holding club premises certificate (if known)
Mode Property Ltd

Number of premises licence or club premises certificate (if known)
PLA0345

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)

X

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

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

Please tick ✓ yes

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

Surname

First names

I am 18 years old or over

Please tick ✓ yes

Current postal
address if
different from
premises
address

Post town

Post Code

Daytime contact telephone number

E-mail address
(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Sergeant Lancashire Constabulary EAST Division Licensing Burnley Police Station Parker Lane Burnley BB11 2BT
Telephone number (if any)
E-mail address (optional)

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

- | | |
|---|---------------------------------|
| 1) the prevention of crime and disorder | Please tick one or more boxes ✓ |
| 2) public safety | X |
| 3) the prevention of public nuisance | X |
| 4) the protection of children from harm | X |

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

The prevention of crime & disorder licensing objective

Mode nightclub has been subject to two previous reviews as Lancashire Police believed there was a disproportionately high number of a reported incident of crime and disorder associated with these premises, and that the licensing objective of the prevention of crime and disorder was being seriously undermined at the premises.

We believe this to still be the case – having serious concerns that incidents of crime and disorder are still occurring at or near these premises and the licensing objectives are continuing to be undermined.

This is the no 1 venue in East Lancashire for incidents despite having a disproportionately low number of operating hours.

These incidents include serious assaults and drug dealing.

There are also numerous failures to provide CCTV to police investigating crime which has led to investigations being unable to be progressed expeditiously and subsequent failure to detect crime and failing victims of crime at the venue.

There is also evidence available that indicates a total disregard of the premises licence through consistent breaches of licence and this causes concerns in relation to how the premises can be trusted to uphold the licensing objectives when they can be seen to be regularly carrying out unlicensed activity.

The public safety licensing objective

Lancashire Police believe this objective is being undermined by certain breaches of licence conditions which impacts on public safety.

Regular breaches include failure to use the ID scanner (imposed at the last review) for every customer entering the venue, along with searching policy not being adhered to.

We believe the failure to try and create a safe environment for customers is impacting on public safety which includes lack of tangible action from doorstaff, allowing known violent offenders into the club and harbouring suspects of violent crime.

Designated medical officers have also been found to be working behind the bar instead of concentrating on their welfare role.

The prevention of public nuisance licensing objective

Lancashire Police believe this objective is being undermined. Dispersal from the club is chaotic with customers leaving the venue well after the 0630hrs cut-off time.

This has created public nuisance to members of the public through highway disruption, nuisance for residents living in nearby residential properties and visitors to the town have reported noise, alarm/distress from the activities of people leaving the club.

The venue is also a magnet for people to hang around outside causing nuisance – including blatant use of nitrous oxide balloons.

The protection of children from harm licensing objective

Lancashire Police believe this objective is being undermined. The lack of use of ID scanner is likely a contributing factor.

Children under 18 have been allowed entry and, in some cases, have been victims of crime.

This includes reports made to police by social services looking after children in care.

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

The licensed premise known as Mode is located on Hammerton Street in Burnley.

The premises are licensed for sale by retail of alcohol between the following hours:

Monday	2100-0600
Tuesday	2100-0600
Wednesday	2100-0600
Thursday	2100-0600
Friday	2100-0600
Saturday	2100-0600
Sunday	2100-0600

They are also licensed for any playing of recorded music from 2100 to 0600 Monday to Sunday.

The premises should be open to the public from 2100 to 0630 Monday to Sunday.

In addition to Mandatory conditions there are a number of additional conditions attached to the premises licence.

The Designated Premises Supervisor i _____ and Premises Licence Holder is Mode Property LTD – the director being _____

On the 23rd October 2017 a premises licence review application was received by Burnley Borough Council from Lancashire Police in respect of the premises known as Vogue. The application was heard at a Licensing Sub-Committee on Tuesday 12th December 2017 and after consideration the committee decided to accept some agreed conditions and reduced hours. There was a particular reference on the determination that police should be proactive and to review the licence again should that be relevant. The contents of this review application are still recent and relevant and need to be considered alongside this new application.

In 2020, another premises licence review application was received by Burnley Borough Council from Lancashire Police. The application was heard at a Licensing Sub-Committee on 21st May 2020 and, after consideration, the committee allowed the venue to continue to operate with a licence for the same hours, albeit with some extra stringent conditions. The contents of this review application are still recent, relevant and need to be considered alongside this new application.

It is now July 2023 and the operators of Mode are not taking their responsibility seriously and this is why we are still seeing Mode being the No 1 venue for incidents in East Lancashire.

During this time it is clear to the Police that _____ DPS and her partner _____ whose company is now the Premises Licence holder, do not take the licence seriously with numerous breaches on a regular basis. PS _____ tried to liaise with _____ attempt to work with the venue and improve matters. As per Home Office guidance, it is good practice for officers to give licence holders early warning of their concerns and the need for improvement. According to the "Mode visit summary", officers have raised concerns and provided advice to staff at the premises on multiple occasions, particularly in relation to compliance with existing licence conditions. In particular I have conducted a number of visits/discussions since the last review hearing that are documented on the Police Innkeeper system

These interventions will be disclosed in due course.

Lancashire Violence Reduction Network provided an analytical document that raises concerns about Mode. LVRN is a multi-agency partnership looking at tackling violent crime in communities. The key findings from their analysis are:

- 'Mode Nightclub' was the single highest repeat location for violent crime in Burnley between July 2021 and June 2023
- There was an average of 4 violent offences recorded in 'Mode Nightclub' per month during this time period (Jul 21 – Jun 23)

- Of all the single locations/ premises identified for violent crime in Burnley during this time period (excluding the police station), 'Mode Nightclub' ranked highest in terms of the harm committed
- By calculating the unit cost of violent crime against the volume committed in 'Mode Nightclub' the estimated cost to the public sector from this premise was £1.3 million

On 27th January 2023, PS _____ and _____ from Burnley Borough Council's Licensing department met _____ to discuss serious concerns and licence breaches. This culminated in an action plan being agreed with her. There was a timescale for completion – with the ultimate completion date of 31st March 2023.

I must make it clear that an action plan should not have been necessary – these were mainly licence conditions that should have been complied with without prompt.

PS _____ and _____ visited MODE on 28th April to go through the action plan and most of the actions were not completed. A copy of the agreed action plan will be shared but this was the result of the visit:

Premises: MODE / VOGUE - BURNLEY

Reference

Date and Time: 28/04/2023 00:05

Description: JOINT VISIT MADE WITH BURNLEY BOROUGH COUNCIL (M WALKER) AND FOUR TRADING STANDARDS OFFICERS. THIS WAS TO CHECK PROGRESS ON ACTION PLAN ISSUED IN JANUARY WITH AN OVERALL DEADLINE OF COMPLETION BY 31 MARCH. THIS WAS JUST TO ENSURE FAILINGS AROUND LICENSING COMPLIANCE. TRADING STANDARDS TESTED SPIRITS FOR COUNTERFEITING BUT THEY PASSED THE TEST. VISIT RECORDED ON BODYCAM.

TWO DOORSTAFF ON. A HANDFUL OF STAFF AND DPS _____ PRESENT, ALONG WITH MANAGER _____

CHECKED CCTV SYSTEM DUE TO FAILINGS AROUND PROVIDING CCTV AND IT RECORDS FOR 39 DAYS IN TOTAL.

NUMEROUS FAILINGS RECORDED FROM ACTION PLAN WHICH IS VERY DISAPPOINTING GIVEN THEY WEREN'T DIFFICULT TO COMPLY WITH IN THE TIMESCALE GIVEN. FAILURES AS FOLLOWS:

1. NO DOCUMENTATION SHOWING THAT CCTV IS WORKING PRIOR TO EVERY OCCASION THE VENUE CARRIES ON LICENSABLE ACTIVITY.
2. DESPITE _____ STATING IN JAN THAT SIGNS ARE AROUND STATING CCTV IN USE, I ONLY SAW ONE WHICH STATED THAT CCTV IS MONITORING THE PREMISES. ADVICE GIVEN WHY THIS WAS UNSUITABLE.
3. NO DOCUMENTATION STATING THAT CCTV IS SERVICED EVERY THREE MONTHS AVAILABLE AND NONE FORWARDED TO MW.
4. PREMISES WAS OPEN AND DOORSTAFF DID NOT HAVE COUNTING DEVICES AVAILABLE - HAD TO BE RETRIEVED FROM CAR.
5. NO DOOR SUPERVISOR IN EXTERNAL SMOKING AREA. TWO DOORSTAFF WERE IN MAIN BUILDING.
6. DOOR SUPERVISORS HAD BODYCAMS BUT WERE IN POCKET AT TIME OF VISIT AND NOT WORN.
7. SIA BOOK NOT COMPLETE - FAILURE TO RECORD FULL NUMBERS OF SOME DOORSTAFF.
8. DRUGS POLICY NOT AVAILABLE FOR INSPECTION NOR FORWARDED TO _____
9. NO SIGNS UP STATING ZERO TOLERANCE TO DRUGS.
10. UNCLEAR WHETHER INCIDENT BOOK BEING COMPLETED FULLY - PERCEIVED LACK OF INCIDENTS.
11. STAFF TRAINING RECORDS UNAVAILABLE FOR INSPECTION. THE DPS _____ PREVIOUSLY LIED BY STATING THEY HAD BEEN HANDED INTO BURNLEY POLICE STATION WHEN PUSHED THEY HAD NOT BEEN HANDED IN, NOR SUBMITTED TO POLICE AFTER THIS. TWO MEMBERS OF STAFF ASKED ABOUT TRAINING AND WERE VERY VAGUE ABOUT WHAT THEY HAD RECEIVED - WITH ONE STATING IT WAS CH21 INSTEAD OF THE EXPECTED CH25.
12. NO TRAINING ORGANISED FOR STAFF INVOLVED FROM ACCREDITED TRAINING.
13. _____, TILL HAS NOT OBTAINED PERSONAL LICENCE DESPITE BEING LEFT IN CONTROL OF VENUE AT TIMES.

14. WELFARE OFFICER ASKED TO PROVIDE TRAINING DETAILS FROM ST JOHN AMBULANCE AS HE SEEMED SKETCHY AROUND HIS ROLE AND RESPONSIBILITIES.
15. REP FROM CLUB STILL NOT CONTACTING POLICE WEEKLY. VERY DISAPPOINTING VISIT WHICH UNDERMINES THEIR OBLIGATIONS TO LICENSING CONDITIONS.

There are a number of repeated breached of licence conditions that undermines the promotion of the licensing objectives which I will document as follows:

- Repeated failure to provide CCTV to police within 48 hours of request.
- Repeated failure to provide CCTV at all and crucial evidence lost.
- Staff training records not presented to police/council on request. This includes a blatant lie that they were handed in at the police station when in fact they hadn't been. This makes it impossible to check refresher training every six months.
- No accredited alcohol retail training provided.
- Inconsistency around every customer being searched on entry/re-entry.
- Despite a condition that all patrons leaving the premises as soon as practicable and, in any case, 30minutes, customers leaving en masse between 0630 and 0700
- Inconsistency around ID scanner being used.
- Doubts whether there is at least one member of staff with personal licence when open.
- No documentation made available to authorised officers showing the CCTV has been serviced in a three-month period.
- No Risk Assessment to determine how many door supervisors are necessary to authorised officers.
- Inconsistency around counting devices being used.
- Failure to have at least one door supervisor in the external smoking area
- Inconsistency around door supervisors wearing body cams.
- Staff member not specifically tasked with monitoring CCTV.
- Inconsistency around door supervisors wearing hi-vis at all times on active duty.
- Written policies around drugs available for inspection on request.
- Lack of posters declaring a zero-tolerance policy in respect of drugs.
- Insufficient signage that CCTV is in use
- DPS or representative never attends local Pubwatch scheme.
- Failure for a representative to contact Lancashire Constabulary Licensing Unit on a weekly basis.
- Inconsistency around designated welfare officer being used.

Although the club has a substantial number of conditions, these are realistic given years of issues at the club. In my opinion, they are practical and not difficult to enforce. On my last visit, some improvements had been made e.g. CCTV posters, drugs posters but it has taken months to even get these small aspects done but some of the more important conditions are still being breached. It is concerning that action plans and enforcement have had to be implemented to try and get them to adhere to their conditions.

One of the biggest concerns for Lancashire Police is failure to provide CCTV for investigations, despite help and advice offered to try and rectify the situation. This has led to officers' time being wasted, crime going undetected and victims being let down. This is the only venue in East Lancs where we experience frequent CCTV issues. This is worrying behaviour. Given the amount of incidents at the club I would expect full compliance with their obligations.

We also see a poor dispersal from doorstaff from the area. In Summer 2022, specific patrols on Operation Grip were tasked intermittently with policing Mode between 0500 and closing time. When police were present, doorstaff encouraged people away from the area in a reasonable manner. Since then, CCTV shows no effort to disperse which has knock-on effect to regular traffic in the area passing the venue.

Around September 2022, a council CCTV was installed on Hammerton Street which captures the front of the club. As such, this has captured people leaving well after the agreed closing time of 06:30am.

The venue is also a magnet for general anti-social behaviour outside and drug use. CCTV shows cars parked in the vicinity, occupants from vehicle handing out balloons or inhaling balloons (suspected Nitrous Oxide abuse).

There are reports to police which are more minor in nature, however many of the incidents reported involve more serious allegations of criminality and disorder – including regular reports of violence and assault both inside and in the immediate vicinity of the premises. A considerable number of these are reported to have resulted in hospital attendance and, in some cases, serious injury – including broken jaws, broken eye socket and blindness, fractured eye socket, plastic surgery needed for deep cuts.

In addition to violence, the incidents reported include allegations of other forms of criminality occurring on the premises – including reports of sexual assault and concerns of spiking. There are multiple reports relating to drug use and/or drug dealing on the premises, several of which allege the activity is occurring with staff knowledge or even involvement. Also, recently, ten people were found guilty at crown court (awaiting sentencing) for drug dealing in Burnley – including at Mode.

Several of the incidents of alleged criminality involve children under 18 being victims of crime or simply being allowed entry to the club.

There are also concerns over welfare of people at the club who have become extremely intoxicated whilst there.

There is reference to wider complaints of antisocial behaviour – including threats to town centre staff and employees at Evidence of crime and disorder away from the immediate vicinity of the premises can be taken into account (as per *Luminar Leisure Ltd. v Wakefield Magistrates Court* [2008] EWHC 10025 (Admin)).

The ground(s) of any application to review a premises licence must be relevant to one or more of the licensing objectives in section 4(2) of the Act, namely:

- (a) Prevention of crime and disorder
- (b) Public safety
- (c) Prevention of public nuisance
- (d) Protection of children from harm

The complaints of violence and assault raise significant concerns regarding the first of these objectives. The reports – including those implicating staff employed at the premises – do not appear to be isolated incidents. There are multiple different incidents being reported each month from July 2021. Many of the incidents reported are serious in nature and have resulted in injuries requiring ambulance staff to attend and hospital treatment – engaging the public safety objective.

Alongside the allegations of recurring violence, the police have responded to reports of other forms of criminality at the premises – including reports of drug use and supply. Taken together, the reports made prima facie provide sufficient grounds to apply for review of the Premise Licence pursuant to section 51(1) of the Act. This would primarily be on the basis that activity at the premises undermines the prevention of crime and disorder licensing objective, though other objectives are also engaged. In particular, the reports involving children under 18 frustrate the licensing objective to protect children from harm.

An application for review of the premises licence is a proportionate response at this stage considering the frequency and severity of reports of violence and other criminality. Mode has been subject to two previous reviews in recent years and the Licence Holder/DPS will therefore be fully aware that application for review is likely to follow repeated reports of activities undermining the licensing objectives, as well as noncompliance with conditions imposed to promote those objectives.

The following options are available to the committee:-

- 1) Do nothing – However the sheer number and seriousness of the offences causes grave concern for no action.
- 2) Modify the conditions of the licence – This option was used recently and it's the view of the

Police that this has had no positive impact on promoting the Licensing Objectives and this option is therefore not a viable option.

3) Remove the Designated Premises Supervisor

4) Suspend the licence for a period not exceeding three months

5) Revoke the premises licence so that no licensable activity can take place.

In the opinion of Lancashire Police the information presented here indicates the total undermining of the four licensing objectives and, despite Police and council interventions, there are a repeated high number of often serious incidents reported to the Police which can be linked to these premises.

Revocation is the only suitable option. Management has not changed over the course of the period which includes two previous review hearings.

I would draw attention to the High Court decision in the matter of R v Crown Court at Knightsbridge ex parte International Sporting Club (London) Ltd and another, in which past misconduct was held to be relevant in any decision to cancel or revoke a licence.

The venue has conditions which are practical and enforceable. The addition of further conditions would not be of benefit.

Lancashire Police respectfully requests that the committee considers whether revocation of the premises licence would be an appropriate finding in the circumstances.

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

Please tick ✓ yes



If yes please state the date of that application

Day	Month	Year
3	1	01 2020

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

In January 2020, another premises licence review application was received by Burnley Borough Council from Lancashire Police. The application was heard at a Licensing Sub-Committee on 21st May 2020 and, after consideration, the committee allowed the venue to continue to operate with a licence for the same hours, albeit with some extra stringent conditions. The contents of this review application are still recent, relevant and need to be considered alongside this new application.

On the 23rd October 2017 a premises licence review application was received by Burnley Borough Council from Lancashire Police in respect of the premises known as Vogue. The application was heard at a Licensing Sub-Committee on Tuesday 12th December 2017 and after consideration the committee decided to accept some agreed conditions and reduced hours. There was a particular reference on the determination that police should be proactive and to review the licence again should that be relevant. The contents of this review application are still recent and relevant and need to be considered alongside this new application.

yes

Please tick ✓

- 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, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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

Date 12th July 2025

Capacity Police Licensing Sergeant

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

Post town

Post Code

Telephone number (if any)

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

Notes for Guidance

1. 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.

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By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

Document is Restricted

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Burnley Borough Council

Licensing Unit
Parker Lane
Burnley
Lancashire
BB11 2DT

Tel: 01282 425011
Web: www.burnley.gov.uk
licensing@burnley.gov.uk



Licensing Act 2003 Premises Licence

PLA0345

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Mode

77 Hammerton Street, Burnley, Lancashire, BB11 1LE.

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- any playing of recorded music
- the supply of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
F. Playing of recorded music (Indoors)	Monday to Sunday	9:00pm	6:00am
J. Supply of alcohol for consumption ON the premises only	Monday to Sunday	9:00pm	6:00am

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Sunday	9:00pm	6:30am

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption ON the premises only

Part 2

NAME (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL



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PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR
WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. [REDACTED]

Issued by [REDACTED]

ANNEXES

ANNEX 1 - MANDATORY CONDITIONS

No supply of alcohol may be made under the premises licence -

- (a) At a time when there is no designated premises supervisor in respect of the premises, or
- (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

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

When a film is exhibited, admission of children to that part of the premises must be restricted in accordance with any recommendation made by the British Board of Film Classification in relation to that film.

Use of door supervisors.

Each individual in the premises who carries out a security activity must be licensed by the Security Industry Authority unless the premises or part of the premises where they are present is being used wholly or mainly as a restaurant or guest house, for theatrical performances or plays, or a Gaming Licence is for the time being in force in respect of those premises.

The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children-

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



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ANNEXES continued ...

- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
- (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on-
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
- (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

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

The responsible person shall ensure that-

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ANNEXES continued ...

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-

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

(b) customers are made aware of the availability of these measures.

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

ANNEX 2 - Conditions Imposed in Accordance with the Operating Schedule & Under Paragraph 18(4) & 18(5) Schedule 8 Licensing Act 2003

Conditions removed following Review Hearing on 12th December 2017 - new conditions agreed at the hearing added in Annex 3.

ANNEX 3. Conditions attached after a hearing by the licensing authority

Agreed conditions which were added added following a Review Hearing on 12th December 2017 have been removed and replaced with conditions below agreed at Review Hearing on 21st May 2020:

CCTV

A colour CCTV system will be installed at the premises and will meet with the following criteria:

- The system will be recording during all times that members of the public are present at the premises.
- Any images will display on them the time and date of the image.
- Retained Images shall be of sufficient quality that there can be clear identification of persons.
- There shall be a sufficient number of cameras to ensure that all public areas of the premises (with the exception of the inside of the toilets) and the area immediately outside the public entrance to the premises are covered.

Signs will be displayed in the premises advising that CCTV is in use. When dealing with incidents or unruly behaviour, staff shall indicate to any persons involved that the CCTV is recording.

Checks of the CCTV will be made by the Designated Premises Supervisor or by his / her representative to ensure

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ANNEXES continued ...

that the CCTV is in working order prior to every occasion that the premises carries on licensable activities. Said checks will be documented and will be made available to an authorised officer upon request.

On at least one occasion in every 3 month period, an external engineer will be retained to service the CCTV. Said services will be documented and will be made available to an authorised officer upon request.

Images recorded by the CCTV will be retained for a minimum of 28 days and will produced to an authorised officer upon request, so long as said request is made in accordance with the principles of the Data Protection Act or any subsequent or alternative legislation.

Following a request for images, the images will be provided as soon as practicable, but in any event no later than 48 hours after said request has been made (unless otherwise agreed with the party requesting the images).

Images provided to authorised officers will be provided in a commonly recognised format such as a USB stick or DVD. A supply of USB sticks, DVD's or alternatives shall be kept at the premises for this purpose.

Whenever licensable activities are taking place at the premises there shall be a member of staff on duty who has been trained in relation to the CCTV and who is subsequently able to access and operate the system and provide downloads.

Door Supervisors

Prior to each occasion that licensable activities take place at the premises a risk assessment will be carried out to determine how many door supervisors are necessary. As a guide there should be at least two SIA registered door supervisors for the first 100 customers and then a further one for every additional 100 customers after that. An appropriate number of SIA registered door supervisors will be utilised in accordance with said risk assessment, which will be documented and made available to an authorised officer upon request.

As a minimum, at least two SIA Registered door supervisors will be utilised at the premises whenever licensable activities are taking place from 22:00hrs until thirty minutes after the last customer has left the premises.

When licensable activities take place after 4am there will be a minimum of 4 SIA registered door supervisors working.

Only door supervisors provided by an ACS-accredited company will be utilised at the premises.

Door supervisors will use clear visible counting devices at all times when the premises are open. Counting equipment and current numbers to be open to inspection by police at any time when in operation.

Whenever there are door supervisors utilised at the premises, at least one door supervisor will be positioned to monitor the external smoking area to prevent persons bypassing checks at the main entrance by gaining access to the premises through the external area, and to prevent any illegal substances being passed over or through the fencing

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ANNEXES continued ...

All door supervisors will be equipped with body cam type cameras whenever they are on active duty. Door supervisors will be trained to record any incidents with the body cameras and where images of incidents are recorded, they will be retained for a minimum of 28 days and provided to an authorised officer upon request, so long as said request is made in the principles of the Data Protection Act or any subsequent or alternative legislation. Following a request for images from body cams, the images will be provided as soon as practicable, but in any event no later than 48 hours after said request has been made (unless otherwise agreed with the party requesting the images).

All door supervisors will be provided with a radio which allows communication with other door supervisors and at least one member of the premises management.

At all times that licensable activities are being carried on at the premises, one member of staff will be specifically tasked with monitoring the CCTV. Said member of staff will also have access to a radio that allows communication with door supervisors and a member of the management team to allow a quick response to any incidents.

When on duty, door supervisors will ensure that no customers leave the premises with open containers.

Door supervisors to wear high visibility clothing at all times when on active duty.

A record shall be kept on the premises by the DPS of every person employed on the premises as a door supervisor. The record shall contain the following details: name, address, date of birth and SIA licence number and signing in and out for each door supervisor. The record shall be available for inspection, on demand, by an authorised officer of the council, a police officer or the SIA.

Drugs & Search Policy

The premises licence holder shall have a written policy in relation to drugs which will include search, seizure and disposal of drugs and weapons. The policy will be available for inspection on demand by an authorised officer of the Council, Police or SIA.

Posters will be displayed in prominent positions at the premises advising patrons that the premises operates a zero tolerance policy in respect of drugs.

It shall be a condition of entry that customers consent to being searched and signs to that effect will be prominently positioned at the entrance to the premises.

Every customer entering the premises will be searched on entry and on re-entry.

Closing times and facilitating the safe passage home of patrons

There will a clear customer dispersal policy in place. Such a policy should minimise noise disturbance and potential disorder from customers leaving the premises. A policy should clearly set out measures to control the exit at the end of the evening.

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ANNEXES continued ...

The premises will cease the selling of alcohol and will close at 6am with all patrons leaving the premises as soon as practicable and in any case within 30 minutes.

The premises will link in with at least one local private hire / taxi service to provide a taxi Freephone to assist the booking of vehicles so that people can leave the premises quickly and safely.

Protection of Children

Unless agreed in writing by the Police all events at the premises shall be strictly over 18's only with no person who is under 18 years being admitted to the premises whilst licensable activities are taking place.

The premises shall give a minimum of twenty eight days written notice to Lancashire Constabulary Licensing Department of any function targeted predominantly at persons under the age of eighteen.

A notice or notices shall be displayed in the premises where they can be clearly seen and read and shall indicate that it is unlawful for persons under 18 to purchase alcohol or for any person to purchase alcohol on behalf of a person under 18 years of age.

Incident log to be kept on site and shall be maintained to record all challenges and refused sales.

An electronic ID scanner will be utilised at the premises and will be operational at all times that the premises is carrying on sales of alcohol. In the event of the scanner failing operationally, the Police and the Licensing Authority will be notified immediately upon discovery and a timescale for repair will be provided.

At least one member of staff who is conversant with the operation of the ID scanner will be on duty at the premises at all times when the premises is carrying on sales of alcohol. Said staff member will be able to demonstrate to the Police or to an authorised officer upon request that the ID scanner is working correctly.

The ID scanner will be utilised in respect of any customers entering the premises when sales of alcohol are taking place, with the exception of customers who are pre-existing members of the premises' membership scheme. It will be a condition of becoming a member of the scheme that proof of age is provided by the customer and verified using the electronic ID Scanner. Details of said proof of age will be retained for as long as the individual remains a member of the scheme.

The only forms of identification that shall be accepted by the premises for use with the electronic ID scanner are:

- UK Driving Licence
- Passport
- Citizen Card provided by the Home Office;
- Official ID card issued by HM Forces or EU Member State bearing a photograph and date of birth of the holder;

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ANNEXES continued ...

- PASS ID Cards; and,
- Any other form of identification agreed in writing by a representative of Lancashire Constabulary Licensing Unit.

The Designated Premises Supervisor or his or her representative will provide data from the ID scanner to an authorised officer upon request, so long as said request is made in accordance with the principles of the Data Protection Act or any subsequent or alternative legislation.

Following a request for data, the data will be provided as soon as practicable, but in any event no later than 48 hours after said request has been made (unless otherwise agreed with the party requesting the images).

Staff training

All staff who are involved in the sale of alcohol will receive training upon commencement of their employment in relation to the licensing objectives so as to reduce crime and disorder, promote public safety, prevent public nuisance and promote the protection of children from harm. Staff will subsequently receive refresher training at intervals no greater than every six months and said training will be documented and will be made available to an authorised officer upon request.

All staff involved in the sale of alcohol will be trained upon commencement of their employment in how to identify drunk or drug-impaired customers. Staff will subsequently receive refresher training at intervals no greater than every six months and said training will be documented and will be made available to an authorised officer upon request.

Within one month of this condition coming into effect (for existing staff) or alternatively within one month of commencing their employment, any staff directly involved in the sale of alcohol shall receive accredited responsible alcohol retailing training. Thereafter, the member of staff shall receive refresher training every month. It is not a requirement that said refresher training is accredited.

General

People who are clearly under the influence of alcohol will not be sold any more and will only be allowed to consume free tap water as their next drink.

Adequate and appropriate supply of first aid equipment and materials is available on the premises.

At least one approved medic who has been trained to a minimum level of first responder will be on duty at the premises whenever the premises is carrying on licensable activities.

The premises will be completely glass free with all sales served only in plastic or polycarbonate containers. The exception to this will be in the VIP area only, when under the supervision of the staff.

Whenever licensable activities are being carried on at the premises, there shall be at least one member of staff on



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ANNEXES continued ...

duty who holds a personal licence.

The Premises Licence Holder, Designated Premises Supervisor or a nominated representative shall actively participate in the local Pubwatch (or equivalent) scheme where such a scheme is in operation.

An incident register will be maintained at the premises which will detail any incidents that occur at the premises or in the immediate vicinity of the premises. The incident register will include details of:

- Incidents of refused sales or refused entry;
- Incidents of disorder;
- Incidents of the discovery or seizure of drugs or weapons;
- The discovery of any faults in the CCTV system; and,
- Incidents of ejections from the premises.

Unless otherwise agreed with a representative of Lancashire Constabulary Licensing Unit, on at least one occasion each week, the Designated Premises Supervisor or a nominated representative will contact Lancashire Constabulary Licensing Unit to inform of any relevant incidents or issues and to enquire whether Lancashire Constabulary have any current areas of concern in respect of the operation of the premises.

Health & Safety

At the close of business all waste which is not inside the building must be stored within refuse containers with lockable lids.

The premises will have a sufficient number of waste containers to contain all waste produced including liquid waste.

Commercial waste will not be placed on the ground outside the premises or placed in any other way which results in the waste not being controlled.

External areas which are used for the storage of waste must be swept at the close of business to ensure they are free from litter, including glass.

Welfare Officer

When the premises is engaged in any Licensable Activity there shall be on duty a person nominated as a Welfare Officer

The purpose of the Welfare Officer is to ensure that any persons who are deemed vulnerable, upset or in distress

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ANNEXES continued ...

are dealt with efficiently and effectively.

The role will constantly liaise with the Duty Manager and Head Door Supervisor to ensure any situation that they are involved in is adequately communicated and reported.

The role will be diverse in as much as many situations arise where a person may need a welfare officer's assistance. The Officer should be constantly searching for such opportunities to help.

The Welfare Officers must be clearly identifiable and separated from the Door team so will be required to wear a different colour Hi Vis Bib as advised by the General Manager.

Areas of assistance

- Dealing with Drunk or Vulnerable Persons
- Offering First Aid Assistance
- Undertaking floor walks, toilet checks and hazard spotting
- Assisting people who have lost property or claim theft
- Assisting any person who claims they are a victim of inappropriate behaviour

If there are any incidents or visits made by Police Officers, Licensing Officers or Medical staff such as Ambulance personnel, the nominated welfare officer will make themselves known and liaise and co-operate with the official.

The designated Welfare Officer will not be involved in other activities like selling alcohol or being involved in other promotions.

Their role will predominantly be that of Welfare Officer when working.

ANNEX 4 - Plan of Premises

The official plan of the premises is attached and endorsed

Licensing Act 2003

Premises Licence Summary

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Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Mode

77 Hammerton Street, Burnley, Lancashire, BB11 1LE.

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- any playing of recorded music
- the supply of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
F. Playing of recorded music (Indoors)	Monday to Sunday	9:00pm	6:00am
J. Supply of alcohol for consumption ON the premises only	Monday to Sunday	9:00pm	6:00am

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Sunday	9:00pm	6:30am

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption ON the premises only

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

Burnley Borough Council

Licensing Unit
Parker Lane
Burnley
Lancashire
BB11 2DT

Tel: 01282 425011
Web: www.burnley.gov.uk
licensing@burnley.gov.uk

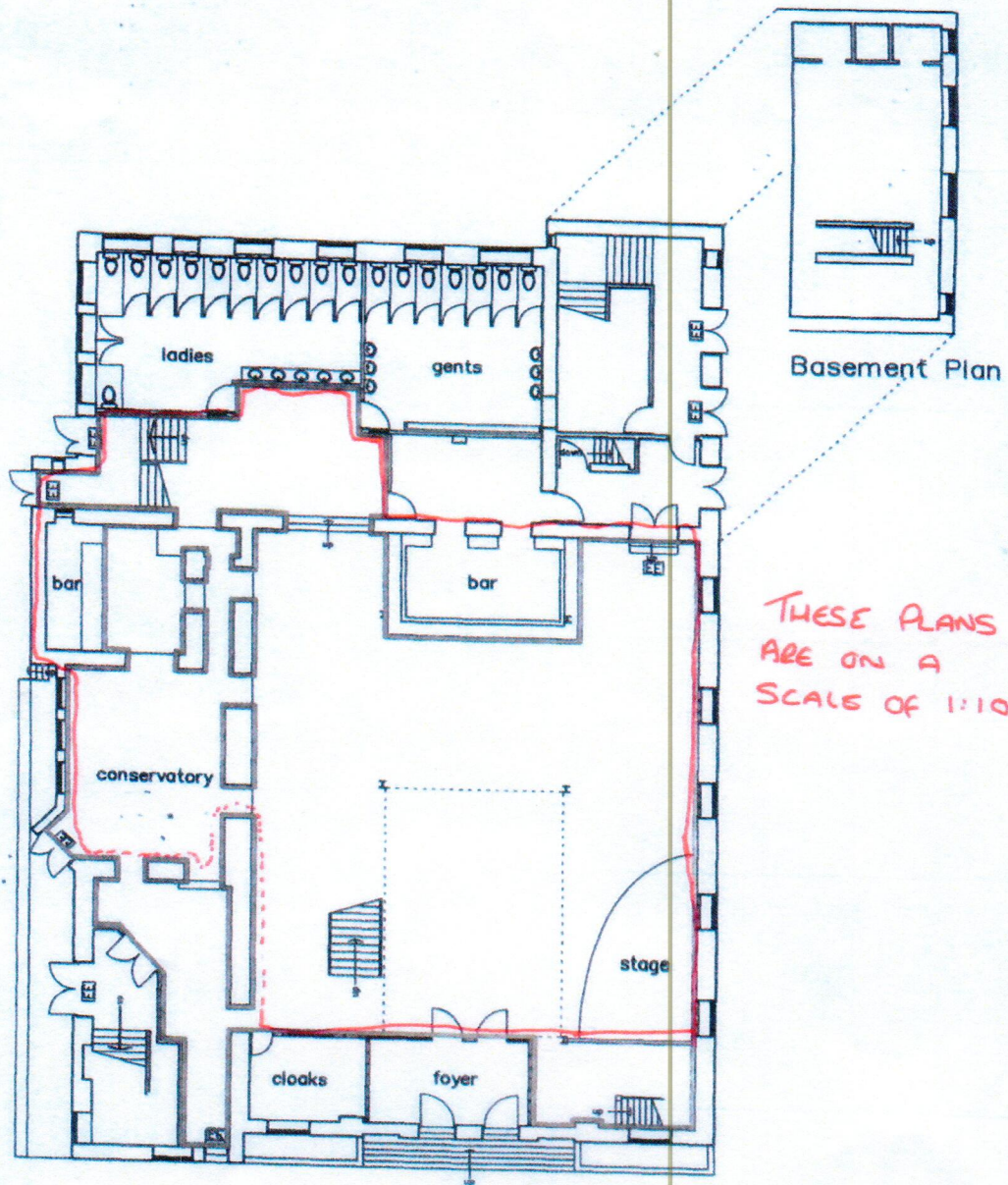


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Premises Licence Summary

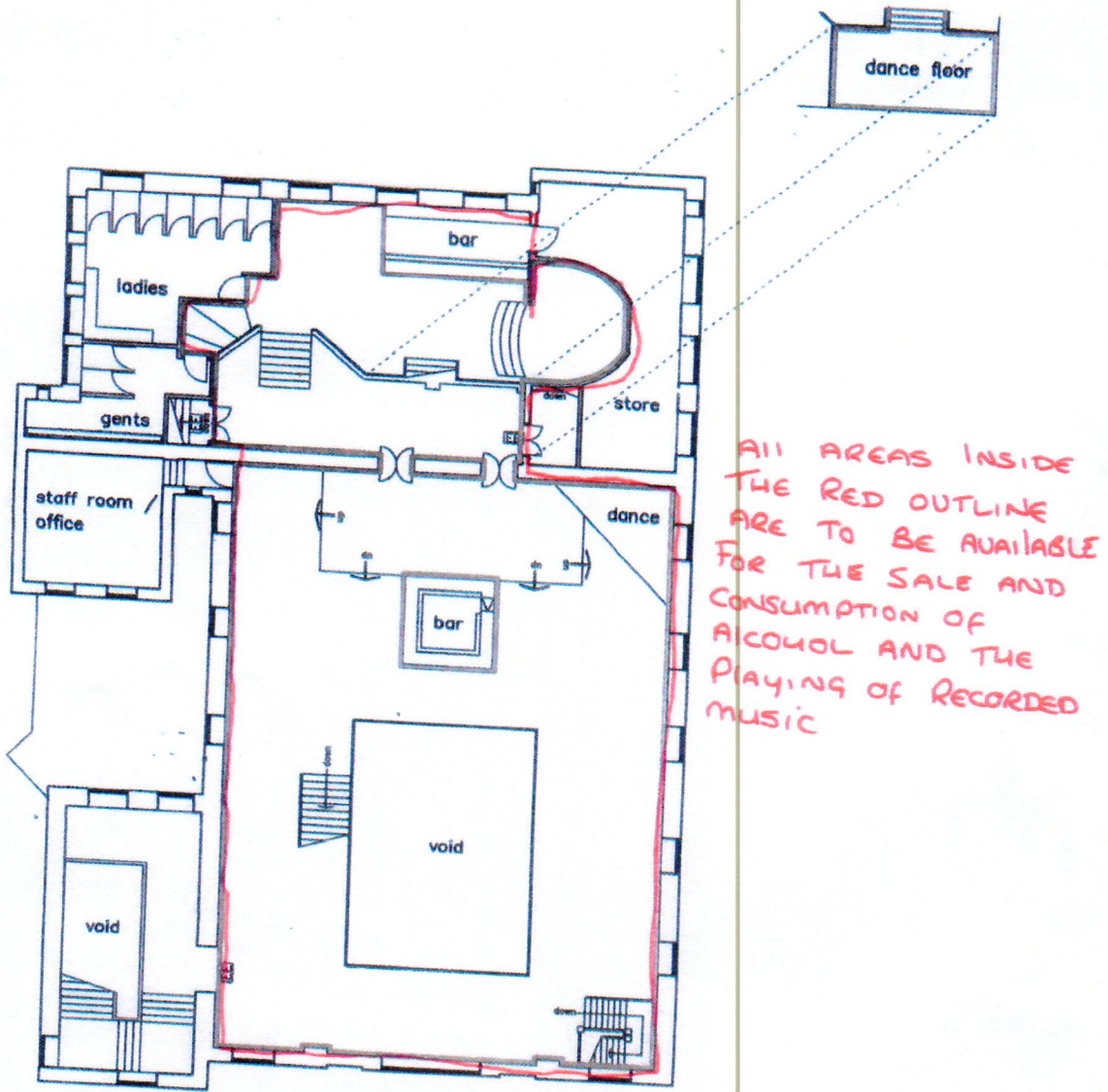
PLA0345





THESE PLANS
ARE ON A
SCALE OF 1:100

Ground Floor Plan



First Floor Plan



I am Sgt Gary Hennighan, currently Licensing Sgt for East Lancashire, which includes the borough of Burnley. I have held this post since August 2018 and have been heavily involved with liaising with the operators of Mode Nightclub during this time.

This is my written submission ahead of the hearing of which I will make reference to and summarise during this meeting.

We request a review of Mode's License as we have concerns that this venue is undermining all four licensing principles.

The prevention of crime and disorder
Public safety
Prevention of public nuisance
The protection of children from harm

Notwithstanding, the previous licence holder ***** the applicant's wife has been subject to bankruptcy proceedings. I don't pretend to be an expert in legalities surrounding this, but this seems wholly inappropriate when receivers have been appointed and there are issues around the bankruptcy and the future of assets at the venue.

***** is currently DPS at Mode and appears to be DPS as we move forward with this application.

***** **has been involved with the above premises for a considerable period of time – going back to September 2014** when ** applied to become premises licence holder of the venue when it was known as 'Vogue'. ** was licence holder at the club between 2014 and 2016. I believe that ** ceased to be licence holder after becoming bankrupt at this time.

Since *** involvement, the venue has been subject to two licence review hearings.**

The first in December 2017 led to a reduction of licensing hours and additional conditions imposed due to concerns over the prevention of crime and disorder linked to the venue. **There was a particular reference on the determination that police should be proactive and to review the licence again should that be relevant.**

The second in May 2020 led to even more stringent conditions being added to the licence following concerns that all four licensing objectives were being undermined – with particular emphasis on the protection of children from harm objective – with an ID scanner for everybody to scan ID for this protection. This is not consistently happening.

Lancashire Violence Reduction Network have provided a document that raises concerns about Mode. LVRN is a multi-agency partnership looking at tackling violent crime in communities. The key findings from their analysis are:

- **‘Mode Nightclub’ was the single highest repeat location for violent crime in Burnley between July 2021 and June 2023**
- **There was an average of 4 violent offences recorded in ‘Mode Nightclub’ per month during this time period (Jul 21 – Jun 23)**
- **Of all the single locations/ premises identified for violent crime in Burnley during this time period (excluding the police station), ‘Mode Nightclub’ ranked highest in terms of the harm committed**
- **By calculating the unit cost of violent crime against the volume committed in ‘Mode Nightclub’ the estimated cost to the public sector from this premise was £1.3 million**

It is now July 2023 and the police believe that the licensing objectives are being seriously undermined at Mode. It is the No 1 licensed venue for incidents in East Lancashire.

Since 22/5/20 (date of last review). Mode continues to have the number of incidents in East Division. 216, exactly double that of the next venue which is open most days and for longer hours. This is despite only being open Thursday, Friday, Saturday night and occasional Bank Holiday Sundays.

***** has been involved in the running of this club, alongside *****, along with another venue in town – Projekt. ***** can regularly be seen on Hargreaves and Hammerton Street, in Burnley Town Centre on a Friday and Saturday night. ** works with promotion staff, selling wristbands that allow entry to both venues. ***** has a card machine that accepts payment for these wristbands. The only exception to this is when event nights are held infrequently with access via ticket/pay on the door. ***** can also be seen at both venues with ***** running matters. This is clearly a joint venture for them.

The police have tried to work with the *** over the years to ensure that they run a safe venue and that licensing objectives are upheld. Sadly, we feel that they have no interest in promoting a safe venue or co-operating with police and partners in a satisfactory manner.**

As per the Home Office guidance, it is good practice for officers to give licence holders early warning of their concerns and the need for improvement. According to the “Mode visit summary”, officers have raised concerns and provided advice to staff at the premises on multiple occasions, particularly in relation to compliance with existing licence conditions. In particular I have conducted a number of visits/discussions since the last review hearing that are documented on the Police Innkeeper system (Appendix B)

We have seen that licence conditions, agreed at review hearings, are frequently breached. **In an attempt to work with the club and ensure compliance, an action plan was agreed with ***** ***** in January 2023 and ***** ***** , licensing officer at Burnley Borough Council (See Appendix A). This was merely**

to ensure that licence conditions were being upheld. Various timescales were agreed for compliance – with a final date of March 31st agreed. **The club failed miserably with many conditions still being breached.** A joint visit was made on 28th April 2023 – the result recorded on the police Innkeeper system (Appendix A). While this visit was being made, ***** was constantly texting ***** asking what was going on and stressing ***** out. The doors of the club were closed voluntarily by ***** and ***** was instructing *** on the phone to get the doors open.

There are a number of repeated breaches of licence conditions since the club reopened in July 2021 post Covid that undermines the promotion of the licensing objectives which I will list as follows:

- Repeated failure to provide CCTV to police within 48 hours of request.
- Repeated failure to provide CCTV at all and crucial evidence lost.
- Staff training records not presented to police/council on request. This includes a blatant lie that they were handed in at the police station when in fact they hadn't been. This makes it impossible to check refresher training every six months.
- No accredited alcohol retail training provided.
- Inconsistency around every customer being searched on entry/re-entry.
- Despite a condition that all patrons leaving the premises as soon as practicable and in any case 30minutes, customers leaving en masse between 0630 and 0700
- Inconsistency around ID scanner being used.
- Doubts whether there is at least one member of staff with personal licence when open.
- No documentation made available to authorised officers showing the CCTV has been serviced in a three-month period.
- No Risk Assessment to determine how many door supervisors are necessary to authorised officers.
- Inconsistency around counting devices being used.
- Failure to have at least one door supervisor in the external smoking area
- Inconsistency around door supervisors wearing body cams.
- Staff member not specifically tasked with monitoring CCTV.
- Inconsistency around door supervisors wearing hi-vis at all times on active duty.
- Written policies around drugs available for inspection on request.
- Lack of posters declaring a zero-tolerance policy in respect of drugs.
- Insufficient signage that CCTV is in use
- DPS or representative never attends local Pubwatch scheme.
- Failure for a representative to contact Lancashire Constabulary Licensing Unit on a weekly basis.
- Inconsistency around designated welfare officer being used.

Although the club has a substantial amount of conditions, these are realistic given years of issues at the club. In my opinion, they are practical and not difficult to enforce.

One of the biggest concerns is failure to provide CCTV for police investigations in a timely manner. This has led to cases being lost:

(Log number is LC-YEAR/MONTH/DAY-INCIDENT NO)

LC-20220904-1516. The victim sustained four fractures to eye socket. The investigating officer DC ***** was upset that this undermined the case for the victim of a serious assault, with ** the manager claiming not to have received later emails despite receiving and responding to previous emails. The CCTV was not made secure and wiped.

LC-20220902-0235 – PC ***** did not get CCTV for a victim who had jaw broken in four places. PS **** spoke with ***** regarding this. Said *** has been too busy and file too big. Promised to sort but officer still didn't receive it.

LC-20220827-0406 – Ambulance calling stating female hit and possibly broken nose. Hospital attendance. Management failed to provide CCTV despite numerous requests and crucial ID evidence lost.

LC-20220605-0287 – Male at A&E having had ear bitten off outside Mode. Awaiting surgery to reattach. Officer has struggled to obtain CCTV.

LC-20211211-0969 – Report of male being kicked in the jaw, causing fracture and surgery required to fractured jaw. No suspect identified. Management failed to provide CCTV and crucial ID evidence.

LC-20211107-0686 – Female had large deep cut that needed plastic surgery after assault in smoking area. The officer PC ***** was messed about with the CCTV which should have been a straightforward process.

I recently requested for footage for suspected licensing breaches. The message was seen by ** and I spoke with ***** but I still do not have that footage. My colleague ** **** also requested some at a similar time – still not received.

This is worrying behaviour. Given the number of incidents at the club I would expect full compliance with their obligations.

There are many regular breaches however ***** has been adamant that *** has been in regular contact with the licensing department. This is not the case as ***** , licensing assistant states:

I can confirm that *** ***** has not regularly been in touch with the Licensing Team in Burnley. *** Premises Licence conditions state that *** needs to contact the Licensing Team weekly and this has not been adhered to.**

******* may argue that he has not been involved in the running of the venue – leaving it all to ***** however:**

Log LC-020230501-0254 refers to door staff leaving early after ***** had allegedly racially abused one of them. However the club remained open. A doorman from another venue was concerned as a fight broke out and found no door staff on.

When ** has questioned it, ***** has said “WHAT THE FUCK DOES IT MATTER TO YOU? FUCK OFF”, while manager ** said: “WHAT ARE WE SUPPOSED TO DO?” The signing-in books from that morning show that doorstaff left at 0530hrs.

Log LC-20211031-1055 refers to a 17YO ** reporting being assaulted by ***** and . States ** was working in Projekt until 0430 and went to Mode and was allegedly punched and headbutted by ***** and door staff had to stop it. The victim did not wish to pursue a course of complaint for fear of repercussions.

I also have concerns about *** own personal conduct and professionalism and *** suitability to be a licence holder.**

Licensing officers have been contacted by other operators in Burnley Town Centre regarding ***** being threatening and intimidating towards them. This has included threats to damage a car, building and themselves. This has caused distress and have had to make alternative arrangements of travel to work.

Also there was viral footage on social media from an incident in May 2022 showing ***** throwing punches with another male on HAMMERTON STREET in full view of night-time revellers. The other party had to attend hospital to receive treatment for cuts and bruises.

Log LC-20191116-0030 refers to a male alleging assault by ***** in Burnley Town Centre, pushing him against a wall and swinging for his face.

And in January 2018, Log LC20180128-0392 refers to a licensing check where ***** was extremely aggressive and abusive towards officers and warned repeatedly about *** behaviour.

We also see a poor dispersal from doorstaff from the area. In Summer 2022, specific patrols on Operation Grip were tasked intermittently with policing Mode between 0500 and closing time. When police were present, doorstaff encouraged people away from the area in a reasonable manner. Since then, CCTV installed on HAMMERTON STREET in September 2022 which shows no effort to disperse which has knock-on effect to regular traffic in the area passing the venue.

Around September 2022, a council CCTV was installed on Hammerton Street which captures the front of the club. As such, this has captured people leaving well after the agreed closing time of 06:30am.

Poor management has failed to deal with a male who was eventually arrested for two GBH incidents at the club. This male was continued to be allowed in after two extremely violent offences which management were well aware of. One of which caused a male to lose sight in one eye. This individual also has links to drug dealing in Burnley. He was only stopped from entering after imposition of bail conditions not to enter the club.

In addition, police had a worrying intervention in which I suspect management were trying to harbour an offender for a violent crime:

Log LC-20221120-0255 also refers to CCTV HAVE CREATED A LOG TO STATE THAT THERE HAD BEEN AN ASSAULT OUTSIDE OF MODE. A LARGE SET ASIAN MALE HAD PUNCHED A MALE TO THE FACE KNOCKING HIM TO THE FLOOR.

OFFICERS HAVE ATTENDED THE LOCATION AND CCTV HAVE STATED THAT OFFENDER HAD WALKED AROUND THE SIDE ALLEY OF MODE TOWARDS THE PARKED CARS. HAVING GONE TO THE SIDE DOOR IN THE ALLEYWAY WHICH IS THE ONLY WAY OUT OF THE ALLEYWAY STAFF STATE THAT THERE WAS NO WAY THIS MALE WOULD HAVE ENTERED THROUGH THIS DOOR AS IT WAS A STAFF AREA AND THEY WOULD HAVE NOTICED HIM.

OFFICERS CONDUCTED A WALKTHROUGH AND SEARCHED THE PREMISE AND LOCATED THE SUSPECT IN THE STAFF AREA HAVING A CIGARETTE. OFFENDER IS CONFIRMED BY CCTV HAVING REMOVED HIM FROM THE PREMISE.

PC **** REQUESTED ***** TO REVIEW THE CCTV AT THE SCENE TO ESTABLISH IF THE SUSPECT HAD REENTERED THE STAFF AREA AND *** STATED *** COULDN'T AS *** WAS BUSY AND WOULD ONLY BE ABLE TO RESPOND TO A NICE REQUEST. A NICE REQUEST HAS BEEN SENT GIVING THEM 48HRS TO RESPOND AS PER THE LICENCE. IT IS WORTH NOTING THAT THIS OCCURRED OUTSIDE THE DOORS AND DOOR STAFF HAVE DONE NOTHING TO INTERVENE OR CONTACT POLICE REGARDING A BLATANT ASSAULT. 04/193056/22

There are reports which are more minor in nature/do not cause any major concerns however many of the incidents reported involve more serious allegations of criminality and disorder – including regular reports of violence and assault both inside and in the immediate vicinity of the premises. **A considerable number of these are reported to have resulted in hospital attendance and, in some cases, serious injury. A summary of seriousness can be summarised as follows:**

LC-20230108-0294 – NWS reporting victim assaulted in toilet and was unconscious in cloakroom. Facial injury and coughing up blood. Taken to hospital. Victim could not say who had assaulted him.

LC-20221204-0318 – Report from NWS of 25YO knocked unconscious outside at 0703.

LC-20221204-0786 – Father reporting male assaulted by doorstaff and sustaining a broken eye socket with permanent loss of sight in right eye. Doorman interviewed and a customer interviewed. We initially had issue with staff refusing to give statements which was sorted with a call to door company management. Case with CPS.

LC-20220918-0301 – Off duty doorstaff from another venue has punched victim to face causing S18 injuries. ***** has also failed to provide adequate copy of CCTV via NICE and hasn't been helpful. Case with CPS.

LC-20220904-1516 – Female assaulted by four people – punched and kicked. Four fractures to eye socket and displacement. Case with CPS.

LC-20220814-0503 – Five Asian males assaulted informant outside Mode. Went back inside to get cleaned up before getting him a taxi home. Needs stitches to face.

LC-20220807-0773 – Male states assaulted in smoking area by three males and phone taken so robbery allegation. No doorstaff assisted. Male attend hospital and has broken arm and laceration above eye.

LC-20220617-0233 – Male has tongue injury following assault and attends A&E. Jaw badly broken in two places requiring surgery and pins. Same alleged offender as incident above with male sustaining blindness. Case with CPS.

LC-20220607-1115 – Report of Rape and spiking. Suspect identified through forensics (semen in underwear)

LC-20220521-0334 – Report of assault with glass bottle used as weapon. Male arrested.

LC-20220211-0201 – NWAS reporting female injured after fight in smoking area.

LC-20211120-0306 – NWAS report of male punched on dancefloor and jaw broken in two places. No offender identified.

LC-20211113-0232 – NWAS report of male attacked and serious head bleeding.

LC-20210723-0194 – NWAS report of male stating that he has injury after glass thrown at his face. Victim did not wish to pursue complaint.

In addition to violence, the incidents reported include allegations of other forms of criminality occurring on the premises – including reports of sexual assault:

LC-20210926-0358 – Female believed spiked and digitally penetrated, however un-cooperative victim

There are multiple reports relating to drug use and/or drug dealing on the premises, several of which allege the activity is occurring with staff knowledge or even involvement:

Intel Report 04/121419/21 - Named male dealing cocaine in smoking area of Mode

LC-20220204-0102 - Report that doormen tried to sell cocaine

LC-20220204-0540 - Report that door staff involved in drug supply inside Mode

Intel Report 04/66891/22 - Named male dealing cocaine and door staff aware

Intel Report 04/82902/22 - Report that ***** and ***** allowing drug dealers into the premises

LC-20221009-0280 - Officers observe signs of drug use in toilets during walk through.

LC-20230205-0301 – Plain clothes officers see female laid out on floor and taken back inside. Ambulance arrived.

Intel 04/108636/22 – Male found with remnants of ketamine in snapbag. Said he paid £20 for it of the Asians in Mode at an event.

LC-20221002-0033 – Female on floor outside. Has taken MDMA. Ambulance called.

LC-20220917-0312 – Officer with male who has taken something, vomited and became unconscious. States he was kicked out by bouncer.

Several of the incidents involve children under 18:

LC-20230604-0289 refers to an extremely intoxicated female, aged 17, who has been drinking in Mode and Projekt. She was dressed in furry slippers, appeared extremely young and vulnerable. She stated that she goes drinking in Projekt and Mode on a regular basis. The officer dealing stated: “I CANNOT BELIEVE THAT (female) WOULD BE ALLOWED ENTRY WITH HOW YOUNG SHE LOOKED”. arranged a taxi for the female to get home in the early morning but ended up at police station due to payment issues. Officer stated that the girl had no ID on her.

LC-20211106-0254 - Report of 16-year-old male assaulted. Victim could not remember so no co-operation.

LC-20220227-0300 – NWAS report of 17-year-old female being spiked.

LC-20220114-0468 - Report from social worker involving a looked after child working behind bar.

Intel entry 04/80797/22 – 17YO care home resident reported missing. When spoken to on return said he had been working in Projekt (sister bar) doing promotional work then went to Mode with friend of same age.

On 9th March 2023, an email was received from social worker concerned that a 15YO is gaining access to Mode.

On 7th March 2023, intel that an underage 16YO male gained entry and spent most of night there but not challenged by staff. Male even disclosed this to local CBM.

In addition to these, ***** has already outlined plans to hold U18 dance music nights at the venue. ** has given notice of six events already, starting in August. Burnley Town Centre is already experiencing issues with youth anti-social behaviour and these events will undoubtedly create more – as seen at previous events held a few years ago. The fact that we are concerned about violent crime, protection of children and drugs at this venue makes us believe this is a reckless move.

There are also concerns over welfare of people at the club:

LC-20230506-0362 – Report from CCTV at 06:59 of male collapsed outside Mode. 4hr wait for ambulance and male gets up and walks away.

LC-20230408-0184 – Request for ambulance, male on floor semi-conscious after apparently taking a load of ketamine.

LC-20230407-0263 – CCTV reporting female unconscious outside and ambulance called.

LC-20230204-0317 – Officer came across 18YO collapsed conscious and breathing but came round at 0615hrs.

The police believe that ***** has a total disregard of the premises licence and ability to successfully promote the four licensing objectives.

The reality is that management/ownership has not changed over the course of years and two review hearings.

APPENDIX A

Action Plan and result.

Mode Night Club, Burnley

Meeting: Tuesday 24 January 2023 @ 1100hrs

Attendees: PS **** * - Lancashire Constabulary (**)
***** - Licensing, Burnley Borough Council (***)
***** - DPS, Mode Night Club (**)

This meeting was called in relation to Mode Night Club to discuss incidents and current issues with the Premises. There have been two reviews on the Premises in the past 6 years and there are still problems/issues. Over the past 12 months Mode has made it to the top of the list of problem Premises in East Lancashire, by quite a large margin.

During the meeting the Licence Conditions were discussed in length following compliance issues. Actions have been discussed and agreed by all parties to ensure that they will be implemented.

Conditions of Licence

CCTV

Are there signs displayed advising CCTV is in use?

** - Yes

Are the checks of CCTV made to make sure CCTV is working and documented prior to every occasion the premises carries on licensable activity?

** - No

1. Action: Checks to be made and documented

Is CCTV serviced every 3 months and documented?

** - Yes, held by CCTV company who have copies

2. Action: Copies to be shown to **

Whenever licensable activities are taking place at the premises there shall be a member of staff on duty who has been trained in relation to CCTV who can access the systems and provide downloads/

** - Yes

Door Supervisors

Prior to each occasion that licensable activities are taking place at the premises a risk assessment will be carried out

** - Yes, this is a generic RA that is altered depending on the event

Door supervisors will use clear visible counting devices at all times when the premises are open

** – Yes

** – this is not the case – it is inconsistent and haphazard on visits

** – visited on Saturday and no one had counters. On the past two visits recently, they have not been used

3. Action: ** to make sure counting devices are used every time premises is open

Whenever door supervisors are utilised at least one door supervisor will be positioned to monitor the external smoking area

** – there is inconsistency in this as they don't always stay

where posted

** – has a meeting with Security Company on 25.01.23

4. Action: ** to ensure Security Company stay in locations where they are posted and in accordance with licence conditions

All door supervisors will be equipped with body cam cameras when on active duty

** – Yes, they are – problem is getting them to turn them on

** – marked improvement in past few visits

5. Action: Security Company to make sure body cam is on and running when incidents occur

All door supervisors are provided with a radio which allows communication with other door supervisors and at least one member of the premises management

** – Yes

At all times that licensable activities are being carried out, one member of staff will be specifically tasked with monitoring the CCTV.

** – Yes, the person who runs the front desk monitors the CCTV

** – this needs to be monitored consistently – preferably this is office led so that someone is monitoring all of the cameras at all times. The person on front desk has other jobs to perform and cannot watch the screen all the time. It needs to be a permanent staff member watching all the cameras

** – supports suggestion

6. Action: ** to nominate a member of staff to monitor CCTV in office

A record shall be kept on the premises by the DPS of every person employed on the premises as a door supervisor. The record shall be available for inspection on demand

** – These records are not meeting the criteria – information is missing and records are not completed properly. The SIA book needs to reflect the licence conditions

7. Action: ** to make sure records are kept in accordance with Premises Licence

Drugs and Search Policy

The premises licence holder shall have a written policy in relation to drugs and will be available for inspection on demand

** – Yes – The club have a zero-tolerance policy with drugs.

Searching is a condition of entry. When drugs are seized, they are kept in the safe and the police are contacted on 101 but there is no policy to record this

** – need to be accountable for what happens to the seized

drugs

8. Action: ** to forward the policy to ** to be reviewed with possible alterations

Posters will be displayed in prominent positions at the premises advising patrons that there is a zero-tolerance policy in respect of drugs

** – there should be a sign in the front entrance

9. Action: ** to check and confirm with ** that the sign is in place

Every customer entering the premises will be searched on entry and re-entry

** – Yes

** – this is not happening. It was not happening on the recent

Bounce night. On the most recent visit this only started happening when the Police and Council turned up. This was not happening prior to our arrival.

Need strong management to ensure this is happening

** – This is extremely inconsistent. The foyer is extremely

chaotic and there is the need to tighten up how people get in and queue. Suggested barriers on busy nights

10. Action: ** to ensure everyone is searched on entry and re-entry

Closing times and facilitating the safe passage home of patrons/Dispersal Policy

There is a clear customer dispersal policy in place

Premises to link in with a least one local private hire/taxi service to provide a taxi Freephone to assist booking of vehicles

** – Link in with ** **** who give a discount to customers. They won't park on the main street, but we ring them up for a taxi

** – has spoken to ** **** who state they advise customers to walk to the taxi rank. The dispersal policy needs looking at as the licence states a dedicated number is needed for a taxi company

11. Action: ** to look at Freephone number for a taxi rank and confirm what the is agreement with **** ****

Dispersal Policy

All staff to be trained in this policy

** – all door staff have been given the policy to read and are aware of the policy. However, there is no record to show this

12. Action: ** to create a register detailing the full names, SIA Badge Number and the date that a copy of this Policy has been read. The Door Supervisor is to endorse this log with his/her signature detailing that this Policy has been read.

All staff are compelled to comply with and actively implement this dispersal policy

** – only myself and manager ** are responsible during dispersal

It is the responsibility of DPS to ensure policy is enforced and to update the policy to meet the requirements of the business

** – Is present at every dispersal and supervise/oversee the dispersal

All conditions relating to dispersal will be enforced and relevant staff trained in these conditions. All licensable activity to cease at 0600hrs and all patrols to have vacated premises by 0630hrs

** – Most weekends the doors are not closed until 0645hrs.

Police have bodycam footage of shot girls selling after 0600hrs. Has seen footage of door staff not actively moving people on, but just standing around watching.

** – Aware of 3 incidents that have been reported past 0600hrs and on one occasion the door did not shut until 0700hrs

Door supervisors to control the level of intoxication of patrons throughout the night and acting appropriately

** – Yes

** – this is not always the case. A CID officer attended last week at 0300hrs and voiced concerns regarding the very drunken people who were being allowed entry to the premises. Need to identify early on in the evening of people's behaviour and intervene early on

Encourage patrons to leave gradually via the appropriate exits at the end of the night

** – Yes – at 0600hrs the music changes to chilled music and the volume it turned down

Remind people who are leaving to do so quietly and direct their attention to the signs displayed

13. Action: ** to check there are signs in the Foyer and confirm signage in place

Protection of Children

Incident log to be kept on site and maintained to record all challengers and refused sales

** – there is a log to show all refusals in the incident book

** – this is not always adhered to. There have only been 2 incidents since March 2022

14. Action: Log to be maintained

Electronic ID scanner to be utilised and operational at all times. In the event of scanner failing the Police and Licensing Authority will be immediately notified

** – Yes

** – Need to remember to advise Council as well as Police, as
LA were not notified last time

** – Asked re YOTI app where people can upload their ID onto the app to save taking it out with them – Can it be accepted as proof of age

** – Not as proof of age of alcohol sales – needs to be physical proof

At least one member of staff is conversant with operation of ID scanner

** – Every door supervisor is aware

Staff Training

** – Is currently missing about 40% of staff records. ** (manager) delivered them to the Police Station and has not had them back.

** – confirmed that the Police did not receive them – the front desk was checked and nothing was booked/handed in

15. Action: ** to check with ** when she brought the records to the Police Station so that it can be investigated. Records to be produced to Police when located

All staff who are involved in sale of alcohol will receive training and will receive refresher training at intervals. Training will be documented and made available

** – Yes – has monthly staff training on various issues. Last training date was 20.12.22. There is a folder per staff member and it is signed off and dated when they attend training

16. Action: ** to provide ** with copies of all the staff training records for the previous 3 month period (from 1st November 2022.) up to the current date (27th January 2023.)

Within one month of commencing their employment any staff directly involved in sale of alcohol will have received accredited responsible alcohol retailing training and shall receive refresher training every month

** – this has not been done. Completely forgot that it should be accredited. There are about 7 staff that need this training

17. Action: ** to arrange accredited responsible alcohol retailing training asap for any staff involved in sale of alcohol as per licence conditions

General

At least one approved medic who has been trained will be on duty whenever the premises is carrying on licensable activities

** – Yes and going to get more staff trained up

Premises is complete glass free

** – Yes

Whenever licensable activities are being carried on at the premises there shall be at least one member of staff on duty who holds a personal licence

** – Yes. Will be putting three members of staff through their personal licence training

** – there was no personal licence holder on at the weekend when I visited

18. Action: ** will confirm when staff have attained their personal licences

When the premises is engaged in any licensable activity there shall be on duty a person nominated as a welfare officer

** – the medic and welfare officer are the same person.

** – ** was on duty at the weekend when I visited and was seen working behind the bar. When ** spoke to him, ** identified ***** as bar staff but was also a Welfare officer. The welfare officer must be their sole role and they should not be doing any other role when nominated as welfare officer. ** did not seem clear about what his role consisted of and probably needs training

** – there is an empty room in the foyer area that is not used. Is thinking of converting it into a rest and recovery room for people to chill out in

19. Action: ** to ensure that the role of Welfare Officer abides by licence conditions and is not used as a dual role

An Incident Register will be maintained at the premises which will deal with any incidents that occur

** – there is no incident book on the premises and the keeping of records is not completed fully/correctly by staff. The records were seen strewn all over the enquiry desk on my recent visit

20. Action: ** to ensure incident book is kept on premises and completed correctly

At least one occasion each week the DPS (or nominated representative) will contact Lancashire Constabulary Licensing Department to inform of any relevant incidents or issues and to enquire whether Lancashire Constabulary have any current areas of concern

** – this does not happen

21. Action: ** to ensure contact is maintained weekly with Licensing Department – Can ring on 01282 *****

Conclusions

** concluded that the main issues seem to be around the door supervisors. ** was reminded that despite this, as DPS, *** is ultimately responsible as *** employs them.

Irresponsible drinks promotions were mentioned and ** confirmed that the only promotion/offer at the moment is BOGOF on Friday

** stated that the Police are still getting lots of reported incidents since the last review (2 years ago).

** mentioned that there are issues in collecting CCTV and that licensing are often having to intervene between officers and club in getting/requesting it.

** stated *** has issues with NICE and the file sizes and states officers are still requesting this on the incorrect email address.

22. Action: ** to look into this as it was requested that the email address be changed on NICE months ago.

Below is a list of the required start and completion dates for the actions highlighted and detailed in the above Action Plan:

With Immediate Affect

1, 3, 4, 5, 6, 7, 10, 14, 19, 20, 21

12 noon on Thursday 2nd February 2023

15,

12 noon on Thursday 9th February 2023

2, 8, 9, 12, 13, 16,

12noon on Thursday 16th February 2023

11,

12 Noon on Friday 31st March 2023

17, 18,

I agree that the above notes are a true and accurate record of the minutes for the above meeting:

Signed

..... PS **** **

Dated

..... ***** (Burnley Borough Council Licensing)

Dated

..... (DPS – Mode)

Dated

I agree with the above record and agree that all the identified actions and documentation will be completed by the specified time and date.

I am aware that this document can or may be presented and used as evidence in the event of any non compliance or in any future Review Of The Premises Licence.

Signed

..... PS **** * **** * **** *

Dated

..... ***** ***** (Burnley Borough Council Licensing)

Dated

..... (DPS – Mode)

Dated

PremisesMODE / VOGUE - BURNLEY

Reference

Date and Time28/04/2023 00:05

Description: JOINT VISIT MADE WITH BURNLEY BOROUGH COUNCIL (****) AND FOUR TRADING STANDARDS OFFICERS. THIS WAS TO CHECK PROGRESS ON ACTION PLAN ISSUED IN JANUARY WITH AN OVERALL DEADLINE OF COMPLETION BY 31 MARCH. THIS WAS JUST TO ENSURE FAILINGS AROUND LICENSING COMPLIANCE. TRADING STANDARDS TESTED SPIRITS FOR COUNTERFEITING BUT THEY PASSED THE TEST. VISIT RECORDED ON BODYCAM.

TWO DOORSTAFF ON, A HANDFUL OF STAFF AND DPS PRESENT, ALONG WITH MANAGER **.

CHECKED CCTV SYSTEM DUE TO FAILINGS AROUND PROVIDING CCTV AND IT RECORDS FOR 39 DAYS IN TOTAL.

NUMEROUS FAILINGS RECORDED FROM ACTION PLAN WHICH IS VERY DISAPPOINTING GIVEN THEY WEREN'T DIFFICULT TO COMPLY WITH IN THE TIMESCALE GIVEN. FAILURES AS FOLLOWS:

1. NO DOCUMENTATION SHOWING THAT CCTV IS WORKING PRIOR TO EVERY OCCASION THE VENUE CARRIES ON LICENSABLE ACTIVITY.
 2. DESPITE DPS STATING IN JAN THAT SIGNS ARE AROUND STATING CCTV IN USE, I ONLY SAW ONE WHICH STATED THAT CCTV IS MONITORING THE PREMISES. ADVICE GIVEN WHY THIS WAS UNSUITABLE.
 3. NO DOCUMENTATION STATING THAT CCTV IS SERVICED EVERY THREE MONTHS AVAILABLE AND NONE FORWARDED TO **.
 4. PREMISES WAS OPEN AND DOORSTAFF DID NOT HAVE COUNTING DEVICES AVAILABLE - HAD TO BE RETRIEVED FROM CAR.
 5. NO DOOR SUPERVISOR IN EXTERNAL SMOKING AREA. TWO DOORSTAFF WERE IN MAIN BUILDING.
 6. DOOR SUPERVISORS HAD BODYCAMS BUT WERE IN POCKET AT TIME OF VISIT AND NOT WORN.
 7. SIA BOOK NOT COMPLETE - FAILURE TO RECORD FULL NUMBERS OF SOME DOORSTAFF.
 8. DRUGS POLICY NOT AVAILABLE FOR INSPECTION NOR FORWARDED TO **.
 9. NO SIGNS UP STATING ZERO TOLERANCE TO DRUGS.
 10. UNCLEAR WHETHER INCIDENT BOOK BEING COMPLETED FULLY - PERCEIVED LACK OF INCIDENTS.
 11. STAFF TRAINING RECORDS UNAVAILABLE FOR INSPECTION. THE DPS/** PREVIOUSLY LIED BY STATING THEY HAD BEEN HANDED INTO BURNLEY POLICE STATION WHEN PUSHED THEY HAD NOT BEEN HANDED IN, NOR SUBMITTED TO POLICE AFTER THIS. TWO MEMBERS OF STAFF ASKED ABOUT TRAINING AND WERE VERY VAGUE ABOUT WHAT THEY HAD RECEIVED - WITH ONE STATING IT WAS CH21 INSTEAD OF THE EXPECTED CH25.
 12. NO TRAINING ORGANISED FOR STAFF INVOLVED FROM ACCREDITED TRAINING.
 13. ** STILL HAS NOT OBTAINED PERSONAL LICENCE DESPITE BEING LEFT IN CONTROL OF VENUE AT TIMES.
 14. WELFARE OFFICER ASKED TO PROVIDE TRAINING DETAILS FROM ST JOHN AMBULANCE AS HE SEEMED SKETCHY AROUND HIS ROLE AND RESPONSIBILITIES.
 15. REP FROM CLUB STILL NOT CONTACTING POLICE WEEKLY.
- VERY DISAPPOINTING VISIT WHICH UNDERMINES THEIR OBLIGATIONS TO LICENSING CONDITIONS.

APPENDIX B – Police Innkeeper records

PremisesMODE / VOGUE - BURNLEY

Reference

Date and Time08/08/2021 00:30

DescriptionATTENDED AND CLUB WAS JUST OPENING AS DJ WAS RUNNING LATE. FOUR DOORSTAFF ON INCLUDING THE LONGSTANDING HEAD DOOR**** '*****' WHO I WAS SURPRISED TO SEE. ***** (SIA ACCREDITED) STILL HAVE THE DOOR AND ***** IS NOW EMPLOYED BY THEM WHICH DIDN'T SIT RIGHT GIVEN THE PREVIOUS ISSUES

THAT FORMED PART OF THE REVIEW. DPS TURNED UP SHORTLY AFTER AND CONFIRMED THAT ***** WERE TAKING OVER FROM NEXT WEEK SO PROTECT AND ***** WILL BE NO MORE AT THE CLUB.

ID SYSTEM CHECKED AND SEEMS A GOOD PIECE OF KIT FOR MONITORING FOR FAKE AND BORROWED ID WHICH SHOULD STAND THEM IN GOOD STEAD SO LONG AS THEY USE IT AS PER LICENCE. *** HAS A LOAD OF SEIZED ID WHICH WAS PICKED UP BY THE SCANNER WHICH *** WILL HAND TO US AT SOME POINT.

PremisesMODE / VOGUE - BURNLEY

Reference

Date and Time14/11/2021 00:05

Description JOINT VISIT WITH SGT **** FOLLOWING HIS CONCERNS RE HOTSPOT LOCATION FIGURES. DPS CAME UP APPEARING A BIT STRESSED OUT. SEEMED SURPRISED THERE WERE SIX INCIDENTS REPORTED BUT STATES THEY ARE STILL HAVING TEETHING ISSUES WITH SECURITY FIRM AND ASKED THAT WE BEARED WITH THEM TO GET IT RIGHT. STATES THEY ARE GETTING MORE UNDESIREABLES WHO SECURITY ARE LETTING IN AS THEY DON'T KNOW THEM UNLIKE PREVIOUS DOOR COMPANY. *** STATED MORE ASIAN LADS CAUSING BOTHER WHICH *** WOULD HAVE KNOWN. STATES *** WILL KEPP IN REGULAR CONTACT WITH PC ***** TO DISCUSS ONGOING ISSUES BUT DOESN'T WANT ANOTHER REVIEW. DISCUSSED PROJEKT SPIKING FALLOUT. *** STATES THE TWO DOORSTAFF NO LONGER WORK THERE AND MANAGER RELIEVED OF POSITION. ADMITTED IT WAS COMPLETELY UNACCEPTABLE DESPITE THEIR PROTESTATIONS ON SOCIAL MEDIA. DISCUSSED CAMERA AT ***** POINTING AT THEIR DOOR. REITERATED THAT VULNERABILITY WAS THE MAIN ASPECT AND TO GET IT RIGHT.

PremisesMODE / VOGUE - BURNLEY

Reference

Date and Time27/11/2021 22:30

Description VISIT MADE FOR THE INFAMOUS SOPRANOS BOUNCE EVENT. SOME CLEAR BREACHES OF CONDITIONS. THREE DOORSTAFF POSITIONED AT THE FRONT ENTRANCE - NONE DISPLAYING SIA BADGES. ONLY ONE HAD HI-VIS TABARD. NONE HAD BODYCAMS. ***** OR DPS NOT AROUND. PROMOTER DJ ***** WAS TAKING TICKETS ON THE DOOR. LITTLE SEARCHING TAKING PLACE - MERELY A CURSORY METAL WANDING. NOBODY ENTERING WAS HAVING ID SCANNED. THIS WAS POINTED OUT TO THEM AND THEY CLAIMED THEY ARE A NEW COMPANY (*****) AND DID NOT KNOW THE RULES. EXPLAINED THERE WAS A SURGE IN INCIDENTS AND THE CONDITIONS WERE ON FOR A REASON. SUGGESTED THAT THEY GET TO GRIPS WITH THE CONDITIONS AND BRIEF ANY NEW STAFF AROUND THESE IMPORTANT MATTERS. DPS EVENTUALLY TURNED UP EXASPERATED OFFERING APOLOGIES AND TO WORK WITH THEM. STATED THEY WERE STILL HAVING ISSUES WITH THE FIRM. EXPLAINED THAT I COULD BE WELL WITHIN MY RIGHTS TO GET THEM TO CLOSE DUE TO THE ISSUES BUT THAT WOULD CAUSE MORE ISSUES FOR EVERYONE GIVEN THE NUMBERS. INTERESTINGLY, THE FIRM BOSS ***** WAS WORKING INSIDE AND PRESENT WHICH MAKES THE SAGA WORSE. ***** TURNED UP TOO. WALKED ROUND INSIDE AND WAS HALF FULL - MEANING ALL THESE PEOPLE HAD NOT BEEN ID SCANNED. AT TIME OF VISIT WAS A DECENT ATMOSPHERE INSIDE. DPS STATED **** HAD A WELFARE OFFICER HOWEVER THEY ALSO DOUBLED AS BAR STAFF - ANOTHER BREACH WHICH WAS POINTED OUT. INTERACTIONS CAPTURED ON BODYCAM. STAYED FOR A BIT AFTER TO NATTER WITH ALL PARTIES. NOT ONE DRUG HAD BEEN SEIZED OFF ANYONE - GIVEN THE NATURE OF THE NIGHT THIS RAISES QUESTIONS ABOUT SEARCH POLICY. SAID THEY NEED TO MAKE THE DOOR ISSUE WORK AND TO SPEAK WITH US IN THE NEW YEAR - IF FURTHER ACTION NOT FORTHCOMING PRIOR TO THIS. EIGHT DOORSTAFF ON IN TOTAL WHO HAD UPPED THEIR GAME AND SORTED OUT WHAT THEIR OBLIGATIONS WERE BY THE TIME I LEFT. UNSURE WHETHER THEY ALL HAD RADIOS AS ***** CERTAINLY DIDN'T HAVE ONE.

PremisesMODE / VOGUE - BURNLEY

Reference

Date and Time09/01/2022 00:20

DescriptionCHAT WITH ***** RE CCTV AND TO GET SIGNED UP TO NICE. *** SAID CID HAS COLLECTED ALL NECESSARY CCTV. DOORSTAFF ON WITH MAIN DOOR *** HIDING *** BADGE - TWO GIRLS CAME IN AND HAD ID SCANNED BUT THEY FORGOT TO CHECK FOR COVID PASSES. THIS WAS POINTED OUT AND THE GIRLS REFUSED. EMBARRASSED FACES.

PremisesMODE / VOGUE - BURNLEY

Reference

Date and Time06/02/2022 00:30

DescriptionSUMMARY FOLLOWING CHAT WITH *****, *** AND DOORSTAFF AT A BIRTHDAY BASH AND NUMEROUS BREACHES WHICH I HAVE EXPRESSED DISPLEASURE:

- ID SCANNER NOT BEING USED CONSISTENTLY. HAVE ASKED FOR RECORDS OF ID SCAN.
- ONE DOORMAN NO HI VIS AS NO TABARD BIG ENOUGH!
- NOBODY BEING SEARCHED ON ENTRY/REENTRY
- DESPITE A SMOKING AREA, PEOPLE LEAVING WITH OPEN CONTAINERS TO SMOKE OR LOITER.
- PEOPLE INHALING NITROUS OXIDE BALLOONS OUTSIDE THEN BEING LET IN
- AT LEAST TWO DOORSTAFF WITHOUT BODYCAMs
- ALL DOORSTAFF NOT REGISTERED IN BOOK
- STILL NOT REGISTERED ON NICE AND ISSUES AROUND POLICE OBTAINING CCTV
- NO STAFF TRAINING RECORDS ON SITE SO NOT AVAILABLE FOR ME TO INSPECT
- AMBIGUOUS SYSTEM OF MONITORING NUMBERS
- CHAOTIC ENTRY SYSTEM
- ***** UNAWARE OF THE TWO 17YO ***** WHO HAD SUPPOSEDLY BEEN WORKING THERE
- DOES ***** OR ANOTHER CONTACT US EACH WEEK TO DISCUSS ISSUES?

PremisesMODE / VOGUE - BURNLEY

Reference

Date and Time07/05/2022 05:30

DescriptionVISIT MADE AS PART OF OP GRIP. *****, ***** AND ** ALL PRESENT. CLUB NOT OVERLY BUSY. ALL DOOR STAFF WEARING HI VIS AND CAMERAS. SIX ON DUTY. MEDIC ON DUTY IN DIFFERENT TABARD WHO WAS TREATING VICTIM OF ASSAULT. GOOD DISPERSAL, TAXIS PARKED ON ONE SIDE OF ROAD. DOORSTAFF WERE ENCOURAGING PEOPLE POLITELY TO LEAVE AREA ALONG HAMMERTON STREET. POLICE PRESENCE HELPED. MUSIC OFF AT 6AM AND CLUB EMPTY JUST BEFORE 630. SOME VERY INTOXICATED PEOPLE HOWEVER WITH A FAIR AMOUNT OF GURNING.

PremisesMODE / VOGUE - BURNLEY

Reference

Date and Time12/06/2022 01:00

DescriptionVISIT MADE. DODGY CAR PARKED UP OUTSIDE - BLACK RENAULT SCENIC XXXXX. OCCUPANT SEEMED SPOOKED BY ME PULLING UP AND A MALE LEFT CLUB QUICKLY WITH MANBAG, GOT IN CAR AND WENT. CHECKED VEHICLE AND IS SHOWING IN TRADE WITH NO CURRENT KEEPER... INSURED TO A ***** CALLED XXXXXX. ONLY 10 PEOPLE IN CLUB BUT BAR SERVING GLASS BOTTLES TO MY DISPLEASURE - VK, KOPPERBERG AND CORONA. BOTTLES FELT BY MYSELF AND FELT LIKE GLASS RATHER THAN POLYCARB. HEAD BAR *** SAID ** DIDN'T KNOW THEY NEEDED SERVING IN PLASTIC/POLYCARB AND UNCONVINCINGLY SAID IT WAS TONIGHT ONLY. EXPLAINED SITUATION. SPOKE TO ***** AND ***** IN TOWN. ***** SLIGHTLY BELLIGERENT AND TOLD *** I HAVE HEARD THEY HAVE BEEN SERVING BOTTLES IN MAIN AREA FOR A WHILE. THIS WAS DENIED. ***** WAS ADAMANT THE VK ARE POLYCARB BUT CONCEDED THE KOPPERBERG AND CORONA ARE GLASS. I TOLD THEM THE SAFEST THING WOULD BE TO DECANT ALL BOTTLES AS THEY SAID THE POLYCARB/GLASS BOTTLE

DELIVERIES WERE INCONSISTENT. TO AVOID CONFUSION, DECANT ALL AND SAVE MONEY! NOT HAPPY.

PremisesMODE / VOGUE - BURNLEY
Reference
Date and Time11/09/2022
DescriptionNEW CCTV CAMERA CHECKED.

SAT 10TH SEPTEMBER 22 CHECKED. PEOPLE STILL LEAVING CLUB AT 0700HRS. ROAD BECOMES STATE OF NORMALITY AROUND 0720.

SUN 11TH SEPTEMBER 22 CHECKED. AGAIN, LAST CUSTOMERS LEAVE AT 0700. ROAD BECOMES STATE OF NORMALITY AROUND 0715.

CLEARLY NOT STAFF DUE TO STATES OF INTOXICATION AND DRESS. STAFF CAN BE SEEN LEAVING LATER. ** PRESENT BOTH NIGHTS WITH SEVERAL REGULAR DOORMEN. NO EFFORTS MADE TO ASSIST WITH DISPERSAL. LOTS OF CONGREGATING OUTSIDE. COMPLETE CONTRAST TO WHENEVER POLICE ARE PRESENT AT THE CLUB.

PremisesMODE / VOGUE - BURNLEY
Reference
Date and Time18/09/2022 00:01
DescriptionSPOKE WITH ***** AND **. THEY WERE ONLY AWARE OF ONE INCIDENT LAST NIGHT WHICH WAS THE LAD x COLLAPSING. THEY SAID THAT HE HAD BEEN SEEN SNORTING FOUR LINES IN DLA. UNAWARE OF SECOND INCIDENT OF MALE BEING PUNCHED OUTSIDE AFTER CLOSED. I ASKED HOW THINGS WERE AND THEY SAID THAT EVERYBODY IS OUT BY 0630 AND THAT THEIR DOORSTAFF ARE STILL DISPERSING EVEN WHEN POLICE NOT AROUND. THIS IS IN CONTRAST TO WHAT I SAW ON CCTV FROM PREVIOUS WEEKEND. ***** EXPLAINED THAT PEOPLE MAY HAVE BEEN OUT A LITTLE AFTER 0630 THIS MORNING DUE TO AMBULANCE DEALING WITH x AND THIS WAS AGREED WITH POLICE ON SCENE?
THEY EXPLAINED ISSUES WITH NICE FOR RECENT CCTV REQUEST, THEIR ACCOUNT WAS RESET WHILE I WAS THERE AND THEY PLEDGED TO GET THE ASSAULT FOOTAGE FROM PREVIOUS WEEK UPLOADED TONIGHT.

PremisesMODE / VOGUE - BURNLEY
Reference
Date and Time24/09/2022 06:46
DescriptionCAMERAS WATCHED SHOWING FIGHT ON HAMMERTON STREET AROUND 620. CAMERA APPEARS TO HAVE LAST PUNTERS LEAVING AT 0646. NO EFFORTS BY DOORSTAFF TO DISPERSE.

PremisesMODE / VOGUE - BURNLEY
Reference
Date and Time25/09/2022 06:52
DescriptionCCTV CAMERA SEEN SHOWING LAST PUNTERS LEAVING AT 0652HRS. LACK OF DISPERSAL BY DOORSTAFF AND A GROUP OF LADS COMING TO BLOWS IN HAMMERTON STREET AT 0704, WITH A CAR LIGHT DAMAGED ON A WHITE AUDI Q7 AS PART OF THE MELEE.

PremisesMODE / VOGUE - BURNLEY
Reference
Date and Time12/10/2022 10:00
DescriptionCHAT WITH ***** RE LOGS 1516 OF 4TH SEPT AND 0235 OF 2ND SEPTEMBER AND CCTV ISSUES. RE 1516, ***** SAYS THAT CID GOT THE FOOTAGE AND WENT BACK FOR MORE BY WHICH TIME IT HAD WIPED AND THERE MAY NOT HAVE BEEN ANY IN THE AREA REQUESTED AS MOTION SENSOR????

RE 0235, ***** SAID IT MAY BE ON THE SYSTEM BACKED UP. I AM CONCERNED THE CCTV MAY BE LOST AND THIS IS A SERIOUS ASSAULT WITH NAMED OFFENDER FOR WHICH CCTV IS CRUCIAL.

I AM CONCERNED OVER THE LACK OF ORGANISATION BY ***** ** AROUND PROVIDING CCTV IN A TIMELY, ORGANISED MANNER. RE 0235, PC ***** HAD A USB ONLY TO FIND FOOTAGE FROM A SEPARATE INCIDENT AT PROJEKT. WITH CCTV REQUESTS ON A REGULAR BASIS AT THIS VENUE, IT IS NOT GOOD ENOUGH. THERE ARE CLEAR BREACHES OF LICENCE AS THESE ARE NOT BEING PROVIDED IN A TIMELY MANNER (48HRS). ALL THIS CONCERN DISCUSSED.

PremisesMODE / VOGUE - BURNLEY

Reference

Date and Time26/11/2022 23:00

DescriptionSOPRANOS VISIT. IN COMPANY WITH *****. SEVERAL DOORSTAFF ON BUT ID SCANNER NOT BEING USED AND NOBODY BEING SEARCHED ON ENTRY. ***** ARRIVED AND SHOWED ME AN EMAIL *** SENT TO US ON FRIDAY STATING SCANNER NOT WORKING. BIT DISAPPOINTING THAT THIS WASN'T SENT WHEN THE PROBLEM WAS NOTICED LAST WEEKEND BUT NOW DONE. EXPRESSED DISAPPOINTMENT RE SCANNER AND SEARCHES. THIS MEANT IT HAD TO BE INTRODUCED WITH 400 PEOPLE ALREADY INSIDE. THEY STARTED CHECKING ALL ID AND SEARCHING ON REQUEST. DOORSTAFF HAD HI VIS AND BODYCAMs.

ONE DOORSTAFF HAD CLICKERS TO RECORD NUMBERS.

NO STAFF TRAINING RECORDS AVAILABLE. HAVE REQUESTED TO SEE THEM WEEK BEGINNING 5/12.

INCIDENT BOOK ONLY HAS TWO ENTRIES SINCE MARCH! ***** CLAIMS *****

***** MUST HAVE ANOTHER BOOK.

MEDIC WEARING GREEN VEST.

NO PERMANENT DOORMAN IN SMOKING AREA - STAFF MEMBER UNCLEAR THAT HE HAD TO BE THERE ALL TIME.

ONE GLASS BOTTLE OF ROSE WINE NOT IN VIP AREA, NEXT TO DANCEFLOOR BUT DRINKS GENERALLY IN PLASTICS.

DOOR SUPERVISOR BOOK SEEN AND ALL IN ORDER.

***** STATES *** HASN'T SENT THE FOOTAGE OF THE PREVIOUS WEEKEND VIA NICE AS IT HAS GONE TO THE WRONG EMAIL ADDRESS???

SPECIAL GUEST ***** ARRIVED WITH ENTOURAGE AND DJ *****

COLLECTING MONEY/TICKETS.

DOOR POLICY THE MOST DISAPPOINTING ASPECT GIVEN THE SCALE OF THE NIGHT. LENGTHY VISIT RECORDED ON BODYCAM.

** ADDED EMAIL FROM MODE RE SCANNER BEING OUT OF USE**

PremisesMODE / VOGUE - BURNLEY

Reference

Date and Time24/12/2022 00:30

DescriptionVISIT MADE. ZERO PEOPLE IN. FOUR DOORSTAFF ON. ID SCANNER NOT WORKING. TESTED IN FRONT OF ME. DOORMAN SAID A WIFI PROBLEM AS IT WAS FINE LAST NIGHT. SAID ***** WILL NEED TO CHECK. SHE WAS NOT IN AS NIPPED TO PROJECT FOR SOMETHING. ** NOT AROUND SO UNCLEAR IF PERSONAL LICENCE HOLDER PRESENT. SPOKE ABOUT XXXXXX AND I'M TOLD ** AND HIS CREW ARE NOW BARRED FOR LIFE. DOORSTAFF IN PROCESS OF PROVIDING STATEMENTS. THEY SAID ** STILL UNSURE AS *** IS FRIGHTENED AND LIVES IN TOWN. WHILE I EMPATHISE, *** MANAGES THE CLUB FREQUENTLY AND WONDER WHETHER *** HAS THE BACKBONE AND RESILIENCE TO STAND UP TO SUCH PEOPLE.

PremisesMODE / VOGUE - BURNLEY

Reference

Date and Time26/01/2023

DescriptionEMAIL TO MODE, SENT TO THE TWO EMAILS CONTAINED WITHIN:

GOOD MORNING *****,

FURTHER TO OUR DISCUSSIONS RE NICE ISSUES ON TUESDAY, I SPOKE WITH ***** – THE MAIN MAN WHO SAID YOU SHOULDN'T BE HAVING ISSUES AND THEY ARE STRAIGHTFORWARD.

AS SUCH, IF YOUR NICE ACCOUNT IS SET UP WITH THE *****.MODE ADDRESS THEN LOG ON AND ENSURE CCTV.***** IS ADDED AS THE PRIMARY ADDRESS.

SECONDLY, THERE SHOULD BE NO ISSUES WITH UPLOADS AS THERE IS A 50GB FILE LIMIT WHICH IS HUGE. IF THERE NEEDED TO BE ANYTHING BIGGER THEN SIMPLY SPLIT THE FILES ACCORDING TO TIMES OR CAMERAS.

IF YOU ENCOUNTER ISSUES, THEN ***** IS HAPPY TO TALK YOU THROUGH IT AS HE IS THE EXPERT. HE IS AVAILABLE IN THE DAYTIME ON x. HE HAS KINDLY PROVIDED A GUIDE WHICH IS ATTACHED. PLEASE CONTACT HIM IF STRUGGLING.

I THINK WE HAVE DONE WHAT WE CAN TO ALLEVIATE ANY POTENTIAL BLOCKERS. THE ONUS IS NOW ON YOU TO ENSURE EVERYTHING WORKS AND CCTV IS PROVIDED IN A TIMELY FASHION AS PER YOUR OBLIGATIONS. I DON'T THINK THERE CAN BE ANY ROOM FOR FAILURE MOVING FORWARDS AS THIS IS A KEY AREA OF BUSINESS.

KIND REGARDS

PremisesMODE / VOGUE - BURNLEY
Reference
Date and Time08/02/2023 09:23
DescriptionEMAIL TO *****.

GOOD MORNING *****,

SOME MATTERS IF ALL IS OKAY?

1. WHERE ARE THE TRAINING RECORDS WE ASKED TO SEE? THIS WAS AGREED TO HAVE BEEN CLARIFIED BY 12NOON ON THURSDAY 2ND FEBRUARY. YOU WERE TO ASK ** IF THEY WERE GENUINELY DROPPED OFF AT BURNLEY POLICE STATION AS I HAVE SERIOUS DOUBTS AS TO WHETHER THIS HAPPENED.
2. WHY HAS THE ACTION PLAN NOT BEEN SIGNED AND RETURNED?
3. PC **** ***** SENT A BUSINESS REQUEST – B12109379 – FOR CCTV ON 4TH FEBRUARY AT 0646. THIS IS CLEARLY NOW OVER THE 48-HOUR MARK AND, AS I PREVIOUSLY STATED, THE RESPONSIBILITY IS FOR YOU TO SORT, NOT FOR US TO KEEP CHASING ALL THE TIME.

PLEASE RESPOND AS PATIENCE IS WEARING THIN DESPITE A PRODUCTIVE MEETING WITH *****.

THANKS

PremisesMODE / VOGUE - BURNLEY
Reference
Date and Time30/04/2023 00:10
DescriptionOBSERVED CUSTOMERS ENTERING MODE. UNCLEAR WHETHER ID WAS GOING THROUGH THE SCANNER OR BEING SEARCH THEREFORE NICE REQUEST FOR CCTV BETWEEN 00:01 AND 00:40. BIZ111087 IS THE REFERENCE. MESSAGE ACCEPTED THAT CC HAD ACCESSED MY MESSAGE REQUEST AROUND 0110HRS ON SAME DAY.

020523: CCTV NOT UPLOADED. EMAIL SENT TO *** AND ***** AS A BREACH OF CONDITION AS FAILED TO PROVIDE WITHIN 48HRS

PremisesMODE / VOGUE - BURNLEY

Reference

Date and Time28/05/2023 00:30

DescriptionMET ***** IN TOWN CENTRE WHO TOOK ME UP TO MODE TO VIEW THE CCTV *** FAILED TO PROVIDE WITHIN 48HRS FROM 30/4. *** SENT ME AN EMAIL STATING NICE PROBLEMS LOGGING ON. *** SAID THIS WAS SORTED AS IT WAS REGISTERED TO *** EMAIL AND *** COULD LOG IN USING THIS. I REITERATED MY PREVIOUS EMAIL FROM JANUARY TO LOOK AT THE USER GUIDE I SENT *** AND TO CONTACT THE MAIN NICE PERSON AS RECOMMENDED. I ADVISED *** TO DO THIS IN ANY CASE TO MAKE IT MORE SUITABLE FOR *** NEEDS. *** WAS KEEN TO SHOW ME THE ANTI-DRUGS POSTERS AND CCTV SIGNS IN THE FOYER WHICH WEREN'T UP PREVIOUSLY. I VIEWED THE FOOTAGE FROM 30/4 (WHICH ***** SAID *** WOULD SEND VIA NICE). AS SUSPECTED, NOBODY WAS HAVING THEIR ID SCANNED NOR SEARCHED UPON ENTRY, I VIEWED FOOTAGE FROM VARIOUS PARTS FROM THE REST OF THE NIGHT AND THIS SHOWED THAT NOBODY WAS HAVING ID SCANNED NOR BEING SEARCHED. THIS INCLUDED PEOPLE LEAVING AND RE-ENTERING. THIS IS SHOCKING GIVEN THE AMOUNT OF VIOLENT CRIME WE HAVE AT MODE AND VULNERABILITY ISSUES FROM INTOXICATION THROUGH DRINK/DRUGS. I SUSPECT THIS LACK OF SEARCH/ID IS STANDARD PRACTICE AND UNDERMINES THE LICENSING OBJECTIVES. ALSO AT THE PEAK TIME AROUND 4AM, FOYER EXTREMELY CHAOTIC AND LACK OF GENERAL CONTROL BY DOORSTAFF - CONGREGATING AND MESSING ABOUT WHICH COULD HAVE BEEN MORE CONTROLLED (AS PREVIOUSLY ADVISED) WITH SEARCHES AND ID CHECKS. THIS IS CONCERNING AS THERE WERE QUITE A FEW YOUNG LOOKING PEOPLE WHO WERE GETTING IN UNCHALLENGED!! THE LAST PEOPLE EXITED THE CLUB AT AROUND 06:45 THAT MORNING, WITH DOORSTAFF OPENING AND CLOSING DOOR TO LET THEM OUT. WHILST STOOD ON THE DOOR AFTER CHECKING IT, TWO MALES TURNED UP TO GAIN ENTRY. IT APPEARED THEY WOULD BE LET IN WITHOUT SEARCH/ID UNTIL ***** REALISED AND SHOUTED AT DOORSTAFF TO DO IT. MALES TURNED AWAY AS ONE DIDN'T HAVE ID. I SUSPECT THIS WAS DONE BECAUSE I WAS THERE AS THE EXCHANGE DID NOT SEEM NATURAL.

By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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INCIDENT LOGS RELATING TO MODE
FROM THE 1ST OF JULY 2021 -30th OF JULY 2023

LC-20210723-0194 02:45

AMBULANCE REPORTING ASSAULT

MALE HAS ATTACKED VICTIM AND THROWN A GLASS AT HIM WHICH HAS HIT HIM IN THE FACE

LC-20210724-0138 01:45

MALE LAID OUT IN FRONT OF MODE. MALE HAD INJURY TO HAND, POSSIBLY A PIECE OF BONE STICKING OUT. DEARRESTED AND TAKEN TO A AND E BY PATROLS

LC-20210731-0342

REPORT OF 25 YEAR OLD FEMALE HAVING BEEN ASSAULTED AND UNCONSCIOUS AND CPR IN PROGRESS. THERE HAD BEEN AN INCIDENT WITH MALES 30 MINS PRIOR AND FEMALE WAS TAKEN TO SIDE ROOM WHERE SHE BEGAN FITTING. FEMALE TAKEN TO HOSPITAL

LC-20210801-0346

REPORT OF 20 YEAR OLD FEMALE ASSAULTED OUTSIDE THE PREMISES. FULL CIRCUS NOT CLEAR- MINOR INJURY

Lc-20210807-0112 01:02

MALE HAS COME ONTO THE LINE SAYING THAT HE IS OUT IN TOWN AND BEEN PUSHED DOWN THE STAIRS. BY THE BOUNCERS IN MODE NIGHTCLUB. --- MALE SOUNDS INTOXICATED. STRUGGLING TO GET A WORD IN WITH THIS MALE, HE IS RANTING.

CANT REMEMBER A THING IN THE COLD LIGHT OF DAY

LC-20210830-0166 02:20

MALE HAS COME ONTO THE LINE SAYING THAT HE IS OUT IN TOWN AND BEEN PUSHED DOWN THE STAIRS. BY THE BOUNCERS IN MODE NIGHTCLUB. --- MALE SOUNDS INTOXICATED. STRUGGLING TO GET A WORD IN WITH THIS MALE, HE IS RANTING.

CANT REMEMBER A THING IN THE COLD LIGHT OF DAY

LC-20210905-0236 02:00

OFFICERS WERE REPORTED TO MODE AT APPROXIMATELY 3:00 HOURS ABOUT A MALE UNCONSCIOUS ON THE DANCE FLOOR. AFTER SPEAKING WITH VICTIM AFTER HE CAME ROUND IT WAS ESTABLISHED THAT HE WAS ASSAULTED AND NO RECALL WHAT HAPPENED. SPEAKING TO OTHER WITNESSES IT WAS ESTABLISHED THAT THERE WAS A FIGHT BETWEEN A NUMBER OF MALES AND THEY ALL LEFT SHORTLY BEFORE POLICE ARRIVAL. VICTIM WAS TAKEN TO HOSPITAL BY AMBULANCE WITH A SMALL CUT TO INSIDE OF HIS MOUTH.

LC-20210919-0363 04:40

5 OR 6 CARS OF ASIAN MALES IN THE STREET - THEY HAVE BEEN REFUSED ENTRY TO NIGHTCLUB AROUND 30 MALES NOW FIGHTING AMONGST THEMSELVES IN THE STREET - CARS ARE BLOCKING THE ROAD AND MALES ARGUING AMONGST THEMSELVES
ALL MALES LEFT ON POLICE ARRIVAL

LC-20210926-0358 05:09

ALSO 0397

UNKNOWN OFFENDER WHILST IN MODE NIGHTCLUB IN BURNLEY TOUCHES FEMALE AT THE TOP OF HER LEG, TOUCHES HER VAGINA AND INSERTS HIS FINGERS TO HER VAGINA. VICTIM TELLS HIM TO GET OFF THROUGHOUT.

STARTED OFF AS BOYFRIEND OF VICTIM BEING ASSAULTED BY BOUNCERS

LC-20211005-1466 23:44

FEMALE REPORTING THAT SHE WAS IN MODE WHEN A PERSON SHE KNEW BOUGHT HER A SHOT, FOLLOWING WHICH SHE WAS IN AND OUT OF CONSCIOUSNESS AND COULDN'T TALK PROPERLY

LC-20211009-0386 06:27

ALSO LOG 0387 AND 0438

STAFF REPORTING MALE ATTACKING CUSTOMER AND STAFF - HEADBUTTED BARSTAFF - MALE TAKEN TO HOSPITAL

ONE REPORT STATES BROTHER WAS THROWN DOWN THE STEPS BY DOOR STAFF

LC-20211017-0351 06:50

MALE BEEN ASSAULTED IN THE CLUB - THREE FEMALES SCREAMING AND SHOUTING AT HIM

LC-20211024-1455

INF BELIEVES DOORMEN FROM MODE ASSAULTED HIM - INF HAS BEEN AT HOSPITAL

LC-20211031-0408 03:55

MALE REPORTING DOOR STAFF HAVE KEPT HIS PROVISIONAL LICENCE AND REFUSING TO GIVE IT BACK

SPOKE TO MANAGER WHO WILL ENQUIRE, BUT THE ONLY REASON THEY WOULD NOT GIVE IT BACK IS IF IT WASN'T HIS ID IN THE FIRST PLACE

LC-20211031-1055 04:30

17 YEAR OLD VICTIM ASSAULTED BY *****

HE WAS WORKING IN PROJECT UNTIL 430 HRS AND WENT TO MODE. VICTIM THREW ICE CUBE OVER THE BALCONY AND ***** PUNCHED HIM. HE THEN HEADBUTTED HIM AND BOUNCERS HAD TO STOP IT. HE HAS SINCE BEEN TOLD HE WON'T BE GETTING PAID

LC-20211031-1172 03:30

INF BELIEVES WAS SPIKED. WAS IN EUROPA THEN WENT TO MODE WHERE STARTED FEELING UNWELL.

BOUNCER PAID FOR TAXI TO TAKE HER TO HOSPITAL WHERE BLOODS WERE TAKEN ETC

LC-20211105-0174 05:26

CONFUSING LOG OF A POTENTIAL SPIKING. CALLER REPORTING THAT DOOR STAFF HAVE TOLD HIM THAT A FEMALE HAS BEEN SPIKED INSIDE THE VENUE.

UPON ARRIVAL STAFF HAVE NO DETAILS OF THE VICTIM WHO HAD LEFT THE VENUE. STAFF STATE THAT THE MALE HAD BEEN SITTING IN A BOOTH FOR 1 HOUR AND KEPT TRYING TO PUT WAHT

APPEARED TO BE WHITE ROCKS IN PEOPLES DRINKS. STAFF Poured THE DRINK AWAY AND DID NOT SEPARATE THE GLASS FROM OTHER GLASSES.

LC-20211106-0254 05:26
16YO MALE ASSAULTED BY TWO MALES IN MODE

LC-20211106-0295 04:56
ONE ARRESTED D&D. NO FURTHER DETAILS

LC-20211107-0374 06:47
ORIGINAL REPORT FROM AMBULANCE RE AN ASSAULT. ON ARRIVAL TWO PEOPLE ARE INJURED BUT STATE NO ASSAULT HAS TAKEN PLACE, BUT THEY HAVE FALLEN ON A GATE
ALSO LOG 0495 AND 0686
LOG 0686 - FEMALE HAS BADLY DAMAGED FACE AND MAY REQUIRE PLASTIC SURGERY. FEMALE HAS TOLD FATHER SHE WAS GLASSED IN THE CLUB AND IT WAS NOT DUE TO A FALL

LC-20211109-0633
EMAIL REPORT
AGGD BELIEVES SHE WAS SPIKED ON SATURDAY NIGHT. LAST THING SHE REMEMBERS IS BEING IN A NIGHT CLUB THEN SHE WOKE UP IN HOSPITAL WITH NO RECALL OF ANYTHING THAT HAD HAPPENED. SHE WAS IN PROJEKT FOR 20 MINS THEN WENT TO MODE. SHE REMEMBERS BEING AT THE BAR AT 6.15AM AND THEN BLACKED OUT AFTER THAT

LC-20211112-0142 03:43
TWO ARRESTED D&D AND ONE FOR CRIMINAL DAMAGE TO A VEHICLE

LC-20211112-0198 06:18
ALSO LOG 0197
MALE REPORTING HE HAS BEEN ASSAULTED BY 2 ASIAN MALES, THINK HIS NOSE IS BROKEN - THEY ARE WAITING OUTSIDE FOR HIM. SPOKE TO ***** WHO SATES ** IS IN THE PUB BEING A NUISANCE REFUSING TO LEAVE AND THEY HAVENT SEEN AN ASSAULT

LC-20211113-0424 07:00
APPROX 06.30/07.00 MY FRIEND AND HIS GIRLFRIEND WERE INVOLVED IN A SITUATION. MY FRIEND WAS ASSAULTED AFTER HE WAS ACCUSED OF SPIKING SOMEONE. I TRIED TO SEPERATE MY FRIEND HIS GF WAS ALSO ASSAULTED. OCCURED SIDE STREET NEXT TO MODE. MY FRIEND HAD Â£1000 STOLEN IN THE INCIDENT ALONG WITH I-PHONE 12.
**** HAS FRACTURED JAW.

LC-20211113-0312
I HAVE BEEN TOLD THERE IS A BIG FIGHT OUTSIDE MODE . AT SCENE NOBODY BRAWLING HERE BUT THERE IS A TOPLESS FELLA WALKING TOWARDS TO TRAFFIC LIGHTS MALE DETAINED ON C/R LOG

LC-20211113-0232 03:01
AMB REPORTING 22 Y/O MALE HAS BEEN ATTACKED, SERIOUS BLEEDING TO THE HEAD. - ATTACKER HAS GONE, STRUGGLING TO CONTROL BLEEDING, PATIENT IS PALE. - POSSIBLY TWO VICTIMS. VICTIM'S FRIEND ARRESTED D&D

LC-20211113-0324 04:53

***** REPORTING MALE HAS HIT HIS GIRLFRIEND DOOR STAFF INTERVENED THEN BOTH THE MALE AND FEMALE HAVE STARTED ATTACKING THE DOOR STAFF

LC-20211112-0198 06:18

INFT IS REPORTING HE'S JUST BEEN ASSAULTED BY 2 MALES, 2 ASIAN MALES IN THEIR 30'S, INFT SAYS HIS FACE IS ALL BROKEN - THINK HIS NOSE IS BROKE. THEY'RE WAITING OUTSIDE FOR HIM NOW - HE SAYS HE'S SCARED TO GO OUTSIDE NOW.

SPEAKING TO THE MANAGER - ***** IS IN THE PUB CAUSING A SCENE REFUSING TO LEAVE. THEY HAVENT SEEN AN ASSAULT. THERE WAS AN ISSUE DOOR STAFF RESOLVED EARLIER ON BUT OTHER THAN THAT NOTHING. MALE IS BEING A NUISANCE TO STAFF. MALE HAS A SLIGHT LACERATION ABOVE HIS EYEBROWN

LC-20211112-0142

EF20N 2 MALES ARRESTED FOR D&D AND ALSO ONE FOR CRIMINAL DAMAGE. VW GOLF DAMAGED

LC-20211113-1844 02:52

CCTV OPERATOR INFORMED POLICE ABOUT AN INDIVIDUAL BEING ASSAULTED BY SIA SECURITY GUARD OUTSIDE ***** IN THE CAR PARK(COWS LANE) AT THE BURNLEY TOWN CENTRE.

AT THIS INCIDENT ***** IS THE VICTIM, ***** (SECURITY GUARD) IS THE FIRST SUSPECT AND ***** (SECURITY GUARD) IS THE SECOND SUSPECT.

OFFICERS ATTENDED THE SCENE AND MEET ***** AND ***** ***** HAD BLOOD ON HIS FACE AND WAS GIVEN FIRST AID ***** DID NOT NEED AND DID NOT WANT AN AMBULANCE.

UPON BEING ASKED ***** DID NOT WANT TO PROCEED WITH THIS INVESTIGATION AND ***** HAS ALSO SIGNED OFFICERS PNB STATING THIS.

***** STATED THAT HE DID NOT USE UNNECESSARY FORCE TOWARDS ***** *****

STATED HE HAD ONLY PUT ***** INTO AN ARM LOCK INORDER TO CALM HIM DOWN.

OFFICERS GAVE ***** AND ***** STRONG WORDS OF ADVICE.

SEE ATTACHED EMAIL FROM OIC REGARDING DOORSTAFF FROM MODE

LC-20211114-0310 04:17

OFFICERS HAVE ATTENDED HAMMERTON STREET, OUTSIDE OF MODE NIGHTCLUB IN BURNLEY ON SUNDAY 14TH NOVEMBER 2021. REPORTS HAD COME IN FROM AMBULANCE AT APPROXIMATELY 04:17 STATING THEY HAD A MALE ON THE PHONE WHO WAS CLAIMING TO HAVE BEEN ASSAULTED. THE MALE WAS DESCRIBED AS SOUNDING AGGRESSIVE.

UPON INITIAL ATTENDANCE, THE DID NOT MAKE HIMSELF KNOWN TO OFFICERS AND THERE WAS NO ONE WITH AN OBVIOUS ASSAULT INJURY.

RECALL WAS MADE TO THE MALE AND OFFICERS REATTENDED AT 04:45HOURS. MALE HAS PRESENTED TO OFFICERS. MALE CLAIMED THE ASSAULT HAPPEN OUTSIDE MODE NIGHTCLUB. HE CLAIMED HE HAS BEEN PUNCH IN THE FACE "POSSIBLY TWICE", ONLY DESCRIPTION GIVEN AS ASIAN MALE, 5FT 9INCHES, APPROXIMATELY 20 TO 30 YEARS OLD, SHORT BLACK HAIR. POSSIBLY WEARING GLASSES, VICTIM NOT ABLE TO PROVIDE ANY FURTHER DESCRIPTION.

MALE CLAIMED THAT THE ASSAULT HAPPENED OVER 1 HOURS PRIOR TO POLICE ARRIVAL AT APPROXIMATELY 03:00HOURS. MALE HAD BRUSING TO HIS RIGHT EYE AREA AND HIS RIGHT EYE WAS CURRENTLY BLOODSHOT. MALE STATED THAT HE HAD LOST HIS WALLET INSIDE MODE. OFFICERS SPOKE TO DOOR STAFF WHO CLAIM THAT MALE HAS NOT BEEN INSIDE MODE AS HE WAS REFUSED ENTRY THIS EVENING, THERE FOR HIS WALLET WOULD NOT BE INSIDE THE NIGHTCLUB. STAFF AT MODE ALSO CLAIM THAT THE MALE WAS CAUSING PROBLEMS OUTSIDE THE CLUB.

LC-20211114-033 04:46

REPORT OF MULTIPLE FIGHTS GOING ON OUTSIDE MODE - FRIEND BEEN STAMPED ON
ON ARRIVAL NOTHING WAS ONGOING AND NO ONE PRESENTED THEMSELVES TO THE POLICE - A
GROUP DID MAKE OFF WHEN POLICE ARRIVED THOUGH

LC-20211116-0298

ALSO LOG LC-20211116-0497

THE INFT IS WANTING TO REPORT THE NIGHTCLUB FOR HAVING UNDER AGE STAFF WORKING
THERE - THE INFT HAS SEEN SOME TXT CONVERSATIONS SCREEN SHOTTED CONFIRMING THAT
THERE IS A 16YR OLD WORKING AT THE CLUB

LC- 20211120-0306

THE ABOVE LOG AND INVESTIGATION RELATE TO AN INCIDENT AT MODE NIGHT CLUB IN BURNLEY,
WHEREBY A MALE WAS PUNCHED IN THE FACE INSIDE THE NIGHT CLUB ON THE DANCE FLOOR
LEAVING HIM WITH A BROKEN JAW IN 2 PLACES.

POLICE WERE CALLED AT 04:07 HOURS TO FIND A MALE IN THE BACK OF AN AMBULANCE BEING
TREATED FOR INJURIES.

CCTV WAS PROVIDED BY STAFF AT THE NIGHT CLUB ON THE EVENING. THE CCTV IS OF A POOR
QUALITY AND ALTHOUGH A MALE IS SEEN PUNCHING ANOTHER PERSON IN THE CLUB, BOTH VICTIM
AND SUSPECT ARE UNIDENTIFIABLE FROM CCTV.

VICTIM IS STILL IN HOSPITAL AWAITING SURGERY ON BROKEN JAW.

LC-20211120-0402 06:52

REPORT OF 15 - 20 MALES FIGHTING IN THE STREET

LC-20211127-0492 06:45

INFORMANT IS REPORTING PEOPLE FIGHTING OUTSIDE MODE -- THERE ARE 30 PEOPLE FIGHTING IT
IS A MIXTURE OF MALES AND FEMALES -- THEY ARE NOW NEAR THE JOB CENTRE

LC-20211203-0191 05:16

FEMALE REPORTING SHE HAS BEEN SEXUALLY ASSAULTED - WAS GRABBED BY HAIR AND BENT OVER
BY GANG OF ASIANS

FEMALE COULD NOT PROVIDE CLEAR ACCOUNT DUE TO INTOXICATION. WILL BE REVISITED WHEN
SOBER FOR A CLEAR ACCOUNT

LC-20211205-0309 06:21

THIRD PARTY REPORT OF ASSAULT OF MALE KICKED IN HEAD AND ON FLOOR UNCONSCIOUS
ON ARRIVAL STAFF STATE AT NO POINT WAS MALE UNCONCIOUS AND ALLEGED VICTIM
UNCOOPERATIVE

LC-20211205-0324 07:09

AMB REPORTING ASSAULT - MALE UNCONSCIOUS AND TAKEN TO HOSPITAL. NO OFFENDER ON
SCENE

LC-20211206-0600 05:30

ONLINE REPORT OF ASSAULT IN SMOKING AREA OF MODE - PUNCHED TO HEAD SEVERAL TIMES BY MALE
PR APPT MADE

LC-20211211-0969 02:00

ASSAULT IN MODE

INF WAS KNOCKED OUT AND KICKED IN THE JAW WHILST UNCONSCIOUS - UNDERWENT SURGERY AT RBH FOR FRACTURED JAW.

LC-20211212-0397 06:58

ALSO LOG 0398

MULTIPLE FIGHTS GOING ON OUTSIDE MODE - 1 MALE ON FLOOR WITH ABOUT 20 PEOPLE JUMPING ON HIM AND KICKING HIM

PATROL ARRIVED - LOTS OF PEOPLE - THERE HAVE BEEN A FEW SCUFFLES AND BOUNCERS HAVE SORTED IT OUT. EVERYONE HAS DISPERSED, HEADED INTO TOWN TO GET TAXIS. NO VICTIMS HAVE COME FORWARD

LC-20211217-0125 03:08

CALL FROM AMBULANCE STATING A MALE HAD BEEN A VICTIM OF A ROBBERY AND HAD BEEN HIT OVER THE HEAD.

ON POLICE ARRIVAL THE VICTIM WAS EXTREMELY INTOXICATED WHETHER THROUGH DRINK OR DRUGS. HE STATES HE HAD BEEN PUNCHED IN THE FACE. HE STATED THAT HE HAD LOST HIS PHONE ON THE STREET AND CONFIRMED IT HADN'T BEEN STOLEN.

WHILST GETTING DETAILS FROM THE VICTIM HE RAN OFF FROM POLICE AND REFUSED TO COME BACK. HE REFUSED TO PROVIDE A PHONE NUMBER TO CONTACT HIM ON. HE REPEATEDLY GAVE POLICE AN INCORRECT NUMBER.

LC-20211218-0460 07:34

FEMALE BEING ABUSIVE TO DOORSTAFF. CLAWING AT STAFF AND TRYING TO GET BEHIND THE BAR. PREMISES CLOSED ON POLICE ARRIVAL

LC-20211225-0241 06:21

MALE ASSAULTED FROM BEHIND AND KNOCKED UNCONSCIOUS

LC-20211231-0758

MALE ASSAULTED IN SMOKING AREA

MINOR INJURIES AND DOES NOT WANT ANY ACTION TAKING

LC-20220102-0326

THE VICTIM WILL STATE ON SATURDAY 1ST JANUARY 2021 AT APPROXIMATELY 23:30/23:45 HOURS SHE WENT OUT IN BURNLEY TOWN CENTRE FOR A NIGHT OUT. THE VICTIM WILL STATE SHE WENT OUT WITH A FRIEND CALLED ***** (19) HOWEVER SPENT THE NIGHT SPEAKING TO NUMEROUS FRIENDS. THE VICTIM WILL STATE SHE STARTED AT BEES KNEES THEN PROJEKT AND FINALLY IN MODE NIGHTCLUB, HAMMERTON STREET. THE VICTIM WILL STATE SHE WAS DRINKING HER USUAL AMOUNT AND MADE PAYMENTS FOR THE DRINKS VIA APPLE PAY ON HER PHONE. THE VICTIM WILL STATE SHE REMEMBERS BEING AT MODE AND SEEING THE SUSPECT ***** THERE. THE VICTIM WILL STATE ***** TOLD HER "I FANCY YOU" AND KEPT "TRYING IT ON" WITH HER BUT SHE TOLD HIM "NO." THE VICTIM WILL STATE THAT SHE WAS DRUNK.

THE VICTIM WILL STATE SHE CANNOT REMEMBER LEAVING MODE HOWEVER THE NEXT THING SHE

WOKE UP TO WAS BEING IN AN UNKNOWN ADDRESS, THE VICTIM WILL STATE THAT SHE HAS WOKEN UP WITH NO UNDERWEAR ON WHICH SHE WAS HIGHLY DISTRESSED ABOUT. THE VICTIM WILL STATE THAT ***** WAS PRESENT AND PHONED HER A TAXI. (THE TAXI IS FROM ***** THE VICTIM WILL STATE THAT SHE WOKE UP IN A BED AND SAW BUNKBEDS. THE VICTIM WILL STATE SHE GOT THE TAXI HOME AND TOLD HER MOTHER THAT SHE HAD BEEN 'RAPED.'THE VICTIM WILL STATE THAT SHE DOES NOT HAVE ANY INJURIES OR SORENESS HOWEVER FEELS AS THOUGH SOMETHING HAS HAPPENED. THE VICTIM WILL STATE THAT SHE HAS HAD A ONE NIGHT STAND BEFORE HOWEVER HAS NEVER HAD NO RECOLLECTION OF WHAT HAS TAKEN PLACE OR TO HAVE HER UNDERWEAR MISSING

LC-20220107-0132 04:46

THIS IS A CASE OF SECTION 39 COMMON ASSAULT WHEREBY THE AGGRIVED ***** ***** IS BITTEN ON THE UPPER SIDE SECTION OF HIS RIGHT ARM BY THE DEFENDANT ***** ***** CAUSING REDNESS AND BRUISING.

POLICE ARE CONTACTED ***** ***** STATING THAT A DRUNK FEMALE IS DAMAGING HIS CAR BY KICKING IT ***** STATES THAT THE FEMALE HAD BEEN KICKED OUT OF MODE NIGHTCLUB IN BURNLEY

POLICE ATTENDED AND FIND ***** INTOXICATED SITTING ON THE OPPOSITE SIDE OF THE ROAD. ***** WAS CRYING AND APPEARED QUITE APOLOGETIC. POLICE THEN SPEAK WITH ***** WHO STATED ***** HAS RANDOMLY APPROACHED HIS CAR AND STARTED KICKING IT. HE WOULDN'T PROVIDE A REASON AS TO WHY SHE WAS DOING THIS.

WHIST POLICE WERE SPEAKING WITH ***** ANOTHER MALE, ***** ***** APPROACHED STATING THAT HE HAD BEEN BITTEN BY ***** ON THE UPPER INSIDE SECTION OF HIS LEFT ARM. WHEN POLICE ASKED WHY ***** HAD BITTEN HIM HE COULDN'T PROVIDE A DEFINITIVE ANSWER AND KEPT WANDERING OFF. IT WAS ALSO APPARENT THAT ***** WAS INTOXICATED

LC-20220114-0207 06:53

CALL FROM RECEPTIONIST AT CROW WOOD STATING THAT TWO 17YO GIRLS HAVE GOT INTO TAXI. MALE DRIVER UPSTAIRS IN HIS FRIEND'S ROOM. THE GIRLS ARE ***** AND ***** - BOTH ARE IN CARE AT ***** ***** BUT HAVE BEEN WORKING BEHIND THE BAR AT MODE NIGHTCLUB. VEHICLE IS SILVER FORD FOCUS (***** *****)

BOTH GIRLS HAD BEEN REPORTED MISSING.

DRIVER HAD PROMISED GIRLS TIME IN THE SPA.

VRM INCORRECT - FURTHER DIGGING AND CSE AWARE.

LC-20220114-0468

EMAIL FROM SOCIAL WORKER

REPORTING THAT MODE IS EMPLOYING (CASH IN HAD BASIS) PEOPLE WHO ARE 17 YEARS OLD AND ARE WORKING BEHIND THE BAR SERVING ALCOHOL. ONE IS A LOOKED AFTER CHILD BEING SUPPORTED BY CSC

TRADING STANDARDS HAVE BEEN EMAILED

LC-20220116-0227 04:02

PATROL FLAGGED DOWN BY DOORSTAFF WHO REPORTED MALE WAS SPIKING PEOPLES DRINKS. SEARCH WAS NEGATIVE

LC-20220121-0207 05:02

MALE ABOUT TO GO INTO MODE AND TOLD BY 2 MALES THEY WERE GOING TO TWAT HIM AND CHASED HIM DOWN HE STREET - PHONE FELL OUT OF POCKET AND THEY KEPT IT

MALE STATES OFFENDERS BOTH WORK AT MODE
PR APPT MADE

LC-20220123-0531 05:30

JUST LEAVING MODE WHEN A GROUP OF LADS SET ON INF PARTNER - PUNCHED HIM SEVERAL
TIMES AND KICKING HIM WHEN HE FELL TO THE GROUND. THEY ALSO TOOK HER HANDBAG FROM
HER
STRUGGLING TO GET HOLD OF AGGD FOR FUTHER

LC-20220128-0660 03:30

REPORT OF ASSAULT WHILST IN CLUB - AGGD PHONE ALSO TAKEN. ASSAULTED BY GROUP OF
FEMALES WHO HAVE BEEN EGGED ON BY BOUNCERS AND THEN BOUNDERS THREW HER DOWN THE
STAIRS. ONE OF THE OFFENDERS IS KNOWN TO BE BOUNCER AT PANAMAS

LC-20220130-0384 05:52

***** REPORTING HE HAS BEEN ASSAULTED BY BOUNDERS AND THEY HAVE THREATENED
TO KILL HIM
NEEDS RECALLING TO MAKE PR APPT

LC-20220130-0427

MALE REPORTING LOADS OF PEOPLE KICKING OFF AND MALE HAS KNOCKED A GIRL OUT. MALE
SOUNDED INTOXICATED AND WILL NOT GIVE DETAILS
ON ARRIVAL THERE IS A LARGE GROUP, BUT NO FIGHTING CURRENTLY. SPOKE TO DOOR STAFF
WHO STATED THERE HAS BEEN NOBODY ON THE FLOOR OR UNCONSCIOUS. WILL TRY AND GET THE
CROWDS MOVING

LC-20220201-0468 03:00

AGGD WAS COMING OUT OF MODE AND A GROUP OF MALES APPROACHED THEM AND ATTACKED
THEM - BRUISING TO TEMPLE, SWOLLEN EAR, BRUISED AND TWO BROKEN TEETH
PR APPT MADE

LC-20220204-0102 02:49

ANON CALLER REPORTING DOORMEN HAVE JUST TRIED SELLING HIM COCAINE - SAID I LOOKED LIKE
I DID SNIFF AND I WAS NOT ALLOWED IN UNLESS IT WAS BOUGHT FROM THEM.
CALLER SOUNDED QUITE INTOXICATED AND POSS UNHAPPY HE HAS NOT GOT INTO THE CLUB

LC-20220204-0194 07:34

FEMALE SAT ON GROUND ON TRAFALGAR SQUARE
VERY DRUNK FEMALE WHO LIVES IN TODMORDEN
BEEN ON NIGHT OUT - WAS IN THE ***** INITIALLY AND MODE FOR THE REST OF THE NIGHT
FEMALE TAKEN HOME BY PATROLS

LC-20220204-0540

INF IS RINGING TO ADVISE OF PROBLEMS HAPPENING INSIDE MODE CLUB HE SAYS THE DOOR STAFF
ARE INVOLVED IN DRUG DEALING AND DRUG SUPPLY INSIDE THE CLUB. HE ADDS THEY OFTEN
ASSAULT INNOCENT PARTIES AND INSTIGATE FIGHTS AND EGG THEM ON, RECORDING FIGHTS AND
POSTING ON SOCIAL MEDIA. HE ALSO SAYS THAT IF THE DOOR STAFF NOTICE ANYONE ELSE IN THE
CLUB SELLING DRUGS THEY WILL TAKE THE DRUGS OFF THEM AND SELL FOR THEMSELVES
TO CORNER THE MARKET HE SAYS IF THEY DONT LIKE THE LOOK FO SOMEONE THEY REFUSE TO LET
THEM IN OR BACK IN AND IF THEY ARE CHALLENGED THAT PERSON GETS BEATEN UP INF ALSO SAYS

THEY OFTEN LET IN UNDER AGE GIRLS AND REFUSE ENTRY TO UNDERAGE LADS SO QUESTIONS THEIR INTENT

LC-20220206-0336 06:49

AMB REPORTING 22 YEAR OLD MALE ASSAULTED OUTSIDE CLUB AND HAS BEEN UNCONSCIOUS AND IS INJURED
MALE WAS PUNCHED IN SHOULDER AND KNOCKED OUT - REFUSED TO GIVE FURTHER DETAILS AND MALE HAS NOW LEFT THE AREA

LC-20220206-0835

INF HAS HAD JACKET STOLEN WITH PASSPORT INSIDE POCKET FROM CLUB - HE WAS THERE ALL NIGHT (2200-0630HRS)

LC-20220208-0989

INF WAS ASSAULTED WHILST DRUNK AT MODE - NOT SURE WHO ATTACKED HIM, BUT THERE WERE MULTIPLE OFFENDERS
EARLY HOURS OF SUNDAY MORNING
PR APPT MADE

LC-20220211-0201 06:41

AMB REPORTING FEMALE ASSAULTED OUTSIDE MODE - 18 YEAR OLD GIRL HAS BEEN HIT AND IS IN AND OUT OF CONSCIOUSNESS
PATIENT WALKED OFF AND CREW CLEARED
MANAGED TO SPEAK TO AGGD WHO STATES THERE WAS A FIGHT IN THE SMOKING AREA AND SHE GOT CAUGHT UP IN IT AND BANGED HER HEAD ON THE WALL

LC-20220212-0270 04:02

FEMALE RANG ON 999 STATING HER DAUGHTER IS AT MODE AND CANT GET HOME AND CAN WE GO AND PICK HER UP
ADVISED TO GET A TAXI

LC-20220213-0347 06:32

ALSO LOG 0346

MALE REPORTING HE HAS BEEN ASSAULTED BY DOOR STAFF - HAS BEEN KNEED IN THE FACE
PATROL SPOKE TO BOUNCERS - MALE HAS NOT BEEN ASSAULTED, HE HAD A ROW WITH HIS GIRLFRIEND AND GOT KICKED OUT

LC-20220215-1521 04:00

FEMALE REPORTING DOOR STAFF OF MODE PUSHED HER DOWN THE STAIRS, LEAVING IT SPRAINED AND HER UNABLE TO WALK
REPORTING IT SO LATE AS IT IS A RECURRING ISSUE WITH THE CLUB - ALSO REPORTING UNDERAGE GIRL FELL AND CRACKED HER HEAD OPEN, THERE ARE MULTIPLE FIGHTS AND INCIDENTS AND UNDERAGE PERSONS ENTERING THE CLUB

LC-20220218-0170 04:24

UNKNOWN OFFENDER WHO IS A DOORMAN AT A NIGHTCLUB TOOK HOLD OF VICTIM BY THE ARM AND ESCORTED HER OFF THE PREMISES AND THREW HER DOWN THE STAIRS CAUSING NO INJURY.

LC-20220220-0895 04:30

ALSO LOG 0326

INCIDENT HAS HAPPENED AT MODE WHERE MALE ***** HAS REPORTED THAT HIM AND HIS PARTNER HAVE BEEN ASSAULTED BY DOOR STAFF. BOTH HAVE BEEN THROWN DOWN THE STAIRS AND ***** HAS HAD TO BE TAKEN TO HOSPITAL. ***** STATED HE DID NOTHING WRONG AND THIS WAS COMPLETELY FOR NO REASON WHAT SOO EVER. ***** IS NOW ON CRUTCHES AND UNABLE TO ATTEND WORK TOMORROW.

LC-20220220-0326 06:19

VICTIM CLAIMS DOOR STAFF ATTACKED HIM - ASIAN MALE WEARING DOOR STAFF UNIFORM OFFENDER IN HOURS OF DARKNESS HAS ASSAULTED VICTIM OUTSIDE MODE NIGHTCLUB USING HIS FISTS CAUSING A LUMP TO FACE AND PAIN TO HIS LEG, THE VICTIM MADE OFF FROM THE SCENE, IT IS UNKNOWN IF THE OFFENDER DID.

LC-20220226-0332

ONE ARRESTED D&D

LC-20220227-0300

POSSIBLE SPIKING

ALSO LOG 0308

AMB REPORTING FEMALE BEEN SPIKED. FEMALE IS 17 YEARS OLD AND WAS USING FAKE ID FEMALE HAS SMALL POTENTIAL PUNCTURE WOUND - AGGD IN HOSPITAL AWAITING BLOOD TESTS - SHE CANNOT REMEMBER ANYTHING AFTER 0100HRS IN MODE (WAS IN PROJEKT AND SHIPS AND GIGGLES BEFORE)

MOTHER OF CHILD HAS COMPLAINED RE MODE TO COUNCIL (SEE ATTACHED EMAIL)

LC-20220306-0334

MALE REPORTING HE HAS BEEN IN MODE AND STAFF HAVE THROWN HIM OUT. MALE SAID SAME MALE TOOK HIS PHONE A WHILE AGO
MALE ADVISED TO TAKE THIS UP WITH CLUB

LC-20220312-0434 08:59

INF HAS BEEN ASSAULTED OUTSIDE MODE 45 MINS AGO BY HIS BROTHER FOLLWOING AN ARGUMENT

LC-20220315-0609

INF WAS COMING OUT OF TOILETS IN MODE AND FEMALE HIT INF AND SHE HAS A BLACK EYE
PR APPT MADE

LC-20220320-0269 05:59

FEMALE HAS BEEN REMOVED FROM CLUB BY DOOR STAFF AND RINGING POLICE BECAUSE ALL HER BELONGINGS ARE STILL INSIDE
FEMALE TOLD TO RETURN FOR HER BELONGINGS WHEN SOBER

LC-20220320-0284 06:50

MALE ASSAULTED INSIDE CLUB - STATING HE WAS ATTACKED BY MULTIPLE MALES
MALE ATTENDED HOSPITAL AND PR APPT MADE

LC-20220327-0184 03:04

INITIAL REPORT OF A SPIKING OF A FEMALE DUE TO HER BEING IN AND OUT OF CONSCIOUSNESS AND SLUMPED OVER. FOLLOW UP ENQS REVEAL NO SPIKING AND JUST TOO MUCH ALCOHOL

LC-20220330-1494 05:30

MALE ASSAULTED BY BOUNCERS - THEY ACCUSED HIM OF TAKING COCAINE AND REMOVED HIM - HE DID NOT RESIST, BUT HAS BEEN INJURED
PR APPT MADE

LC-20220402-0318 08:12

INFT STATING THAT HE WAS HOSPITALISED BY A BOUNCER, MALE THEN STARTED TO TALK ABOUT HOW HE HAS LOST HIS PHONE AND THAT WAS WHAT HE ORIGINALLY CALLED POLICE FOR TO SEE IF IT HAD BEEN HANDED IN.

RECALL FROM ***** IS SAYING THE BOUNCER ASSAULTED HIM TWICE HE WAS ASSAULTED OFF HIM ON THE 31 MARCH AND ENDED UP IN THE BACK OF AN AMBULANCE HE WENT HOSPITAL , THEY THOUGHT HE HAD A BLEED ON THE BRAIN BUT HE DISCHARGED HIMSELF BEFORE THIS WAS CONFIRMED HE WAS THEN MEANT TO GO FOR A CT SCAN. THE SAME BOUNCER HAS ALSO ASSAULTED HIM AGAIN LAST NIGHT THE BOUNCER SAID TO HIM YOUR BARRED AND THEN STARTED PUSHING HIM OUT AND THEN ATTACKED HIM PUSHED HIM ONTO THE GROUND

LC-20220415-0130

MALE REPORTING HE IS IN DANGER AND PEOPLE WANT TO 'JUMP HIM' MALE SOUNDS INTOXICATED AND CLEARED. NO REPLY ON RECALL
PATROL BEEN PAST 3 TIMES AND SPOKEN TO DOOR STAFF WHO HAVE HAD NO ISSUES

LC-20220417-0338 05:40

FEMALE IN MODE AND HER EX BOYFRIEND HAS TAKEN HER PHONE AND REFUSING TO GIVE IT BACK TO HER - CAN HEAR THEM ARGUING
ON ARRIVAL FEMALE HAS GOT HER PHONE BACK AND WILL GO HOME

LC-20220417-0354 06:02

POSS SPIKING. FEMALE REPORTING DIRECT TO OFFICER SHE HAS BEEN SPIKED AT MODE. ADVISED TO GO TO HOSPITAL TO GET CHECKED OVER AND RECALL WITH LOG NUMBER IF THERE IS ANYTHING FOR POLICE

LC-20220501-0354

MALE REPORTING HE WAS EJECTED FROM CLUB BY DOOR STAFF AND ASSAULTED BY ONE OF THEM INF MUM RECALLED TO CANCEL PR APPT - HE SUFFERS FROM ASPERGERS AND HAS NOT BEEN INJURED - JUST VERY EMOTIONAL

LC-20220507-0309 06:34

OFFICER CREATING LOG FOR ASSAULT.MALE HAD MINOR CUT TO LEFT EYE

LC-20220508-0304 05:06

MALE OUTSIDE POLICE STATION REPORTING HE HAS BEEN ASSAULTED IN SMOKING AREA IN MODE - KICKED IN FACE
BY 3 ASIAN MALES

LC-20220521-0334 06:08

A 999 CALL WAS RECEIVED THIS MORNING (21ST) TO A REPORT OF A S18 WOUNDING IN WHICH THE VICTIM HAD BEEN ASSAULTED BY TWO UNKNOWN OFFENDERS. THE OFFENDERS ALSO USED GLASS BOTTLES AS WEAPON IN THE ASSAULT. THIS TOOK PLACE IN THE PRESENCE OF DOOR STAFF, WHO DID NOT CALL THE POLICE OR INTERVENE. 1 MALE WAS ARRESTED AFTER RETURNING TO THE SCENE. THE LICENSE DID ALLOW POLICE TO VIEW THE CCTV FOOTAGE WHICH ASSISTED IN THE POSITIVE ID OF ONE OF THE SUSPECTS. THE DPS WAS NOT ***** , IT WAS A FEMALE PARTY WHO SAID SHE TOOK OVER AT 4AM AFTER PROJECT HAD CLOSED.

LC-20220521-0405 07:56

MALE BEING ASSAULTED OUTSIDE MODE - PUNCHED IN FACE

LC-20220605-0287 05:06

REPORT VIA A AND E THAT A MALE HAS PRESENTED THERE HAVING HAD HIS EAR BITTEN OFF OUTSIDE MODE.MALE AWAITING SURGERY TO REATTACH MISSING PART OF EAR

LC-20220607-1115

EMAIL REPORT FROM INF STATING SHE THINKS SHE WAS SPIKED AND RAPED IN NIGHTCLUB. THERE ARE A COUPLE OF HOURS WHERE SHE CANNOT REMEMBER ANYTHING - CAN REMEMBER RUNNING TO BE SICK, LOSING HER BAG AND FINDING IT IN A RANDOM BACK ROOM. SHE HAS CUTS AND SCRATCHES ON HER BODY AND IS BRUISED. INF DOES NOT REMEMBER ANY MAN, BUT FRIENDS SAY SHE WAS GRABBED BY A MALE AND WAS GONE OVER AN HOUR

LC-20220611-0269

AMBULANCE RECEIVED A CALL FROM DOOR STAFF STATING A MALE WAS KNOCKED UNCONSCIOUS. NEGATED AS MALE FALLEN OVER.

LC-20220612-0301 03:12

THIRD PARTY REPORT OF MALE ASSAULTED IN CLUB - PUNCHED IN HEAD -
PR APPT MADE

LC-20220617-0233 06:41

ALSO LOG 0686

CALL FROM N WAS OF A MALE WHO HAS A TONGUE INJURY FOLLOWING AN ASSAULT.MALE MADE OWN WAY THE A AND E.

LC-20220618-0297 05:30

OP GRIP

WALK THROUGH CONDUCTED - TWO ARRESTED D&D. WHILST ARRESTING THEM, MALE HAS BEEN PAVA'D. THIS MADE CROWDS DISPERSE QUITE QUICKLY

FEMALE DEOPPED OFF AT HOME - WAS A BIT DRUNK. NO ID ON HER BUT SAID SHE WAS 18 YEARS OLD

LC-20220626-0182 02:10

INFT SAYING THAT HIS MATE HAS BEEN TAKEN INTO THE BACK OF THE CLUB AND IS BEING ASSAULTED. THE BOUNCERS ARE INSIDE THE CLUB ASSAULTING HIM AT THIS STAGE. INFT STATES THAT THE BOUNCERS HAVE JUST APPROACHED HIS FRIEND AND ASSAULTED HIM.

ON ARRIVAL ALLEGED VICTIM WAS NOT INTERESTED IN SPEAKING TO US - STATED HE HAD NOT BEEN ASSAULTED - THERE WAS JUST A MISUNDERSTANDING AND THEY WERE LEAVING

LC-20220626-0369 05:54

REPORT OF FEMALE KICKING OFF WITH EVERYONE - ESCALATING AS MALES NOW GETTING INVOLVED

POLICE MOVED FEMALE ON

LC-20220703-0321 05:04

FEMALE REPORTING MODE HAVE REFUSED HER ENTRY BUT ARE LETTING IN UNDERAGE PEOPLE. FEMALE SOUNDED DRUNK AND TALKING TO OTHER PEOPLE WHILST ON PHONE TO CALL TAKER

LC-20220709-0323 06:30

AMB HAVE A REPORT OF AN UNCONCIOUS 21 YEAR OLD FEMALE OUTSIDE MODE. THE CALLER TO AMB SAYS SHE IS INTOXICATED AND IS A VICTIM OF DOMESTIC VIOLENCE EARLIER THIS EVENING. SHE HAS A BLACK EYE - THE BOYFRIEND IS NO LONGER ON SCENE. DV HAPPENED AT HOME BUT FEMALE WENT TO MODE BUT PASSED OUT ON DANCEFLOOR AFTER GOING TO THE TOILET.

LC-20220723-0277 05:50

INF WAS IN MODE AND ONE OF BOUNCERS FROM ANOTHER BAR SAID THAT HE OWES HIM MONEY AND CAME OVER AND STARTED ON INF - THEY THEN REMOVED INF FROM CLUB AND CHASED HIM TO SANCTUARY BAR WHERE THEY ASSAULTED HIM - OFFENDER IS **** WHO WORKS AT SHIPS AND GIGGLES. PATROL ATTENDED AND TOOK MALE HOME

LC-20220729-1446

EMAIL REPORT

INF ASSAULTED IN CLUB

PR APPT MADE

LC-20220731-0342 07:07

MALE REPORTING HE HAS JUST BEEN DRIVING PAST MODE AND THERE ARE MULTIPLE PEOPLE LEAVING THE CLUB AND WALKING IN THE MIDDLE OF THE STREETS AND THERE ARE CARS DRIVING THROUGH WIL MALES INSIDE DOING BALLOONS

DOOR STAFF CANNOT CONTROL THE CROWDS THAT ARE LEAVING

LC-20220508-0174

REPORT FROM NWS OF A FIGHT ONGOING OUTSIDE MODE. PATROLS ATTENDED BUT ALL PARTIES HAD LEFT

LC-20220807-0339 06:15

VICTIM AND SUSPECT HAVE LEFT MODE NIGHTCLUB. SUSPECT HAS BEEN SHOUTING AT THE VICTIM AND THEN THREW A MOBILE PHONE AT HER WHICH CONNECTED WITH HER FACE CAUSING A CUT

TO HER NOSE AND HER LEFT EYE TO BE BLOODSHOT. SUSPECT MADE OFF FROM OUTSIDE THE NIGHTCLUB BUT LATER APPROACHED A POLICE PATROL STATING HE HAD THROWN HIS PHONE AT HIS EX GIRLFRIEND. HE WAS ARRESTED.

LC-20220806-0358 06:50

1 ARRESTED OUTSIDE MODE FOR A AND D

LC-20220807-0373 07:37

REPORT OF A GROUP OF 20 FIGHTING AFTER LEAVING MODE, MOSTLY FEMALES. PATROLS REPORT 2 GROUPS SEPARATED, GROUP MAKE OFF BUT CONGREGATE NEAR TO WILKOS

LC-20220807-0773

VICTIM STATES THAT HE WAS ASSAULTED IN MODE IN THE SMOKING AREA BY 3 BLACK MALES AND 1 MALE HAS TAKEN HIS PHONE. NO DOORSTAFF ASSISTED. MALE ATTENDED A AND E AND HAS BROKEN ARM AND LACERATION ABOVE EYE

LC-20220813-0335 06:06

MALE REPORTING DOOR STAFF HAS TAKEN BADGE OFF AND IS FIGHTING WITH PEOPLE SOME PEOPLE KNOCKING ABOUT, BUT ALL SEEMS CALM.

LC-20220814-0292

ASSAULT - NO OTHER DETAILS

LC-20220814-0340 05:07

FEMALE STATING MALE HAS COME UP TO HER MAKING CRUDE COMMENTS TOWARDS ME. NOW WALKING TOWARDS ILLUMINATI

SPOKE TO FEMALE - SHE IS VERY NAIVE AND THIS WAS A CRUDE CHAT UP LINE THROWN AT HER

LC-20220814-0366 05:45

ASIAN MALE FIGHTING AND CAUSING DAMAGE TO TAXIS OUTSIDE MODE

ON ARRIVAL NO ONE MAKING THEMSELVES KNOWN OR COMPLAINING ABOUT ANY DAMAGE

LC-20220814-0503 05:00

ONLINE REPORT OF ASSAULT - 5 ASIAN MALES GOT OUT OF CAR AND ASSAULTED INF. WENT BACK INSIDE MODE WHERE THEY HELPED CLEAN INF UP BEFORE GETTING HIM A TAXI HOME. INF FACE IS A MESS - NEEDS STITCHES

PR APP TO ME MADE

LC-20220815-0359

ALSO LOG 0415

MALE ASSAULTED IN MODE AND ALSO COMPLAINT ABOUT OFFICERS AT TIME

ASSAULTED BY GROUP OF ASIAN MALES AND THINKS IT IS RACIALLY MOTIVATED AS DOORSTAFF DID NOT RESPOND/ASSIST

LC-20220826-0185 04:34

FEMALE REPORTED SHE WAS ASSAULTED BY ANOTHER FEMALE IN MODE - INF WAS IN BATHROOM AND FEMALE STATED HITTING HER WHILST SHE WAS ON THE TOILET. INF STATES FEMALE IS CALLED

***** WORKS AT THE CLUB AND THE BOUNCERS CAME IN AND THREW THE INF OUT. BELIEVE THIS IS GIRL FROM INTEL

LC-20220827-0406 07:50

CALL FROM NWAS RE A FEMALE BEING HIT AND POSSIBLY A BROKEN NOSE.FEMALE LEFT TO RBH,PR APPOINTMENT.04/147756/22

LC-20220828-0387 07:21

CALL FROM NWAS RE A MALE WITH A HEAD INJURY.FROM CCTV,MALE WAS CARRYING HIS GIRLFRIEND ON HIS SHOULDERS AND FELL CAUSING INJURY.X REF LOG 0383

LC-20220904-0358 06:32

MODE ARE KICKING OUT AND VERY BUSY - 8176 REQUESTING MORE PATROLS AS LOTS OF PEOPLE. MALE ARRESTED D&D OUTSIDE MODE. ANOTHER MALE ARRESTED BY MCDONALDS

LC-20220904-1516 04:00

EMAIL REPORT OF ASSAULT

WAS SAT IN A SEATING AREA THAT IS CLOSE TO THE TOILETS, ***** WALKED TO THE SIDE OF ME AND SAID MY NAME TO WHICH SHE HAS THEN PUNCHED ME TO THE RIGHT SIDE OF MY FACE. I PUSHED HER WAY AND TOLD HER I DIDN'T WANT TO FIGHT TO WHICH 3 OTHER PEOPLE CAME RUNNING OVER AND THEY STARTED PUNCHING AND KICKING ME. BOUNCER IN THE NIGHTCLUB CAME RUNNING OVER AND REMOVED ***** AND THE 3 OTHER INDIVIDUALS FROM THE CLUB. INF CURRENTLY AT HOSPITAL HAVING EYE CHECKED OVER. OFFENDER POSSIBLY SAME FROM LOG LC-20220904-0302, CR 04/151556/22 (BEES KNEES)

LC-20220911-0413

CCTV REPORTING SOMEONE KNOCKED OUT, OUTSIDE MODE. UNSURE WHERE AGGED OR OFFENDER WENT

PATROL ATTENDED AND ASNT.

3707 - I AM TOLD THAT DOORMEN TOLD OFFICER THAT THEY HADN'T SEEN ANYTHING. COUNCIL CCTV SHOWS MALE KNOCKED OUT IN MIDDLE OF ROAD, DOORSTAFF WATCHING AND ONE GOES TO PICK HIM UP.

LC-20220902-0235 07:11

MALE BEEN ASSAULTED AND MIGHT HAVE BROKEN ARM AND FEMALE WHO SAYS JAW HAS BEEN SNAPPED

DIDNT SPEAK TO AGGD AT TIME

RECALL FROM MUM ON 040922 - FEMALE IS IN HOSPITAL AS SHE HAS HAD HER JAW BROKEN IN TWO PLACES

LC-20220912-0347

EMAIL REPORT OF ASSAULT ON FRI NIGHT/SAT MORNING. INF WAS WITH GIRLFRIEND WHEN GROUP OF LADS NEXT TO THEM STARTED ARGUING AND SHOVING. HE SAID SOMETHING TO THEM AND WAS PUNCHED IN THE FACE, HIS GIRLFRIEND TRIED PUSHING THEM OFF AND ONE OF THEM HIT HER IN THE HEAD.

PR APPT MADE

LC-20220917-0350 07:10

INFT REPORTING HE HAS BEEN ASSAULTED 5 MINS AGO WHEN COMING OUT THE NIGHTCLUB NO IDEA WHO HAS DONE IT OR WHY THEY HAVE DONE IT INFT WAS PUNCHED IN THE BACK OF THE

HEAD AND HE FELL TO THE FLOOR.
POSSIBLE BREACH OF CONDITION RE EVERYONE OUT BY 630

LC-20220917-0312 06:01

OFFICER WITH A MALE WHO HAS TAKEN SOMETHING HE IS VOMITING CONSCIOUS AND BREATHEING MALE IS 23 YRS. BECAME UNCONSCIOUS.

RESULT: MALE HAS BEEN IN MODE WHEN HE HAS BEEN APPROACHED BY A BOUNCER WHO HAS STATED HE OWES HIM MONEY. MALE HAS BEEN KICKED OUT OF MODE AND MADE HIS WAY TOWARDS HOME. WHILST PASSING THROUGH COW LANE CAR PARK HE HAS BEEN APPROACHED BY TWO UNKNOWN MALES WHO HAVE PULLED HIM TO THE FLOOR, ONE PUNCHING HIM TO THE FACE AND WARNING HIM TO STAY AWAY.

THEN: NO SUGGESTION OF ASSAULT. FOUND COLLAPSED AND PUT IN RECOVERY POSITION AND CPR GIVEN. HAS HAD SIMILAR ISSUES, POSS MS. MALE IN HOSPITAL STILL.

LC-20220918-0301

SUSPECT ***** (OFF DUTY DOOR STAFF) HAS PUNCHED THE VICTIM TO THE FACE WHILST LEAVING THE CLUB CAUSING S18 INJURIES. THE MANAGER HAS ALSO FAILED TO PROVIDE AN ADEQUATE COPY OF THE CCTV VIA NICE AND HASN'T BEEN HELPFUL DURING THE INVESTIGATION. ALSO LOG 0302

LC-20220919-0204 05:39

AMB REPORTING THIRD PARTY REPORT OF MALE BEEN ASSAULTED BY 5 DOOR STAFF - CCTV STATE NOTHING GOING ON AT THE MOMENT AND NO ONE AROUND WHEN PATROL ARRIVED. DESPITE ANOTHER CALL FROM INF STATING THEY HAD SEEN THE ASSAULT

LC-20221002-0033 00:23

FEMALE ON FLOOR OUTSIDE MODE

FEMALE HAS TAKEN MDMA, IS CONSCIOUS AND BREATHING, JUST A LITTLE DAZED. QUITE A FEW PEOPLE APPEAR UNDER THE INFLUENCE WANDERING AROUND
AMB ARRIVED FOR FEMALE

LC-20221002-0205

MALE REPORTING HIS EX GIRLFRIEND HAS BEEN 'TAKEN' BY ASIAN MALES WHILST IN CLUB AND HE HAS BEEN JUMPED BY 4 OF THEM

LC-20220904-1516

CID OFFICER STRUGGLED TO GET CCTV FROM MODE AND WHEN EVENTUALLY DID GET IT, IT HAD BEEN WIPED (SEE EMAIL TRAIL)

LC-20221022-0284 06:40

CCTV - ALTERCATION OUTSIDE MODE FROM CCTV IT LOOKS LIKE THEY HAVE CALMED DOWN AND BEEN HUGGING EACH OTHER CCTV GOING TO CONTINUE TO MONITOR

LC-20221028-0528 03:30

AGGD WAS IN MODE DANCING ON DANCE FLOOR, WHEN DOORMAN ASKED HIM TO FOLLOW HIM - AGGD DID THIS AND WAS LEAD TO A SIDE ROOM WHERE ANOTHER MALE WAS WAITING FOR HIM. THEY CLOSED THE DOOR BEHIND AND AGGD WAS ATTACKED BY BEING KICKED TO HEAD AND BACK AND TOLD THIS IS WHAT HAPPENS WHEN YOU TOUCH OUR GIRLS. PR APPT MADE, BUT AGGD

CANCELLED THIS STATING HE DOESNT WANT TO TAKE IT ANY FURTHER AND WAS ANNOYED THAT HIS MUM REPORTED IT - HE WAS DRUNK AND HAD AN ALTERCATION

LC-20221113-0182 02:23

CALLER IS A SUPPORT WORKER FOR A MALE WHO HAS BEEN ASSAULTED. VICTIM WENT FOR A CIGARETTE AND WAS JUMPED.NO INJURIES BUT SLIGHT BRUISE ON HEAD.VICTIM DOES NOT WANT TO PROVIDE A COMPLAINT. NO EXACT DATE FOR INCIDENT RECORDED

LC-20221113-0273 05:00

MALE HAS FOLLOWED A FEMALE TO HER CAR AND SHE HAS LOCKED HERSELF INSIDE IT, POTENTIAL DV. A SECOND MALE HAS INTERVENED AND HAS BEEN HIT SEVERAL TIMES BEFORE FEMALE AND OFFENDER HAVE LEFT IN THE VEHICLE

LC-20221114-0260

NFT REPORTING THAT EARLY HOURS OF SATURDAY MORNING SHE WAS ASSAULTED BY A MALE -- INFT HAS A FEW BRUISES TO HER HEAD AND A DEEP CUT TO HER LIP -- SHE DOESN'T RECALL MUCH OF WHAT HAS HAPPENED BUT THEY'RE ARE WITNESSES -- SHE GOT A TAXI HOME AFTER THE INCIDENT

PR APPT MADE

LC-20221120-0255

CCTV HAVE CREATED A LOG TO STATE THAT THERE HAD BEEN AN ASSAULT OUTSIDE OF MODE. A LARGE SET ASIAN MALE HAD PUNCHED A MALE TO THE FACE KNOCKING HIM TO THE FLOOR. OFFICERS HAVE ATTENDED THE LOCATION AND CCTV HAVE STATED THAT OFFENDER HAD WALKED AROUND THE SIDE ALLEY OF MODE TOWARDS THE PARKED CARS. HAVING GONE TO THE SIDE DOOR IN THE ALLEYWAY WHICH IS THE ONLY WAY OUT OF THE ALLEYWAY STAFF STATE THAT THERE WAS NO WAY THIS MALE WOULD HAVE ENTERED THROUGH THIS DOOR AS IT WAS A STAFF AREA AND THEY WOULD HAVE NOTICED HIM.

OFFICERS CONDUCTED A WALKTHROUGH AND SEARCHED THE PREMISE AND LOCATED THE SUSPECT ***** IN THE STAFF AREA HAVING A CIGARETTE. OFFENDER IS CONFIRMED BY CCTV HAVING REMOVED HIM FROM THE PREMISE.

PC **** REQUESTED ***** TO REVIEW THE CCTV AT THE SCENE TO ESTABLISH IF THE SUSPECT HAD REENTERED THE STAFF AREA AND SHE STATED SHE COULDN'T AS SHE WAS BUSY AND WOULD ONLY BE ABLE TO RESPOND TO A NICE REQUEST. A NICE REQUEST HAS BEEN SENT GIVING THEM 48HRS TO RESPOND AS PER THE LICENCE. IT IS WORTH NOTING THAT THIS OCCURRED OUTSIDE THE DOORS AND DOOR STAFF HAVE DONE NOTHING TO INTERVENE OR CONTACT POLICE REGARDING A BLATANT ASSAULT. 04/193056/22

LC-20221202-0082 02:11

MALE ARRESTED OUTSIDE FOR DRUG DRIVING, SECT 165 AND NO LICENCE - BEEN AN ISSUE WITH HIS EX GF WHO HE HAS COME ACROSS WHILST I HAVE BEEN WITH HIM

LC-20221204-0258 04:45

CCTV REPORTING THE OCCUPANTS OF A VEHICLE DOING BALLOONS AND ANOTHER MALE WALKING AROUND THE VEHICLE.MALE THEN ENTERS MODE

LC-20221204-0318 07:03

REPORT FROM NWA5 OF A 25 YEAR OLD MALE KNOCKED UNCONSCIOUS OUTSIDE MODE.CCTV
NOTE A MALE ON THE GROUND BUT EVERYONE WANDERED OFF

LC-20221204-0786

REPORT FROM THE FATHER OF THE VICTIM THAT HIS SON WAS ASSAULTED BY DOOR
STAFF.INFORMANT STATES THAT HIS SON INTERVENED WHEN A FRIEND WAS BEING ASSAULTED BY
DOOR STAFF AND WAS ALSO ASSAULTED CAUSING A BROKEN EYE SOCKET AND POTENTIAL
PERMANANT LOSS OF SIGHT.

LC-20221205-1262

INF ASSAULTED INSIDE CLUB NEAR BAR - UNKNOWN MALE CAME UP TO HIM AND PUNCHED HIM IN
THE FACE
PR APPT MADE

LC-20221223-0185 07:04

REPORT FROM CCTV OF A SCUFFLE OF ST JAMES STREET AND A FURTHER CALL FROM MCDONALDS
OF AN ASSAULT.16 YEAR OLD MALE ADMITTED TO OFFICERS THAT HE HAD BEEN IN MODE BUT
HADNT BEEN DRINKING ALTHOUGH APPEARED UNDER THE INFLUENCEX REF LOG 191

LC-20221228-0047 05:00

ONLINE REPORT.NAMED MALE FORCED VICTIM TO LEAVE PREMISES BY FORCE AND ASSAULTED
THEM IN NEARBY STREETS.04/210891/22

LC-20221225-0186

CALL FROM CCTV OF A SCUFFLE OUTSIDE THE PREMISES BUT ALL PARTIES LEFT IN
VEHICLES.UNKNOWN IF CONNECTED BUT UPDATE FROM CCTV THAT OFFENDER APPRAOCHED 2
ASAIN MALES IN A TAXI AND THROWS 2 PUNCHES AT THEM.NO VICTIMS IDENTIFIED AND NO
COMPLAINTS

LC-20221224-0320 07:14

CCTV REPORT A GROUP OF MALES SQUARING UP TO EACH OTHER BUT PARTIES INVOLVE MAKE OFF
IN A VEHICLE.FURTHER EVIDENCE FROM CCTV REPORTING THE INCIDENT AS AN ASSAULT

LC-20221230-0229 06:14

REPORT FROM CCTV OF 3 MALES FIGHTING OUTSIDE THE PREMISES

LC-20230106-0157 05:21

MANCHESTER ROAD

CCTV REPORTING FIGHT - MALE SAT ON BENCH WITH BOTTLE IN HIS HAND
PATROL SPOKE TO HIGHLY INTOXICATED MALE AND NOT MAKING ANY SENSE. SPOKE TO MODE
DOORSTAFF WHO EJECTED HIM FOR BEING TOO DRUNK AND DIDNT SEE ANYTHING HAPPEN

LC-20230108-0279 04:30

DPS REPORTING 10 PEOPLE FIGHTING SOMEONE HAS BEEN KICKED IN THE HEAD BUT NO INJURIES .
SHE STATES THEY ARE ALL ASIAN MALES . THEY ARE ATTACKING VEHICLES AT THE SIDE OF THE
VENUE

CCTV REPORTING MALES RUNNING DOWN COW LANE

VICTIM OF ASSAULT WHO WAS IN A TAXI HAS CLEARED OFF AND NO ONE COMING FORWARD TO
REPORT BEING ASSAULTED OR VEHICLE DAMAGED

LC-20230108-0294 04:54

NWAS REPORTING ASSAULT - VICTIM UNCONSCIOUS IN CLOAK ROOM. MALE WAS ASSAULTED IN TOILET - HAS FACIAL INJURY AND COUGHING UP BLOOD AND TAKEN TO HOSPITAL
NO WITNESSES HAVE COME FORWARD AND NO SUSPECTS

LC-20230114-0245

***** STATES THAT HE HAS BEEN IN MODE NIGHTCLUB, HAMMERTON STREET BURNLEY. HE HAS BEEN IN THE TOILETS, THE THIRD CUBICLE DOWN, WHEN A MALE HAS KICKED THE CUBICLE DOOR OPEN. THE MALE, KNOWN AS ***, HAS THEN GRABBED *****, TURNED HIM AROUND AND ANALLY RAPED HIM. ***** STATES THAT THERE WERE OTHER MALES IN THE TOILETS THAT WERE TELLING ***** TO STOP. ***** HAS THEN LEFT THE TOILETS.

***** STATES THAT AS HE HAS GONE TO LEAVE THE CLUB, ***** HAS BEEN OUTSIDE (HE WORKS AS A DOOR SUPERVISOR AT THE CLUB) AND ***** HAS GRABBED HOLD OF *****. HE HAS TRIED TO RUN AWAY AND STATES THAT *** ONLY LET GO AS HE HAS GOT THE ATTENTION OF A PASSING CAR

LC-20230115-0257 04:37

STAFF REPORTING ***** ***** HAS BAIL CONDITIONS NOT TO ENTER THE CLUB, BUT HE IS CURRENTLY TRYING TO GET IN BUT BOUNCERS ARE NOT ALLOWING HIM. HE IS NOT BEING AGGRESSIVE AT THE MOMENT BUT HE IS HIGHLY INTOXICATED AND IS BEING A NUISANCE

LC-20230115-0292 05:55

STAFF REPORTING ***** ***** NOW FIGHTING OUTSIDE CLUB. MALE HAS BAIL CONDITIONS NOT BE BE THERE
ON ARRIVAL, MAIN GROUP HAD LEFT

LC-20230115-0316 07:15

ALSO LOG 0317

CCTV REPORTING FIGHT IN THE STREET BY A GROUP
ON ARRIVAL ALL HAD MADE OFF FROM SCENE AND NO ONE CAME FORWARD WITH ANY COMPLAINTS

LC-20230120-0158 04:44

WE MAY GET A CALL IN THE MORNING ABOUT AN ASSAULT FROM A CUSTOMER CCTV - JUST REVIEWED FOOTAGE - MALE DOES GET DRAGGED DOWN THE STAIRS BY DOOR STAFF

LC-20230122-0269 06:08

CCTV MALE HAS BEEN EJECTED FROM MODE AND POSS HAS BEEN KICKED BY SECURITY - CCTV - VIEW WAS SLIGHTLY OBSCURED

LC-20230122-0273

CCTV - MALE HAS JUST BEEN ASSAULTED OUTSIDE MODE - OFFENDER WAS COMING DOWN THE STEPS

THE MALE WHO HAS BEEN ASSAULTED IS THE MALE THAT WAS EJECTED EARLIER
VICTIM ADVISED TO GO TO HOSPITAL - IS UNSURE IF HE WISHES TO MAKE A STATEMENT.
OIC-I DEALT WITH THE ABOVE INCIDENT WHICH WAS AN ASSAULT OUTSIDE MODE. WHEN I ARRIVED ON SCENE A FEMALE TOLD ME SHE HAD ASKED DOOR STAFF FOR HELP WITH THE VICTIM FOLLOWING SEEING HIM NEEDING HELP - I DIDN'T OBTAIN HER DETAILS BUT SHE TOLD ME SHE WAS TOLD BY DOOR STAFF THAT BECAUSE IT HAPPENED OUTSIDE THE VENUE IT "WASN'T THEIR PROBLEM". THIS INCIDENT CLEARLY TOOK PLACE ON THE STEPS OUTSIDE THEIR VENUE AS THE

CUSTOMER AND SUSPECT WERE LEAVING.

ON MY ARRIVAL I ASKED WHAT HAD HAPPENED AND A MALE STOOD ON THE STEPS TOLD ME THE VICTIM WAS "HAVING A SLEEP" - I'M NOT SURE IF HE WAS A MEMBER OF STAFF, BUT THERE WAS DEFINITELY A MEMBER OF DOOR STAFF THERE ALSO WHO WAS NOT DOING ANYTHING TO ASSIST THE VICTIM.

LC-20230120-0158 04:55

I HAVE BEEN STOPPED OUTSIDE BURNLEY POLICE STATION BY A MALE I KNOW TO BE CALLED ***** WHO LIVES ON ***** ***** AND HE HAD A BURST LIP. HE ALLEGED A SECURITY GUARD HAS ASSAULTED HIM AT MODE FOR NO REASON.

***** HAS NOT REPORTED THIS OFFICIALLY AND WAS DRUNK AT THE TIME OF THE INCIDENT.

I HAVE ATTENDED MODE AND I HAVE ASKED A SECURITY GUARD IF THERE HAD BEEN ANY INCIDENTS AND HE STATED NOTHING BEFORE MAKING REFERENCE TO A MALE FALLING DOWN THE STAIRS.

I HAVE REVIEWED CCTV AND IT CLEARLY SHOWS ***** BEING DIFFICULT BY SQUARING UP TO ANOTHER CUSTOMER IN THE NIGHTCLUB BEFORE BEING REMOVED TO THE DOORWAY OF MODE AND THE SECURITY GUARD HAS PUNCHED HIM TWICE TO THE FACE KNOCKING ***** TO THE FLOOR BEFORE DRAGGING ***** OUT BY HIS ARMS AND DOWN THE STEPS AND ***** WALKS OFF.

SECURITY GUARDS DETAILS ARE ***** *****

BADGE NUMBER ***** AND HE LIVES AT HIS PNC ADDRESS. ***** WAS ALSO NOT WEARING HIS PROPER UNIFORM AS HE HAD NO HIGH VISIBILITY TOP ON AND HE HAS TWO PREVIOUS CONVICTIONS FOR ASSAULTS.

SPOKE WITH *****THE MANAGER AS ***** WAS NOT IN SHE STATED HE IS NOT NORMALLY SECURITY. CCTV HAS BEEN SEIZED AND ***** COOPERATED WITH THAT PROMPTLY PUTTING IT ON MY PEN DRIVE.

LC-20230203-0128 03:15

MODE REPORTING ***** ***** (WHO HAS BAIL CONDITIONS NOT TO ENTER THE CLUB) IS STOOD OUTSIDE, HE HASN'T TRIED TO GET IN YET, JUST STOOD THERE
MANAGER WAS ADVISED THERE IS NOTHING WRONG WITH THIS AND TO RECALL SHOULD HE TRY AND ENTER PREMISES

LC-20230204-0296

COW LANE - FEMALE HAS BEEN ATTACKED BY MALES - SHE THINKS THEY HAVE BROKEN HER JAW - INFT HAS AN ONGOING INVESTIGATION WITH THEM - INFTS 15 YR OLD SISTER IS ALSO IN THE CLUB - SHE IS SAYING SHE ONLY CAME TO GET HER SISTER. TALK OF A CLUB BUT NO NAME.

LC-20230204-0317 06:15

OFFICER CAME ACROSS 18YO COLLAPSED CONSCIOUS & BREATHING BUT HE CAME ROUND.

LC-20230205-0301 06:04

WE ARE PLAIN CLOTHES AND SEEN A FEMALE LAID OUT ON THE FLOOR AND THEN TAKEN BACK INSIDE IF OFFICERS CAN CHECK
NWS ARRIVED TO CANCEL PATROLS

LC-20230211-0282 06:19

INFORMANT REPORTING THAT A MEMBER OF DOOR STAFF HAS JUST ASSAULTED HIM - ASIAN MALE WITH A BEARD - HE HIT INFORMANT OVER THE HEAD FOR NO REASON INFORMANT SAYS THAT HE SLAPPED HIM ON THE BACK OF THE HEAD

LC-20230219-0185 03:40

OFFICERS HAVE ATTENDED A REPORT OF AN ASSAULT ONGOING OUTSIDE MODE. SECURITY STAFF HAVE ATTEMPTED TO SPLIT THE FIGHT UP BUT HAVE BEEN UNABLE TO.

ON ARRIVAL, TWO WERE LOCATED AND BUT SUSPECT MADE OFF FROM SCENE. VICTIM SENT TO HOSPITAL.

WHOLE INCIDENT CAPTURED ON CCTV BOTH FROM MODE AND TOWN CENTRE.

DPS NOT PRESENT ON POLICE ARRIVAL

LC-20230219-0262 06:34

CALLER REPORTING A MASSIVE FIGHT OUTSIDE THE CLUB IN THE MIDDLE OF THE ROAD

LC-20230218-0321

FEMALE LOCATED IN THE REAR YARD OF THE POLICE STATION, DRENCHED TO THE SKIN HAVING JUMPED IN THE CANAL. SHE STATES THAT SHE HAD BEEN IN MODE AND TRIED TO CALL NWS FOR A FEMALE WHO WAS HAVING A SEIZURE BUT STAFF TOLD HER TO HANG UP AS THEY HAVE A MEDIC. SHE THEN BELIEVES THAT SHE HAS BEEN FOLLOWED BY SOME MALES WHO SHE HAD MET IN MODE, FELT UNEASY AND JUMPED IN THE CANAL TO ESCAPE. FEMALE LATER CONTACTED POLICE BELIEVING THAT SHE HAD BEEN SPIKED AND ATTENDED A AND E BUT TESTS INCONCLUSIVE

LC-20230303-0145 03:57

MALE IS COMPLAING HE HAS BEEN REMOVED / BARRED FROM MODE HE HAS BEEN HAVING A CIGARETTE IN THE SMOKING ROOM AND HE THOUGHT HE HAD PUT IT OUT BUT HE HADNT AND THIS IS WHY HE HAS BEEN BARRED MALE IS ANNOYED I HAVE ADVISED HIM TO SPEAK TO THE MANAGER WHEN HE IS SOBER - MALE SAID HE WAS SOBER HE HAD BEEN DRINKING ORANGE JUICE ALL NIGHT
TOLD MALE TO GO HOME

LC-20230303-0185 06:39

INFT IS IN TAXI RANK HE SAYS A TAXI DRIVER HAS HAD CUSTOMERS IN HIS VEH BEING AGGRESSIVE INFT SAYS THE TAXI DRIVER IS COMING BACK TO THE BASE WITH THEM DUE TO THEIR BEHAVIOUR --
- INFT SAYS TAXI DRIVER HAS BEEN ON ROUTE TO AN ADDRESS WITH THEM BUT HE HAS ADVISED THEM TO COME BACK TO BASE. MALE THREATENING TO ASSAULT DRIVER - BEING RACIST AND DRUNK. ****SPOKEN WITH ATTENDING OFFICER WHO CONFIRMS THAT THE PEOPLE INVOLVED HAD BEEN IN MODE PRIOR TO THE INCIDENT****

LC-20230305-0643

**** ***** (16 YRS OLD) PRESENTING UNDER THE INFLUENCE OF DRUGS HAS STATED HE SPENT ALL NIGHT INSIDE MODE NIGHTCLUB. UNDERAGE MALE BEING GRANTED ENTRY TO 18+ EVENT. UNSURE HOW HE IS BEING GRANTED ENTRY INTO THE NIGHCLUB WHETHER IT'S FAKE ID OR JUST LACK OF ID CHECK.

LC-20230304-0232 04:47

CCTV REPORTING SOMETHING GOING ON AT MODE CCTV WILL SECURE THE FOOTAGE - MALE ATTEMPTED TO GET IN MODE - THE BOUNCERS WERE VERY HEAVY HANDED WITH HIM PATROL WITH MALE WHO STATES HE HAD FALLEN ON THE FLOOR AND HAS NASTY CUT TO HIS EYE

LC-20230311-1450 05:30

SEE ALSO LOG 0790

INF WAS ASSAULTED - WAS PUNCHED AND KNOCKED OUT AND HAS BUST HIS NOSE AND LIP PR APPT MADE

LC-20230324-0141 04:37

MALE REPORTING BEING SLAPPED BY DOOR STAFF AT MODE AND CANT FEEL HIS FACE.

LC-20230407-0263 05:37

ON CCTV THERE IS A FEMALE UNCONSCIOUS AT THIS LOCATION FROM CCTV. AMBULANCE CALLED

LC-20230408-0184 02:45

AMB PLEASE - MALE IS ON THE FLOOR SEMI CONSCIOUS - APPARENTLY HE HAS TAKEN A LOAD OF KETAMINE

LC-20230409-0324 06:31

VERY INTOXICATED FEMALE - SHE SAYS HER EX HAS SLAPPED THE LAD SHE WAS WITH AND HE IS BLEEDING ** THERE IS A MALE IN THE BACKGROUND TRYING TO HELP THE FEMALE.

LC-20230415-0297

INFT CALLING TO REPORT ASSAULT - SHE SAID SHE WAS IN A NIGHTCLUB CALLED MAUD - INFT USED TO WORK IN ANOTHER CLUB AND A MALE WHO KNOWS SOMEONE SHE WORKED WITH HAS ASSAULTED HER - HE Poured A DRINK OVER HEAD AND RECORDED IT.

LC-20230423-0300

CCTV - FIGHT OUTSIDE MODE - CCTV - MAIN AGGRESSOR IS IN THE MIDDLE OF THE ROAD WALKING TOWARDS THE TAXI. GOING DOWN THE SIDE ALLEY WHERE THE HACKNEY CARRIAGE IS. PATROLS HAVE BEEN UNABLE TO FIGURE OUT WHAT HAS GONE ON HERE. TOO MANY MALES WHO APPEAR TO HAVE HAD TOO MANY ALCOHOL OR DRUGS. ALL INVOLVED HAD BEEN ASKED TO MAKE THEIR WAYS HOME

LC-20230423-0324 05:30

INFT IS WANTING TO REPORT AN ASSAULT THAT HAPPENED OUTSIDE MODE NIGHTCLUB BETWEEN 05:30 AND 06:00 AGAINST HIM INFT IS REPORTING HE HAS A SMALL CUT ON HIS CHEEK AND PAIN IN HIS LOWER BACK SMALL ALTERCATION INSIDE THE CLUB WHICH LEAD TO THE INFT BEING KICKED OUT FOR HIS OWN SAFETY - THE OFFENDERS FOLLOWED HIM OUT AND KICKED HIM WHEN HE WAS

ON THE FLOOR THEN WENT BACK INTO THE CLUB
PR APPT MADE.04/69299/23

LC-20230428-0082 01:51
MALE WHO IS BARRED IS CAUSING ISSUES FOR STAFF AND REFUSING TO LEAVE
PATROL ATTENDED AND MALE SEARCHED AND SENT ON HIS WAY

LC-20230501-0248 05:52
ALSO LOG 0297
INFT IS REPORTING THAT THE BOUNCERS AT MODE HAVE ATTACKED HIS GIRLFRIEND AND HIM INFT
SAYS THEY ARE NEARLY AT HOME HE SAYS THAT POLICE ATTENDED AND NOTHING WAS DONE
ABOUT THEM ---- INFT IS BEING QUITE RUDE,SHOUTING AND SWEARING DOWN THE PHONE
NEED TO RECALL TO ARRANGE DEPLOYMENT

LC-20230501-0254 06:14
HEAD DOORMAN DS FOR A DIFFERENT BAR HAS BEEN TO MODE AND FOUND THEM TO NOT HAVE
ANY DOORSTAFF ON AT ALL FROM 0530-0545HRS THERE SHOULD BE AT 6-10 DOOR STAFF - WHEN
INFT QUESTIONED IT THEY SAID "WHAT THE FUCK DOES IT MATTER TO YOU?" "FUCK OFF"
CLOSED TO LICENSING

LC-20230502-0920

INF REPORTING X3 ASSAULTS
HE HAS WALKED OUT OF THE BATHROOM, AND SAW SOMEONE DROP THEIR PHONE ON THE
FLOOR. HE SPOTTED A MALE JUMP OVER THE FENCE AND PICKED UP THE PHONE, BUT GRABBED
HOLD OF HER ANKLE. INF'T ASKED IF THE FEMALE WAS OK, BUT SHE SAID NO HE HAD TRIED TO
GRAB HER. AS HE WALKED AWAY, THE MALE SUCKER PUNCHED HIM TO THE HEAD. HE RETALIATED,
AND THE DOORMEN CAME OVER. THE MALE CAME BACK TOWARDS HIM. HE HAD ONE HAND IN THE
AIR, AND HE THOUGHT HE WAS COMING TO APOLOGISE, BUT HE PUT HIS HAND IN HIS BACK
POCKET AND TOOK A BOTTLE AND HIT THE INF'T OVER THE HEAD. DOORSTAFF DID NOTHING.
OFFENDER THEN CAME AND HIT HIM AGAIN WITH BOTTLE
PR APPT MADE

LC-20230505-1470 20:35
VICTIM REPORTS COMING OUT OF THE TOILETS AND BEING ASSAULTED BY UNKNOWN PERSON
WHO DOOR STAFF ESCORTED OUT OF THE BUILDING.04/77842/23

LC-20230506-0331 05:36
OFFICER WATCHING CCTV NOTICES A FIGHT OUTSIDE MODE.I MALE LEFT PRIOR TO ARRIVAL AND
OTHER TOLD TO LEAVE

LC-20230506-0362 06:59
REPORT FROM CCTV OF A MALE COLLAPSED OUTSIDE MODE. 4 HOUR WAIT FOR Nwas.comms
DETERMINE THAT NO POLICE RESPONSE REQUIRED.MALE GOT UP AND WALKED AWAY.

LC-20230507-0389 07:01
I MALE ARRESTED. ERRACTIC DRIVING FROM A MALE WHO IS LETTING DOOR STAFF DRIVE HIS
VEHICLE.POSSIBLY AN RTC,POSSIBLY DAMAGE

LC-20230501-0241 04:00

MALE REPORTING BEING ATTACKED BY 15-20 ASIAN LADS NEAR SMOKING AREA. BOUNCERS ESCORTED HIM OUT AND BUNDLED INTO TAXI. TAXI THEN KICKED AND PUNCHED.04/74572/23

LC-20230514-0351 05:25

REPORT FROM CCTV OF THE OCCUPANTS FROM A VEHICLE HAVING THROWN A SMOKE GRENADE FROM THE VEHICLE

LC-20230513-1425

ONLINE REPORT THAT HE WAS IN MODE AND SPOKE TO EX PARTNER WHEN ANOTHER MALE ASSAULTED HIM AND VICTIM WAS EJECTED BY STAFF.PR APPT.04/82396/23

LC-20230520-0334 06:37

CCTV- ONGOING FIGHT AT MODE. MALE WITH NO SHIRT PUNCHING MALE ON THE FLOOR. MALE WITH NO SHIRT HAS GONE INTO MODE

LC-20230526-0188 05:01

CCTV REPORTING MALE HAS ASSAULTED FEMALE OUTSIDE MODE
FEMALE HEAVILY INTOXICATED AND NOT WANTING TO PROVIDE DETAILS
OFFENDER ARRESTED - DV RELATED

LC-20230602-0165 04:42

REPORT OF A DOMESTIC INCIDENT OUTSIDE MODE.04/92912/23

LC-20230610-0291 05:32

INFORMANT DRIVING PAST HAS SEEN THREE WHITE MALES AND ONE WHITE FEMALE BEATING ANOTHER MALE. STATES BOUNCERS OUTSIDE AND UNSURE WHETHER THEY WILL HAVE SPLIT UP. CCTV STATE ALL DISPERSED.

LC-20230604-0289

LC-20230604-0289 REFERS TO AN EXTREMELY INTOXICATED FEMALE WHO IS AGE 17 YEARS AND HAS BEEN DRINKING ALCOHOL INSIDE PROJECKT AND MODE IN THE EARLY HOURS OF THE 4TH JUNE 2023. THE FEMALE HAD NO MEANS OF PAYMENT, HER MOBILE TELEPHONE WAS OUT OF BATTERY. THE FEMALE, ***** HAD CAUSED HER MUM TO WORRY AFTER NOT BEING ABLE TO CONTACT HER THROUGHOUT THE NIGHT AND ***** MUM HAS CONTACTED FRIENDS OF ***** WHO HAVE CONFIRMED THAT SHE WAS IN MODE. ***** MUM HAS MADE CONTACT WITH STAFF AT MODE AND HAS ASKED FOR HER TO CALL A TAXI FOR HER AND ADVISED STAFF TO ADVISE THE DRIVER THAT PAYMENT WOULD BE MADE WHEN SHE ARRIVED HOME. THIS MESSAGE WAS NOT RELAYED TO THE TAXI FIRM AND SHE WAS REFUSED TO BE TAKEN HOME AND THE TAXI FIRM PARKED OUTSIDE OF THE BURNLEY POLICE STATION.

***** WAS DRESSED IN CHILDRENS FURRY SLIPPERS AND APPEARED EXTREMELY YOUNG AND VULNERABLE AND STATED SHE GOES DRINKING AT PROJECKT AND MODE WITH HER FRIENDS ON A REGULAR BASIS. ***** WAS DRIVEN HOME BY THE POLICE TO ENSURE SHE GOT HOME SAFELY AND I ADVISED HER MUM.

I CANNOT BELIEVE THAT ***** WOULD BE ALLOWED ENTRY WITH HOW YOUNG SHE LOOKED.

LC-20230610-0291 05:32

INFORMANT DRIVING PAST HAS SEEN THREE WHITE MALES AND ONE WHITE FEMALE BEATING ANOTHER MALE. STATES BOUNCERS OUTSIDE AND UNSURE WHETHER THEY WILL HAVE SPLIT UP. CCTV STATE ALL DISPERSED.

LC-20230611-0272 03:57

INTOXICATED MALE STATES UNDERAGE GIRLS DRINKING IN THE BAR AND ARE CURRENTLY WITH THE BOUNCERS.

LC-20230611-0275 04:03

INF STATES 2 PEOPLE FIGHTING NEAR HIS TAXI AND CAUSED DAMAGE TO HIS VEHICLE. BELIEVES SUSPECTS ARE IN MODE NIGHTCLUB

LC-20230617-0350 07:05

CCTV ASKING PATROL TO MAKE AS GROUP ARE GETTING HEATED. CCTV TO MONITOR FOR MOMENT
AT 0729 THE GROUP HAD GONE

LC-20230624-0114 01:22

MALE HAS STUMBLD OUT OF CLUB, FELL DOWN HILL INTO THE CANAL
MALE OUT OF CANAL AND SOAKING WET. THERE IS A REPORT STAFF WERE CHASING HIM OUT OF THE CLUB. BUT HE IS SAFE AND WELL AND ON WAY HOME

LC-20230701-0288 07:08

FOUR PASSENGERS IN TAXI OUTSIDE MODE NIGHTCLUB UNDER INFLUENCE OF SUBSTANCES AND REFUSED TO GET OUT OF TAXI. DRIVER ALLEGES ATTEMPT THEFT OF HIS PHONE AND DAMAGE TO AIR VENT IN VEHICLE. SUSPECTS LEFT BEFORE POLICE ARRIVAL.

LC-20230702-0264 04:23

DOOR STAFF HAVING ISSUES WITH A MALE
HE IS BEING SICK AFTER TAKING DRUGS - AMB CALLED FOR

LC-20230707-0176 05:09

A COUPLE OF MALES FIGHTING OUTSIDE MODE - RED TSHIRT AND OTHER IN GREY TSHIRT THE MALE ON THE RED TSHIRT HAS TAKEN TOP OFF AND KICKED THE OTHER MALE IN THE HEAD THE MALE IN RED HAS BEEN CUFFED AND IN BACK OF VAN. POLICE GENERATED LOG. NO COMPLAINT AND MALE TAKEN HOME BY OFFICERS.

LC-20230714-0221 05:42

INFT IS SAYING HE HAS BEEN ASSAULTED BY THE BOUNCERS I HAVE ASKED HOW THIS HAS HAPPENED, HE SAID THEY HAVE JUST HIT HIM ON THE HEAD -- I HAVE ASKED IF HE HAS BEEN

EJECTED FOR ANY REASON AS MALE DID APPEAR TO BE DRUNK - HE SAID NO THEY JUST ASSAULTED HIM

LC-20230716-0329 05:32

INF REPORTING, HE HAS BEEN ASSAULTED
DID NOT ATTEND AND NEED TO TRY TO MAKE CONTACT, BUT NO ANSWER AT MOMENT

LC-20230730-0439 05:00

INF WAS IN THE SMOKING AREA AND CHATTING WITH A FEMALE. AS I WAS WALKING BACK IN SHE CAME UP BEHIND ME AND WAS SWINGING ME ROUND AND I GOT KNEED IN THE FACE.

INTELLIGENCE REPORTS

04/121419/21 – 1AP – Named male is dealing cocaine in Mode, Burnley. He deals in the smoking area outside and puts the drugs down the front of his pants.

04/108636/22 – 2AP – Male has been spoken to and found to have an empty small snapbag with remnants of what he described to be ketamine. He stated that he has got this while in an event at Mode Nightclub, Burnley, for £20 from Asians in Mode.

04/80797/22 – 2AP – 17YO and 16YO female have both been recently MFH. They have both been sighted on Mode Nightclub's website photos and returned home intoxicated. The 17YO is believed to have been working for Projekt Nightclub, Hammerton Street, Burnley, doing promotional work.

04/82902/22 – 1AP – The male wearing the blue top with white stripes has moved over to the Burnley area from Bradford. Male is a cocaine dealer and has a right-hand man and associates with a Burnley Family. Male deals cocaine in Burnley Town Centre, particularly Mode Nightclub where the doorstaff are fully aware of what he is doing.

04/82902/22 – 2DP – ***** and ***** own the Mode Nightclub, Burnley, and allow dealers into the premises. They are fully aware of the activities. The deals happen in the toilets and in the smoking area towards the back. Drugs are dealt in 20grams with prices being up to 60 pounds for 1 gram. A large Asian group control who buys the drugs.

04/31156/23 – 2AP – 16YO male attended Mode Nightclub, Burnley on 4/3/23 and spent most of the night there. He gained access by jumping over the wall but then was not challenged by staff when inside or smoking at the front door. He is using cannabis and possibly ketamine.

04/76732/23 1CP The owners of Mode Nightclub, Burnley have instructed the door staff to keep any assaults 'in house' and not to inform or co-operate with the Police because they are worried about losing their licence.

E-mail from social worked on 9th March 2023 - I have a young person by the name of xxxxx who is 15 and has been gaining access to Mode nightclub in Burnley. At this point, we are unsure as to how he is gaining access whether he may be using fake ID or he is known to the door men at the nightclub.

I have photo evidence of him within the club that is taken by a Mode photographer that xxxx has shared on his social media.

I am unsure of how often he is gaining access to the nightclub at this stage. If you require any further information please do not hesitate to contact me.

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Burnley – ‘Mode Nightclub’ Review

July 2021 to June 2023

INTRODUCTION & DEFINITION

The following report has been produced to provide an overview of violent crime in Burnley, but specifically in and around ‘Mode Nightclub’. This report focusses on the time period of 1st July 2021 to present (1st June 2023).

When referring to ‘violent crime’ this is reflective of the following crime types:

- Violence against the person (‘homicide’, ‘stalking and harassment’, ‘violence with injury’ and ‘violence without injury’)
- Sexual offences (‘rape’ and ‘other sexual offences’)

In addition to this review of violent crime in Burnley, this report will also provide an overview of the estimated cost to the public sector for violence originating in/ around ‘Mode Nightclub’ during this time period.

Caveat – this report is based on ‘recorded crime’ and therefore does not reflect all crime committed, as a proportion will not be reported or identified by the police. On this premise, it can be argued that the volume of violent crime, and therefore cost estimate, will likely be higher than the figures provided within this report.

KEY FINDINGS

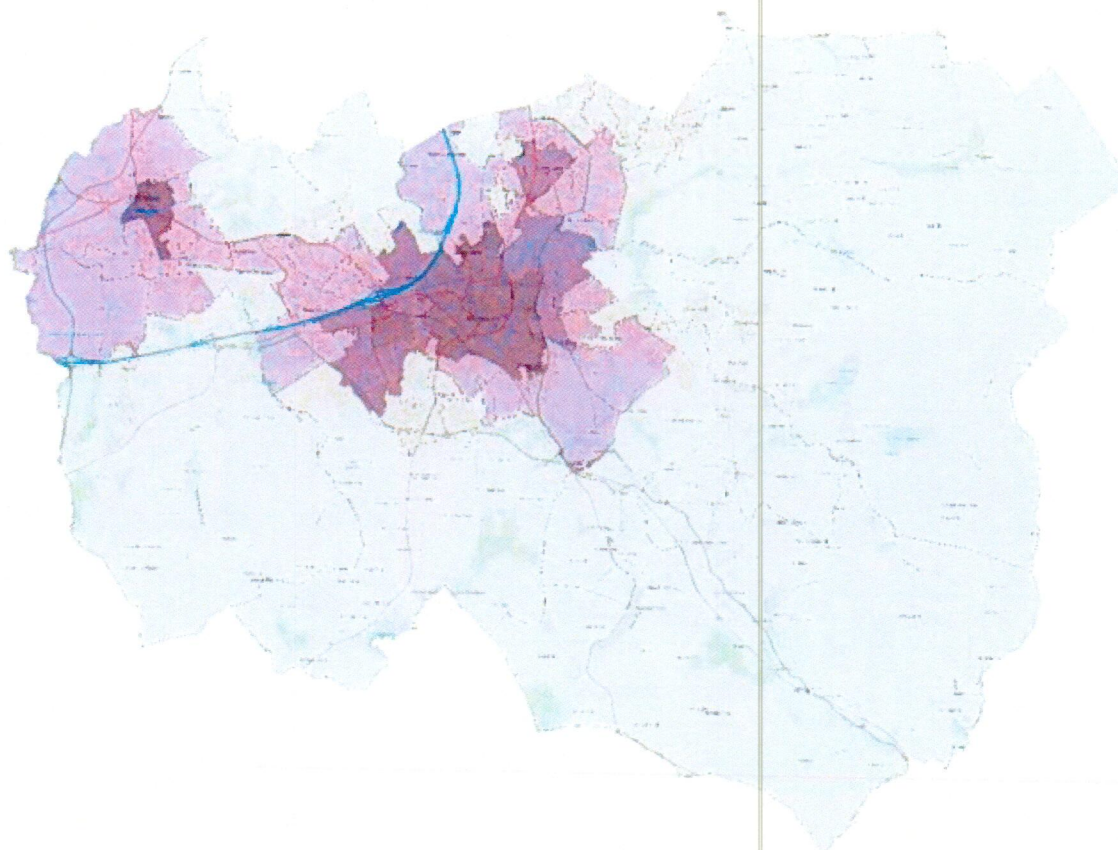
- ‘Mode Nightclub’ was the single highest repeat location for violent crime in Burnley between July 2021 and June 2023
- There was an average of 4 violent offences recorded in ‘Mode Nightclub’ per month during this time period (Jul 21 – Jun 23)
- Of all the single locations/ premises identified for violent crime in Burnley during this time period (excluding the police station), ‘Mode Nightclub’ ranked highest in terms of the harm committed
- By calculating the unit cost of violent crime against the volume committed in ‘Mode Nightclub’ the estimated cost to the public sector from this premise was £1.3 million



TREND AND VOLUME (BURNLEY)

During this time period (01/07/2021 – 01/06/2023), there were 9,728 violent crime offences recorded within the Burnley district boundary. The below map shows a heatmap of where these offences were recorded within Burnley, showing a concentration around the central wards and town centre.

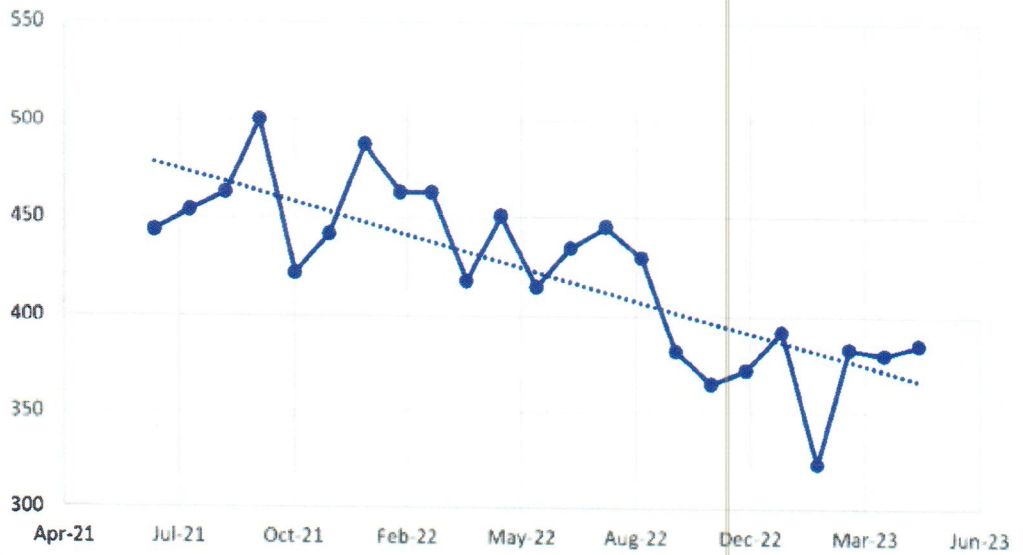
These crimes equated to an average of 423 violent offences in Burnley per month.



Interestingly, as you can see in the below graph, the trend of these offences has been downward since July 2021 in terms of recorded violent crime in Burnley with the lowest point falling in Feb 23, and the highest being recorded in Oct 21.



Burnley Violent Crime (Volume & Trend)



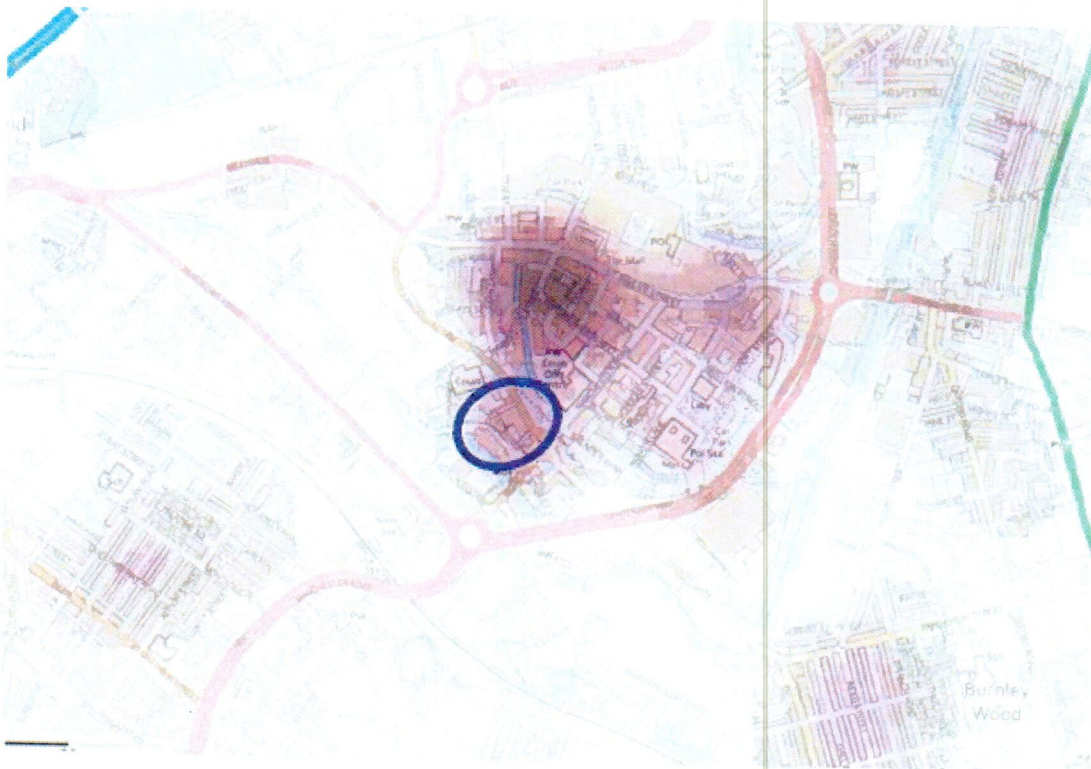
LOCATIONS (BURNLEY)

The aside table highlights the volume of these violent crime offences that occurred within Burnley, by their ward area.

As you can see, the highest recorded ward was Daneshouse with Stoneyholme (1,537), followed by Trinity (1,194) both being central Burnley wards.

The below heatmap highlights these central wards and the areas in which had the highest prevalence of violent crime. The area circled is 'Mode Nightclub', a clear hotspot.

Ward	Count	% of Total
Daneshouse with Stoneyholme	1,537	16%
Trinity	1,194	12%
Bank Hall	1,082	11%
Gawthorpe	777	8%
Queensgate	702	7%
Rosehill with Burnley Wood	668	7%
Rosegrove with Lowerhouse	666	7%
Gannow	605	6%
Brunshaw	487	5%
Hapton with Park	471	5%
Coal Clough with Deerplay	465	5%
Lanehead	447	5%
Whittlefield with Ightenhill	282	3%
Briercliffe	213	2%
Cliviger with Worsthorpe	124	1%
Reedley Ward	8	0%



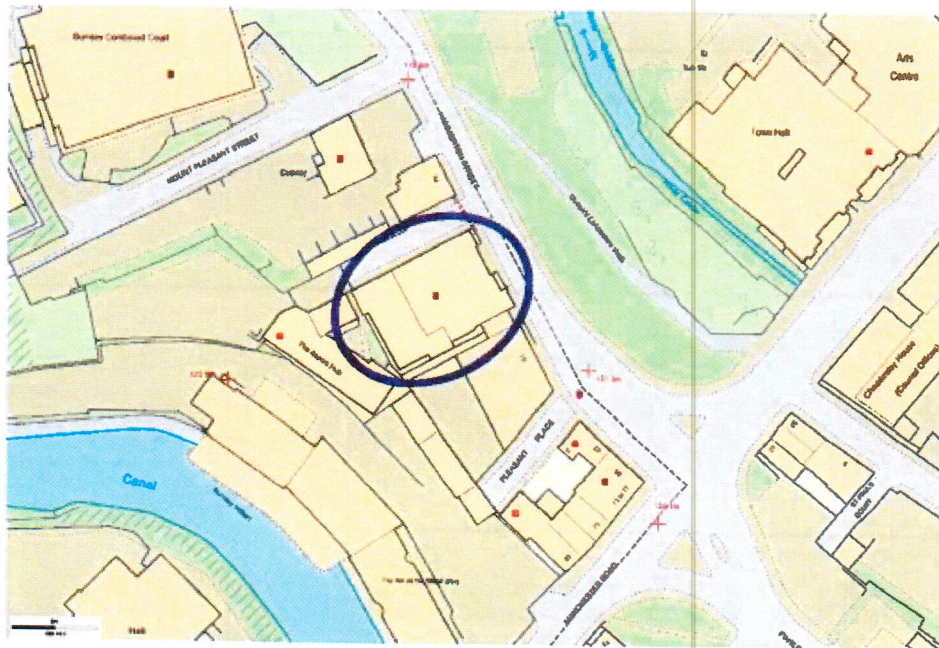
MODE NIGHTCLUB

'Mode Nightclub' is situated on Hammerton street. This street is a ward boundary line between Daneshouse with Stoneyholme ward and Trinity ward, the two most highly recorded ward areas for violent crime in Burnley (as you can see in the table above).

The below map highlights 'Mode nightclub' along with feature points of where violent crime has been recorded. As you can see there is a feature point central to this premise which equates to 102 recorded violent crimes at this location from July 2021 to present.

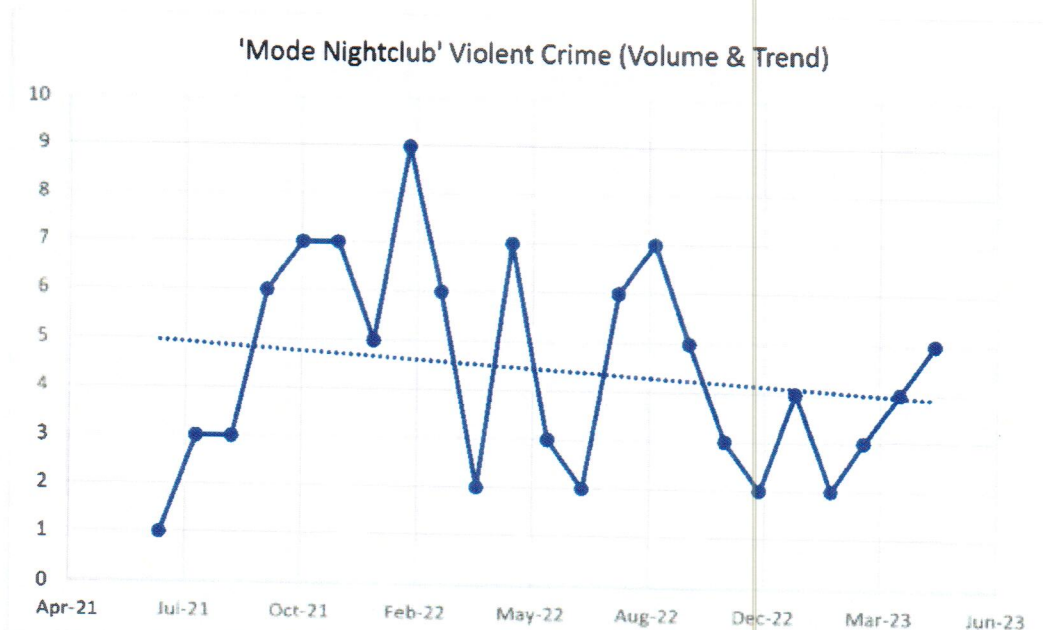
This is the single highest repeat location for violent crime in Burnley during this time period, followed by Burnley police station (84), and a secure care facility in Bank Hall ward (52).

Note – it is likely that the volume in Burnley police station is reflective of crimes being recorded upon arrest or attendance where an offence location is unknown, rather than these offences actually occurring within this location.



These crimes equated to an average of 4 violent offences in 'Mode Nightclub' per month.

Interestingly, as you can see in the below graph, the trend of these offences in 'Mode Nightclub', similarly to Burnley overall, has been downward since July 2021 in terms of recorded violent crime. However, this change has been relatively small and presents as relatively consistent.

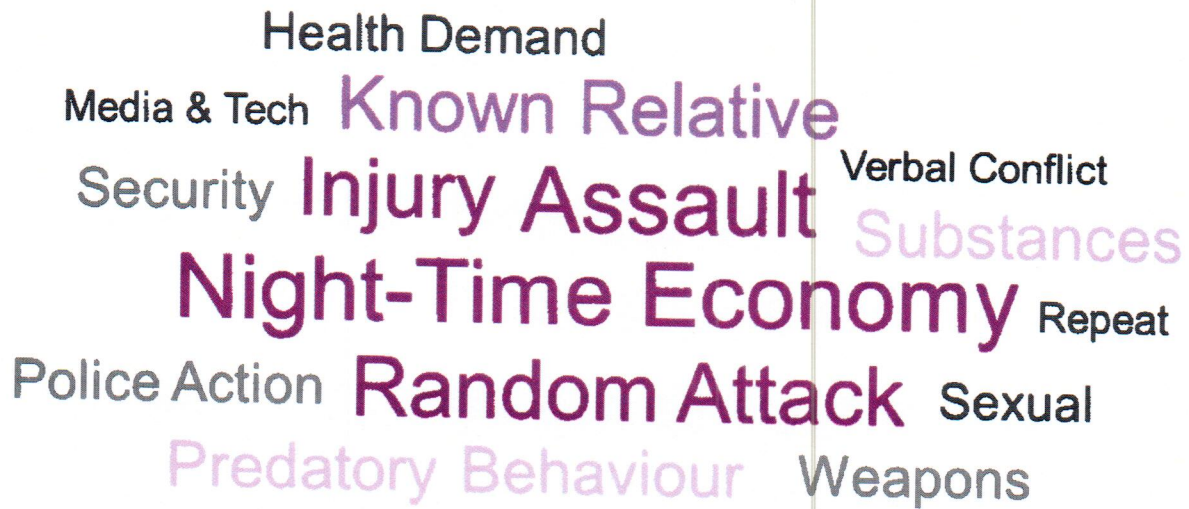




Crime Themes

The below word cloud is based on a thematic analysis* of initial MOs for those violent offences that took place within 'Mode Nightclub' from July 2021 to present. The initial MO is a brief summary of the offence, therefore extracting these for all offences and reviewing them for similar wording and patterns, themes can be generated.

As you can see, the most prevalent theme was 'Night-Time Economy', followed by 'Assault'. The below table provides an overview of each of these themes, with the words within each.



**Thematic analysis is a method of analysing qualitative data. It is usually applied to a set of texts, such as an interview or transcripts. The researcher closely examines the data to identify common themes, topics, ideas and patterns of meaning that come up repeatedly. This then generates a set of 'themes' as provided above (Caulfield, 2022).*



Theme	Count	Words
Nighy-Time Economy	168	Nightclub (42); Night (19); Club (17); Premises (16); Darkness (13); Licensed (12); Outside (12); Mode (10); Morning (8); Busy (4); Bar (2); Dancefloor (2); Pub (2); Public (2); Street (2); Dance/ing (2); Licensee (1); City (1); Evening (1)
Assault	156	Assault/ed/ing/s/ed (48); Punch/ed/es/ing (42); Kicked/ing (8); Hit/ting (7); Push/ed (7); Threw/own (7); Struck (6); Attack/ed (5); Grabbed/ing (5); Fight (4); Altercation (4); Bites/ten (3); Strike/s/ing (3); Force (2); Headbutt (1); Twatting (1); Banged (1); Slapping (1); Smacked (1);
Random Attack	113	Random (110); Unprovoked (2); Random (1)
Injury	98	Injury/ies (28); Cut/s (11); Fall/en/s (10); Bruise/d/s/ing (9); Broke/n (8); Fracture/d/s (4); Bleed/ing (4); Blood/y (3); Break/s (3); Unconscious (3); Laceration/s (3); Sore/ness (2); Lump (1); Pain (1); Redness (1); Sprain (1); Stitches (1); Swelling (1); Swollen (1); Tenderness (1); Burns (1); Collapse (1)
Known Relative	28	Known (13); Partner (6); Ex (2); Cousin (1); Daughter/ Sister (1); Friends (1); Girlfriend (1); Parent (1); Brother (1); Relation (1)
Substances	23	Intoxicated (6); Spiked/s (5); Drink (3); Smoking (3); Substance (2); Administered (1); Drinking (1); Drunken (1); Poured (1)
Predatory Behaviour	22	Approach/ed/s (15); Following (4); Chased/ing (2); Attempting (1)
Security	18	Escorted (6); Security (5); Bouncer (4); Doorman (2); Guard (1)
Police Action	17	Undetected (4); Result (3); Resolved (1); Arrested (1); Barred (1); Disclosed (1); Identify/ied (2); Officers (1); Police (1); Prevent (1); Uncooperative (1)
Weapon	15	Glass (5); Bottle (3); Cigarette (2); Object (2); Shot (1); Machete (1); Axe (1)
Health Demand	12	Hospital (5); Ambulance (2); Surgery (2); Treatment (1); Sickness (1); Nausea (1)
Sexual	12	Sexually (2); Vagina (2); Inserts (2); Touches (2); Penis (1); Fingers (1); Finger (1); Anus (1)
Repeat	9	Twice (3); Repeatedly (2); Again (1); Return (1); Returned (1); Multiple (1)
Media & Tech	8	Mobile (2); Media (1); Phone (1); Telephone (1); CCTV (1); Filming (1); Message (1)
Verbal Conflict	6	Verbal (1); Verbally (1); Dispute (1); Conversation (1); Confronted (1); Provocation

CRIME HARM

The Cambridge 'Crime Harm Index' (CHI) is an alternate way of monitoring crime, based on the recognition that not all crimes have equal weighting in terms of harm. The CHI uses the minimum custodial sentence (in days) per crime type to produce an index score – for example, a homicide is 5,475, whilst an affray is 10.

Of the above discussed violent crimes in Burnley, harm has also been reviewed as although crime count can highlight areas of demand, this does not necessarily mean these are the same locations for the highest harm offences and impact on victims.

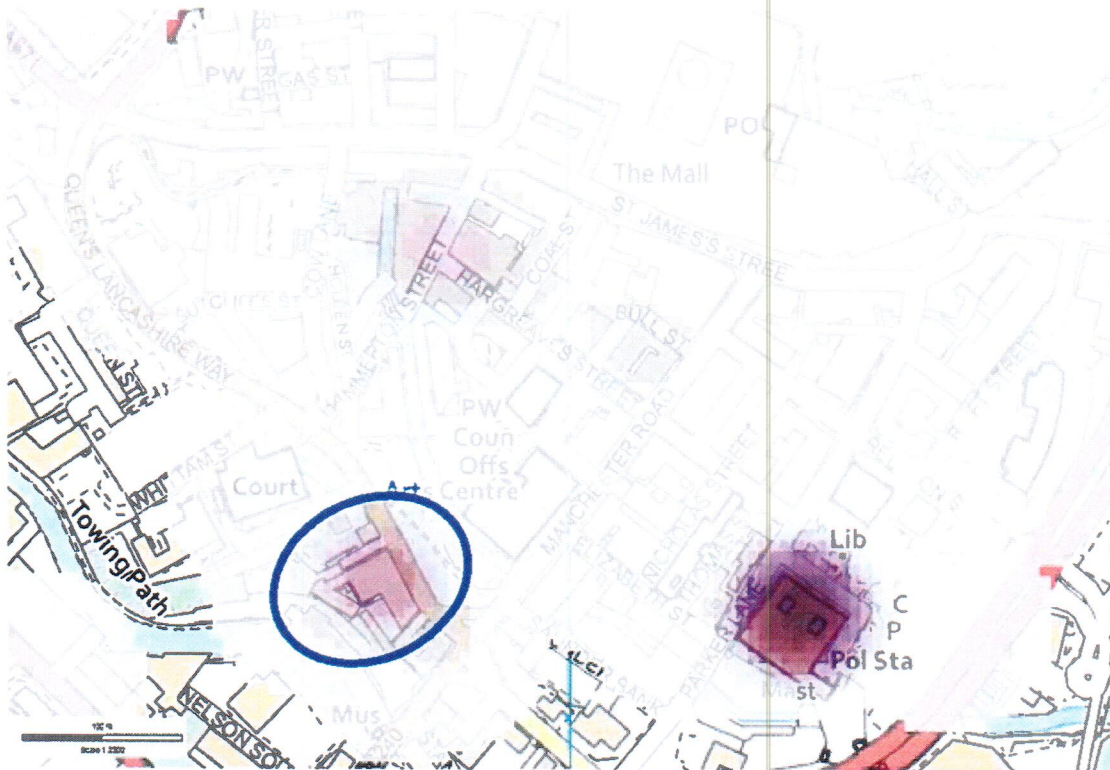
As you can see in the below table, each ward area has a total harm score (this is the sum of all violent offences within this ward in terms of harm). Each ward then has a rank from 1 (highest harm) to 16 (lowest harm). The column to the right is included to show the contrast in terms of crime volume rank from 1 (highest volume) to 16 (lowest volume).

Whilst Danehouse with Stoneyholme, and Trinity ward were both highest in terms of harm and volume, 9 of the remaining 14 wards differed in terms of their ranking showing that in some cases whilst they had a lower volume of crime, the harm of this crime was higher (for example, Queensgate ward), and similarly, some had a higher volume of crime, but a lower harm (for example, Gawthorpe ward).

Ward	Harm	Rank (Harm)	Rank (Crime)
Daneshouse with Stoneyholme	195,871.5	1	1
Trinity	163,506.5	2	2
Queensgate	112,070.5	3	5
Bank Hall	98,511	4	3
Gannow	81,446	5	8
Rosegrove with Lowerhouse	73,486.5	6	7
Gawthorpe	67,694	7	4
Rosehill with Burnley Wood	66,910	8	6
Brunshaw	65,180.5	9	9
Hapton with Park	59,805	10	10
Lanehead	42,951.5	11	12
Whittlefield with Ightenhill	35,333.5	12	13
Coal Clough with Deerplay	35,156.5	13	11
Briercliffe	22,132	14	14
Cliviger with Worsthorne	8,195	15	15
Reedley	1,496	16	16

Of all the single locations/ premises identified for violent crime in Burnley during this time period, 'Mode Nightclub' ranked 2nd highest in terms of the harm committed (26,535). However, the location that ranked highest was Burnley police station which as mentioned prior, likely reflects where crimes have been reported, as opposed to committed.

The image below showcases these harm hotspots in Burnley with three locations clearly the dominant areas, one being the police station, the second being 'Mode Nightclub' (highlighted by the purple oval) and the third being a street location central to several clubs and bars ('Ships and Giggles', 'Panamas Lounge', 'Illuminati Bar', 'Pink', and 'Projekt').



COST IMPLICATIONS

Cost of Crime

The Home Office 'Unit Cost of Crime' publication highlights the approximate total cost per victim-based crime type based on three main cost areas:

- Costs in anticipation of crime, for example the cost of burglar alarms;
- Costs as a consequence of crime, for example the cost of property stolen or damaged;
- Costs in response to crime, for example costs to the police and criminal justice system

As an example, the approximate cost of a rape offence is £39,360, whilst the cost of a criminal damage offence is £1,350. Based on this methodology (taking the unit cost of each violent crime committed in 'Mode Nightclub' and adding them all together), the estimated cost to the public sector for violence in 'Mode Nightclub' during this time period was **£1,306,260**.



Health Demand

Lancashire County Council retain record of accident and emergency department assault attendances where the incident occurred in a licensed premise. Note – not all assaults that occur in a licensed premise will be recorded where a victim may not disclose the location of the incident, or relay a non-violence related reason for their injury, for example. For this reason, in reality it is likely that the following figures are higher than that recorded.

The most recent publication of this data covers the year April 2022 to March 2023 so does therefore not cover the entire period discussed previously (July 2021 – present).

During this time, 'Mode Nightclub' was identified as the top repeat licensed premise location across the county for assaults, with 12 unique incidents recorded. Of these 12 incidents, in terms of weapon type, 7 were with the use of a 'combination of body parts', 1 was a 'fist', 1 was a 'bladed/ sharp object' and the remaining 3 were 'other'.

Using the 'Manchester New Economy Tool' we are able to calculate the cost of certain service provisions across sectors, in this case for health. For example, an ambulance call out is estimated to cost an average of £216, an A&E attendance is estimated to cost an average of £109, and a hospital admission is estimated to cost an average of £1,807.

Based on this, we can estimate that the maximum total cost of these incidents in 'Mode Nightclub' during this time period to the health system was £24,276 (based on each incident requiring an ambulance – 12 x £216 – and each incident requiring hospital admission – 12 x £1,807), and the estimated minimum total cost was £1,308 (based on each incident attending hospital – 12 x £109). However, as mentioned prior, this figure is likely to be significantly higher where incident locations have not been recorded and are therefore not included.

CONTACT

For any queries, please contact
Lancashire Violence Reduction Network – Intelligence Analyst

IN THE MATTER OF AN APPLICATION FOR THE REVIEW OF A PREMISES LICENCE
UNDER THE LICENSING ACT 2003
APPLICANT: LANCASHIRE CONSTABULARY

LANCASHIRE COUNTY COUNCIL – DIRECTOR OF PUBLIC HEALTH

AS A RESPONSIBLE AUTHORITY

IN SUPPORT OF THE REVIEW APPLICATION

STATEMENT

OF

1. I am _____, Chartered Environmental Health Practitioner, with over thirty years professional experience. I am employed by Lancashire County Council as Head of Health Equity, Welfare and Partnerships. Responsibility for Public Health Licensing is within the remit of my team. I report directly to the Director of Public Health and Wellbeing at Lancashire County Council.
2. On 12 July 2023 the team received an emailed copy of the application for the review of a premises licence PLA0345 of Mode Night Club at the postal address of 77 Hammerton Street, Burnley BB11 1LE hereinafter referred to as "Mode", completed by Sergeant _____ of Lancashire Constabulary hereinafter referred to as the "Police Application" [CP/1].
3. Lancashire County Council's Director of Public Health and Wellbeing, as a Responsible Authority, supports the Police Application to review the premises licence of Mode. The Police Application demonstrates that Mode is having a negative impact on the licensing objectives of the prevention of crime and disorder, public safety, the prevention of public nuisance and protection of children from harm [CP/2]. Additional evidence provided in this statement highlights further crime and disorder issues, demonstrated by Accident and Emergency Department attendances.

Licensing Objectives

4. The licensing objectives that are relevant to this statement are:
 - crime and disorder

Crime and Disorder

5. The Police Application [CP/1] references numbers of violent incidents at Mode between July 2021 and June 2023.
6. The timeframe for available Accident and Emergency data that most closely aligns to this period is June 2021 to May 2023 (inclusive).
7. Between June 2021 and May 2023 there were 14 attendances at Accident and Emergency Departments by individuals who had been assaulted, and stated the assault took place at Mode. Information may not be collected for every person presenting at Accident and Emergency Departments following an assault, meaning that the data cannot be used to accurately examine trends in assaults over a period of time. However it does mean that the numbers of assaults referenced in this paragraph should be considered as the minimum number of assaults requiring Accident and Emergency Department attendance. 'Bottle' was identified as the weapon in 2 of these attendances.

Licence Conditions

8. In 2017 Lancashire Constabulary submitted an application to review the premises licence of Vogue, 77 Hammerton Street, Burnley due to concerns about the impact the premises was having on the licensing objective of the prevention of crime and disorder. I submitted a statement in support of this application on behalf of the Lancashire County Council Director of Public Health and Wellbeing. The outcome of this review was an amendment to the conditions and opening hours on the premises licence. This premises now operates as Mode.
9. In 2020 Lancashire Constabulary submitted an application to review the premises licence of Mode due to concerns about the impact the premises was having licensing objectives of the prevention of crime and disorder, public safety and protection of children from harm. Again, I submitted a statement in support of this application on behalf of the Lancashire County Council Director of Public Health and Wellbeing. The outcome of this review was an amendment to the licence conditions.

Conclusion

10. Based on the evidence presented in the Police Application [CP/1], and additional evidence provided in this statement, I request that Burnley Council Licensing Sub-Committee considers revocation of the premises licence of Mode. Existing licensing conditions agreed following previous reviews of the premises licence are not being met and consequently I am concerned that any further amendment of conditions would not be effective.

Statement of Truth:

I believe that the facts and exhibits CP/1 to CP/3 stated in the statement are true.

Name:

Signature:

Dated: 26th July 2023

CP/1

Burnley Council

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 this completed form for your records.

I Sergeant

(Insert name of applicant)

apply for the review of a premise licence under section 51 of the Licensing Act 2003 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

MODE Night Club
77 Hammerton Street

Post town Burnley

Post code (if known) BB11 1LE

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

Mode Property Ltd

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

PLA0345

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

I am 18 years old or over

Please tick ✓ yes

Current postal
address if
different from
premises
address

Post town

Post Code

Daytime contact telephone number

E-mail address
(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address

Lancashire Constabulary
EAST Division Licensing
Burnley Police Station
Parker Lane
Burnley
BB11 2BT

Please (optional)

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

- | | Please tick one or more boxes ✓ |
|---|---------------------------------|
| 1) the prevention of crime and disorder | X |
| 2) public safety | X |
| 3) the prevention of public nuisance | X |
| 4) the protection of children from harm | X |

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

The prevention of crime & disorder licensing objective

Mode nightclub has been subject to two previous reviews as Lancashire Police believed there was a disproportionately high number of a reported incident of crime and disorder associated with these premises, and that the licensing objective of the prevention of crime and disorder was being seriously undermined at the premises.

We believe this to still be the case – having serious concerns that incidents of crime and disorder are still occurring at or near these premises and the licensing objectives are continuing to be undermined.

This is the no 1 venue in East Lancashire for incidents despite having a disproportionately low number of operating hours.

These incidents include serious assaults and drug dealing.

There are also numerous failures to provide CCTV to police investigating crime which has led to investigations being unable to be progressed expeditiously and subsequent failure to detect crime and failing victims of crime at the venue.

There is also evidence available that indicates a total disregard of the premises licence through consistent breaches of licence and this causes concerns in relation to how the premises can be trusted to uphold the licensing objectives when they can be seen to be regularly carrying out unlicensed activity.

The public safety licensing objective

Lancashire Police believe this objective is being undermined by certain breaches of licence conditions which impacts on public safety.

Regular breaches include failure to use the ID scanner (imposed at the last review) for every customer entering the venue, along with searching policy not being adhered to.

We believe the failure to try and create a safe environment for customers is impacting on public safety which includes lack of tangible action from doorstaff, allowing known violent offenders into the club and harbouring suspects of violent crime.

Designated medical officers have also been found to be working behind the bar instead of concentrating on their welfare role.

The prevention of public nuisance licensing objective

Lancashire Police believe this objective is being undermined. Dispersal from the club is chaotic with customers leaving the venue well after the 0630hrs cut-off time.

This has created public nuisance to members of the public through highway disruption, nuisance for residents living in nearby residential properties and visitors to the town have reported noise, alarm/distress from the activities of people leaving the club.

The venue is also a magnet for people to hang around outside causing nuisance – including blatant use of nitrous oxide balloons.

The protection of children from harm licensing objective

Lancashire Police believe this objective is being undermined. The lack of use of ID scanner is likely a contributing factor.

Children under 18 have been allowed entry and, in some cases, have been victims of crime.

This includes reports made to police by social services looking after children in care.

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

The licensed premise known as Mode is located on Hammerton Street in Burnley.

The premises are licensed for sale by retail of alcohol between the following hours:

Monday	2100-0600
Tuesday	2100-0600
Wednesday	2100-0600
Thursday	2100-0600
Friday	2100-0600
Saturday	2100-0600
Sunday	2100-0600

They are also licensed for any playing of recorded music from 2100 to 0600 Monday to Sunday.

The premises should be open to the public from 2100 to 0630 Monday to Sunday.

In addition to Mandatory conditions there are a number of additional conditions attached to the premises licence.

The Designated Premises Supervisor is _____ and Premises Licence Holder is Mode Property LTD – the director being _____

On the 23rd October 2017 a premises licence review application was received by Burnley Borough Council from Lancashire Police in respect of the premises known as Vogue. The application was heard at a Licensing Sub-Committee on Tuesday 12th December 2017 and after consideration the committee decided to accept some agreed conditions and reduced hours. There was a particular reference on the determination that police should be proactive and to review the licence again should that be relevant. The contents of this review application are still recent and relevant and need to be considered alongside this new application.

In 2020, another premises licence review application was received by Burnley Borough Council from Lancashire Police. The application was heard at a Licensing Sub-Committee on 21st May 2020 and, after consideration, the committee allowed the venue to continue to operate with a licence for the same hours, albeit with some extra stringent conditions. The contents of this review application are still recent, relevant and need to be considered alongside this new application.

It is now July 2023 and the operators of Mode are not taking their responsibility seriously and this is why we are still seeing Mode being the No 1 venue for incidents in East Lancashire.

During this time it is clear to the Police that _____ and her partner _____ whose company is now the Premises Licence holder, do not take the licence seriously with numerous breaches on a regular basis _____ has tried to liaise with _____ in an attempt to work with the venue and improve matters. As per Home Office guidance, it is good practice for officers to give licence holders early warning of their concerns and the need for improvement. According to the "Mode visit summary", officers have raised concerns and provided advice to staff at the premises on multiple occasions, particularly in relation to compliance with existing licence conditions. In particular I have conducted a number of visits/discussions since the last review hearing that are documented on the Police Innkeeper system

These interventions will be disclosed in due course.

Lancashire Violence Reduction Network provided an analytical document that raises concerns about Mode. LVRN is a multi-agency partnership looking at tackling violent crime in communities. The key findings from their analysis are:

- 'Mode Nightclub' was the single highest repeat location for violent crime in Burnley between July 2021 and June 2023
- There was an average of 4 violent offences recorded in 'Mode Nightclub' per month during this time period (Jul 21 – Jun 23)

- Of all the single locations/ premises identified for violent crime in Burnley during this time period (excluding the police station), 'Mode Nightclub' ranked highest in terms of the harm committed
- By calculating the unit cost of violent crime against the volume committed in 'Mode Nightclub' the estimated cost to the public sector from this premise was £1.3 million

On 27th January 2023, _____ from Burnley Borough Council's Licensing department met _____ to discuss serious concerns and licence breaches. This culminated in an action plan being agreed with her. There was a timescale for completion – with the ultimate completion date of 31st March 2023.

I must make it clear that an action plan should not have been necessary – these were mainly licence conditions that should have been complied with without prompt.

PS _____ visited MODE on 28th April to go through the action plan and most of the actions were not completed. A copy of the agreed action plan will be shared but this was the result of the visit:

Premises MODE / VOGUE - BURNLEY

Reference

Date and Time 28/04/2023 00:05

Description: JOINT VISIT MADE WITH BURNLEY BOROUGH COUNCIL (M WALKER) AND FOUR TRADING STANDARDS OFFICERS. THIS WAS TO CHECK PROGRESS ON ACTION PLAN ISSUED IN JANUARY WITH AN OVERALL DEADLINE OF COMPLETION BY 31 MARCH. THIS WAS JUST TO ENSURE FAILINGS AROUND LICENSING COMPLIANCE. TRADING STANDARDS TESTED SPIRITS FOR COUNTERFEITING BUT THEY PASSED THE TEST. VISIT RECORDED ON BODYCAM.

TWO DOORSTAFF ON A HANDFUL OF STAFF AND DPS _____ PRESENT, ALONG WITH MANAGER

CHECKED CCTV SYSTEM DUE TO FAILINGS AROUND PROVIDING CCTV AND IT RECORDS FOR 39 DAYS IN TOTAL.

NUMEROUS FAILINGS RECORDED FROM ACTION PLAN WHICH IS VERY DISAPPOINTING GIVEN THEY WEREN'T DIFFICULT TO COMPLY WITH IN THE TIMESCALE GIVEN. FAILURES AS FOLLOWS:

1. NO DOCUMENTATION SHOWING THAT CCTV IS WORKING PRIOR TO EVERY OCCASION THE VENUE CARRIES ON LICENSABLE ACTIVITY.
2. DESPITE _____ STATING IN JAN THAT SIGNS ARE AROUND STATING CCTV IN USE, I ONLY SAW ONE WHICH STATED THAT CCTV IS MONITORING THE PREMISES. ADVICE GIVEN WHY THIS WAS UNSUITABLE.
3. NO DOCUMENTATION STATING THAT CCTV IS SERVICED EVERY THREE MONTHS AVAILABLE AND NONE FORWARDED TO MW.
4. PREMISES WAS OPEN AND DOORSTAFF DID NOT HAVE COUNTING DEVICES AVAILABLE - HAD TO BE RETRIEVED FROM CAR.
5. NO DOOR SUPERVISOR IN EXTERNAL SMOKING AREA. TWO DOORSTAFF WERE IN MAIN BUILDING.
6. DOOR SUPERVISORS HAD BODYCAMS BUT WERE IN POCKET AT TIME OF VISIT AND NOT WORN.
7. SIA BOOK NOT COMPLETE - FAILURE TO RECORD FULL NUMBERS OF SOME DOORSTAFF.
8. DRUGS POLICY NOT AVAILABLE FOR INSPECTION NOR FORWARDED TO _____
9. NO SIGNS UP STATING ZERO TOLERANCE TO DRUGS.
10. UNCLEAR WHETHER INCIDENT BOOK BEING COMPLETED FULLY - PERCEIVED LACK OF INCIDENTS.
11. STAFF TRAINING RECORDS UNAVAILABLE FOR INSPECTION. THE DPS _____ PREVIOUSLY LIED BY STATING THEY HAD BEEN HANDED INTO BURNLEY POLICE STATION WHEN PUSHED THEY HAD NOT BEEN HANDED IN, NOR SUBMITTED TO POLICE AFTER THIS. TWO MEMBERS OF STAFF ASKED ABOUT TRAINING AND WERE VERY VAGUE ABOUT WHAT THEY HAD RECEIVED - WITH ONE STATING IT WAS CH21 INSTEAD OF THE EXPECTED CH25.
12. NO TRAINING ORGANISED FOR STAFF INVOLVED FROM ACCREDITED TRAINING.
13. _____ STILL HAS NOT OBTAINED PERSONAL LICENCE DESPITE BEING LEFT IN CONTROL OF VENUE AT TIMES.

14. WELFARE OFFICER ASKED TO PROVIDE TRAINING DETAILS FROM ST JOHN AMBULANCE AS HE SEEMED SKETCHY AROUND HIS ROLE AND RESPONSIBILITIES.

15. REP FROM CLUB STILL NOT CONTACTING POLICE WEEKLY. VERY DISAPPOINTING VISIT WHICH UNDERMINES THEIR OBLIGATIONS TO LICENSING CONDITIONS.

There are a number of repeated breached of licence conditions that undermines the promotion of the licensing objectives which I will document as follows:

Repeated failure to provide CCTV to police within 48 hours of request.

Repeated failure to provide CCTV at all and crucial evidence lost.

Staff training records not presented to police/council on request. This includes a blatant lie that they were handed in at the police station when in fact they hadn't been. This makes it impossible to check refresher training every six months.

No accredited alcohol retail training provided.

Inconsistency around every customer being searched on entry/re-entry.

Despite a condition that all patrons leaving the premises as soon as practicable and, in any case, 30minutes, customers leaving en masse between 0630 and 0700

Inconsistency around ID scanner being used.

Doubts whether there is at least one member of staff with personal licence when open.

No documentation made available to authorised officers showing the CCTV has been serviced in a three-month period.

No Risk Assessment to determine how many door supervisors are necessary to authorised officers.

Inconsistency around counting devices being used.

Failure to have at least one door supervisor in the external smoking area

Inconsistency around door supervisors wearing body cams.

Staff member not specifically tasked with monitoring CCTV.

Inconsistency around door supervisors wearing hi-vis at all times on active duty.

Written policies around drugs available for inspection on request.

Lack of posters declaring a zero-tolerance policy in respect of drugs.

Insufficient signage that CCTV is in use

DPS or representative never attends local Pubwatch scheme.

Failure for a representative to contact Lancashire Constabulary Licensing Unit on a weekly basis.

Inconsistency around designated welfare officer being used.

Although the club has a substantial number of conditions, these are realistic given years of issues at the club. In my opinion, they are practical and not difficult to enforce. On my last visit, some improvements had been made e.g. CCTV posters, drugs posters but it has taken months to even get these small aspects done but some of the more important conditions are still being breached. It is concerning that action plans and enforcement have had to be implemented to try and get them to adhere to their conditions.

One of the biggest concerns for Lancashire Police is failure to provide CCTV for investigations, despite help and advice offered to try and rectify the situation. This has led to officers' time being wasted, crime going undetected and victims being let down. This is the only venue in East Lancs where we experience frequent CCTV issues. This is worrying behaviour. Given the amount of incidents at the club I would expect full compliance with their obligations.

We also see a poor dispersal from doorstaff from the area. In Summer 2022, specific patrols on Operation Grip were tasked intermittently with policing Mode between 0500 and closing time. When police were present, doorstaff encouraged people away from the area in a reasonable manner. Since then, CCTV shows no effort to disperse which has knock-on effect to regular traffic in the area passing the venue.

Around September 2022, a council CCTV was installed on Hammerton Street which captures the front of the club. As such, this has captured people leaving well after the agreed closing time of 06:30am.

The venue is also a magnet for general anti-social behaviour outside and drug use. CCTV shows cars parked in the vicinity, occupants from vehicle handing out balloons or inhaling balloons (suspected Nitrous Oxide abuse).

There are reports to police which are more minor in nature, however many of the incidents reported involve more serious allegations of criminality and disorder – including regular reports of violence and assault both inside and in the immediate vicinity of the premises. A considerable number of these are reported to have resulted in hospital attendance and, in some cases, serious injury – including broken jaws, broken eye socket and blindness, fractured eye socket, plastic surgery needed for deep cuts.

In addition to violence, the incidents reported include allegations of other forms of criminality occurring on the premises – including reports of sexual assault and concerns of spiking. There are multiple reports relating to drug use and/or drug dealing on the premises, several of which allege the activity is occurring with staff knowledge or even involvement. Also, recently, ten people were found guilty at crown court (awaiting sentencing) for drug dealing in Burnley – including at Mode.

Several of the incidents of alleged criminality involve children under 18 being victims of crime or simply being allowed entry to the club.

There are also concerns over welfare of people at the club who have become extremely intoxicated whilst there.

There is reference to wider complaints of antisocial behaviour – including threats to town centre and employees at _____ Evidence of crime and disorder away from the immediate vicinity of the premises can be taken into account (as per Luminar Leisure Ltd. v Wakefield Magistrates Court [2008] EWHC 10025 (Admin)).

The ground(s) of any application to review a premises licence must be relevant to one or more of the licensing objectives in section 4(2) of the Act, namely:

- (a) Prevention of crime and disorder
- (b) Public safety
- (c) Prevention of public nuisance
- (d) Protection of children from harm

The complaints of violence and assault raise significant concerns regarding the first of these objectives. The reports – including those implicating staff employed at the premises – do not appear to be isolated incidents. There are multiple different incidents being reported each month from July 2021. Many of the incidents reported are serious in nature and have resulted in injuries requiring ambulance staff to attend and hospital treatment – engaging the public safety objective.

Alongside the allegations of recurring violence, the police have responded to reports of other forms of criminality at the premises – including reports of drug use and supply. Taken together, the reports made prima facie provide sufficient grounds to apply for review of the Premise Licence pursuant to section 51(1) of the Act. This would primarily be on the basis that activity at the premises undermines the prevention of crime and disorder licensing objective, though other objectives are also engaged. In particular, the reports involving children under 18 frustrate the licensing objective to protect children from harm.

An application for review of the premises licence is a proportionate response at this stage considering the frequency and severity of reports of violence and other criminality. Mode has been subject to two previous reviews in recent years and the Licence Holder/DPS will therefore be fully aware that application for review is likely to follow repeated reports of activities undermining the licensing objectives, as well as noncompliance with conditions imposed to promote those objectives.

The following options are available to the committee:-

- 1) Do nothing – However the sheer number and seriousness of the offences causes grave concern for no action.**
- 2) Modify the conditions of the licence – This option was used recently and it's the view of the**

Police that this has had no positive impact on promoting the Licensing Objectives and this option is therefore not a viable option.

3) Remove the Designated Premises Supervisor

4) Suspend the licence for a period not exceeding three months

5) Revoke the premises licence so that no licensable activity can take place.

In the opinion of Lancashire Police the information presented here indicates the total undermining of the four licensing objectives and, despite Police and council interventions, there are a repeated high number of often serious incidents reported to the Police which can be linked to these premises.

Revocation is the only suitable option. Management has not changed over the course of the period which includes two previous review hearings.

I would draw attention to the High Court decision in the matter of R v Crown Court at Knightsbridge ex parte International Sporting Club (London) Ltd and another, in which past misconduct was held to be relevant in any decision to cancel or revoke a licence.

The venue has conditions which are practical and enforceable. The addition of further conditions would not be of benefit.

Lancashire Police respectfully requests that the committee considers whether revocation of the premises licence would be an appropriate finding in the circumstances.

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
3	1	01
2	0	20

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

In January 2020, another premises licence review application was received by Burnley Borough Council from Lancashire Police. The application was heard at a Licensing Sub-Committee on 21st May 2020 and, after consideration, the committee allowed the venue to continue to operate with a licence for the same hours, albeit with some extra stringent conditions. The contents of this review application are still recent, relevant and need to be considered alongside this new application.

On the 23rd October 2017 a premises licence review application was received by Burnley Borough Council from Lancashire Police in respect of the premises known as Vogue. The application was heard at a Licensing Sub-Committee on Tuesday 12th December 2017 and after consideration the committee decided to accept some agreed conditions and reduced hours. There was a particular reference on the determination that police should be proactive and to review the licence again should that be relevant. The contents of this review application are still recent and relevant and need to be considered alongside this new application.

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, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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

.....

Date 12th July 2023

.....

Capacity **Police Licensing Sergeant**

.....

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

--	--

Post town

Post Code

Telephone number (if any)

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

Notes for Guidance

1. 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.

CP/2

IN THE MATTER OF AN APPLICATION FOR THE REVIEW OF MODE NIGHT CLUB
PREMISES LICENCE UNDER THE LICENSING ACT 2003 APPLICANT:
LANCASHIRE CONSTABULARY

LANCASHIRE COUNTY COUNCIL

DIRECTOR OF PUBLIC HEALTH AND WELLBEING

I, _____ the Director of Public Health and Wellbeing of Lancashire County Council, a Responsible Authority pursuant to the Licensing Act 2003, support the application for the review of premises licence PLA0345 of Mode Night Club at the postal address of 77 Hammer ton Street, Burnley, BB11 1LE ("Mode"), completed by Sergeant _____ f Lancashire Constabulary.

I authorise _____ Head of Health Equity, Welfare and Partnerships who is responsible for public health licensing, and _____ Senior Public Health Practitioner, to provide written and oral representations in support of the Police Application.

Director of Public Health and Wellbeing

Dated: 25 July 2023

CP/3

Licensing Act 2003 - Premises Licence Register as at 12:27 on 24 July 2023

Mode

77 Hammerton Street, Burnley, Lancashire, BB11 1LE

Premises Licence PLA0345 from from 02/06/2023 to indefinite

Licence holder(s)

Full Name
Mode Property Ltd

Permitted Activities

- any playing of recorded music
- the supply of alcohol

Premises Open Hours Granted

	Time From	Time To
Monday to Sunday	21:00	06:30

Activities - Times Granted

	Time From	Time To
F. Playing of recorded music (Indoors)		
Monday to Sunday	21:00	06:00
J. Supply of alcohol for consumption ON the premises only		
Monday to Sunday	21:00	06:00

Additional Conditions

-

ANNEX 1 - MANDATORY CONDITIONS

No supply of alcohol may be made under the premises licence -

(a) At a time when there is no designated premises supervisor in respect of the premises, or

(b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

When a film is exhibited, admission of children to that part of the premises must be restricted in accordance with any recommendation made by the British Board of Film Classification in relation to that film.

Use of door supervisors.

Each individual in the premises who carries out a security activity must be licensed by the Security Industry Authority unless the premises or part of the premises where they are present is being used wholly or mainly as a restaurant or guest house, for theatrical performances or plays, or a Gaming Licence is for the time being in force in respect of those premises.

The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children-

- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to-
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol),
 - or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
- (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on-

- (i) the outcome of a race, competition or other event or process, or
- (ii) the likelihood of anything occurring or not occurring;

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

The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

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

The responsible person shall ensure that-

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and

- (b) customers are made aware of the availability of these measures.

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

- **ANNEX 2 - Conditions Imposed in Accordance with the Operating Schedule & Under Paragraph 18(4) & 18(5) Schedule 8 Licensing Act 2003**

Conditions removed following Review Hearing on 12th December 2017 - new conditions agreed at the hearing added in Annex 3.

- **ANNEX 3. Conditions attached after a hearing by the licensing authority**

Agreed conditions which were added added following a Review Hearing on 12th December 2017 have been removed and replaced with conditions below agreed at Review Hearing on 21st May 2020:

CCTV

A colour CCTV system will be installed at the premises and will meet with the following criteria:

-

The system will be recording during all times that members of the public are present at the premises.

-

Any images will display on them the time and date of the image.

-

Retained Images shall be of sufficient quality that there can be clear identification of persons.

-

There shall be a sufficient number of cameras to ensure that all public areas of the premises (with the exception of the inside of the toilets) and the area immediately outside the public entrance to the premises are covered.

Signs will be displayed in the premises advising that CCTV is in use. When dealing with incidents or unruly behaviour, staff shall indicate to any persons involved that the CCTV is recording.

Checks of the CCTV will be made by the Designated Premises Supervisor or by his / her representative to ensure that the CCTV is in working order prior to every occasion that the premises carries on licensable activities. Said checks will be documented and will be made available to an authorised officer upon request.

On at least one occasion in every 3 month period, an external engineer will be retained to service the CCTV. Said services will be documented and will be made available to an authorised officer upon request.

Images recorded by the CCTV will be retained for a minimum of 28 days and will be produced to an authorised officer upon request, so long as said request is made in accordance with the principles of the Data Protection Act or any subsequent or alternative legislation.

Following a request for images, the images will be provided as soon as practicable, but in any event no later than 48 hours after said request has been made (unless otherwise agreed with the party requesting the images).

Images provided to authorised officers will be provided in a commonly recognised format such as a USB stick or DVD. A supply of USB sticks, DVD's or alternatives shall be kept at the premises for this purpose.

Whenever licensable activities are taking place at the premises there shall be a member of staff on duty who has been trained in relation to the CCTV and who is subsequently able to access and operate the system and provide downloads.

Door Supervisors

Prior to each occasion that licensable activities take place at the premises a risk assessment will be carried out to determine how many door supervisors are necessary. As a guide there should be at least two SIA registered door supervisors for the first 100 customers and then a further one for every additional 100 customers after that. An appropriate number of SIA registered door supervisors will be utilised in accordance with said risk assessment, which will be documented and made available to an authorised officer upon request.

As a minimum, at least two SIA Registered door supervisors will be utilised at the premises whenever licensable activities are taking place from 22:00hrs until thirty minutes after the last customer has left the premises.

When licensable activities take place after 4am there will be a minimum of 4 SIA registered door supervisors working.

Only door supervisors provided by an ACS-accredited company will be utilised at the premises.

Door supervisors will use clear visible counting devices at all times when the premises are open. Counting equipment and current numbers to be open to inspection by police at any time when in operation.

Whenever there are door supervisors utilised at the premises, at least one door supervisor will be positioned to monitor the external smoking area to prevent persons bypassing checks at the main entrance by gaining access to the premises through the external area, and to prevent any illegal substances being passed over or through the fencing

All door supervisors will be equipped with body cam type cameras whenever they are on active duty. Door supervisors will be trained to record any incidents with the body cameras and where images of incidents are recorded, they will be retained for a minimum of 28 days and provided to an authorised officer upon request, so long as said request is made in the principles of the Data Protection Act or any subsequent or alternative legislation. Following a request for images from body cams, the images will be provided as soon as practicable, but in any event no later than 48 hours after said request has been made (unless otherwise agreed with the party requesting the images).

All door supervisors will be provided with a radio which allows communication with other door supervisors and at least one member of the premises management.

At all times that licensable activities are being carried on at the premises, one member of staff will be specifically tasked with monitoring the CCTV. Said member of staff will also have access to a radio that allows communication with door supervisors and a member of the management team to allow a quick response to any incidents.

When on duty, door supervisors will ensure that no customers leave the premises with open containers.

Door supervisors to wear high visibility clothing at all times when on active duty.

A record shall be kept on the premises by the DPS of every person employed on the premises as a door supervisor. The record shall contain the following details: name, address, date of birth and SIA licence number and signing in and out for each door supervisor. The record shall be available for inspection, on demand, by an authorised officer of the council, a police officer or the SIA.

Drugs & Search Policy

The premises licence holder shall have a written policy in relation to drugs which will include search, seizure and disposal of drugs and weapons. The policy will be available for inspection on demand by an authorised officer of the Council, Police or SIA.

Posters will be displayed in prominent positions at the premises advising patrons that the premises operates a zero tolerance policy in respect of drugs.

It shall be a condition of entry that customers consent to being searched and signs to that effect will be prominently positioned at the entrance to the premises.

Every customer entering the premises will be searched on entry and on re-entry.

Closing times and facilitating the safe passage home of patrons

There will a clear customer dispersal policy in place. Such a policy should minimise noise disturbance and potential disorder from customers leaving the premises. A policy should clearly set out measures to control the exit at the end of the evening.

The premises will cease the selling of alcohol and will close at 6am with all patrons leaving the premises as soon as practicable and in any case within 30 minutes.

The premises will link in with at least one local private hire / taxi service to provide a taxi Freephone to assist the booking of vehicles so that people can leave the premises quickly and safely.

Protection of Children

Unless agreed in writing by the Police all events at the premises shall be strictly over 18's only with no person who is under 18 years being admitted to the premises whilst licensable activities are taking place.

The premises shall give a minimum of twenty eight days written notice to Lancashire Constabulary Licensing Department of any function targeted predominantly at persons under the age of eighteen.

A notice or notices shall be displayed in the premises where they can be clearly seen and read and shall indicate that it is unlawful for persons under 18 to purchase alcohol or for any person to purchase alcohol on behalf of a person under 18 years of age.

Incident log to be kept on site and shall be maintained to record all challenges and refused sales.

An electronic ID scanner will be utilised at the premises and will be operational at all times that the premises is carrying on sales of alcohol. In the event of the scanner failing operationally, the Police and the Licensing Authority will be notified immediately upon discovery and a timescale for repair will be provided.

At least one member of staff who is conversant with the operation of the ID scanner will be on duty at the premises at all times when the premises is carrying on sales of alcohol. Said staff member will be able to demonstrate to the Police or to an authorised officer upon request that the ID scanner is working correctly.

The ID scanner will be utilised in respect of any customers entering the premises when sales of alcohol are taking place, with the exception of customers who are pre-existing members of the premises' membership scheme. It will be a condition of becoming a member of the scheme that proof of age is provided by the customer and verified using the electronic ID Scanner. Details of said proof of age will be retained for as long as the individual remains a member of the scheme.

The only forms of identification that shall be accepted by the premises for use with the electronic ID scanner are:

-

UK Driving Licence

-

Passport

-

Citizen Card provided by the Home Office;

-

Official ID card issued by HM Forces or EU Member State bearing a photograph and date of birth of the holder;

-

PASS ID Cards; and,

-

Any other form of identification agreed in writing by a representative of Lancashire Constabulary Licensing Unit.

The Designated Premises Supervisor or his or her representative will provide data from the ID scanner to an authorised officer upon request, so long as said request is made in accordance with the principles of the Data Protection Act or any subsequent or alternative legislation.

Following a request for data, the data will be provided as soon as practicable, but in any event no later than 48 hours after said request has been made (unless otherwise agreed with the party requesting the images).

Staff training

All staff who are involved in the sale of alcohol will receive training upon commencement of their employment in relation to the licensing objectives so as to reduce crime and disorder, promote public safety, prevent public nuisance and promote the protection of children from harm. Staff will subsequently receive refresher training at intervals no greater than every six months and said training will be documented and will be made available to an authorised officer upon request.

All staff involved in the sale of alcohol will be trained upon commencement of their employment in how to identify drunk or drug-impaired customers. Staff will subsequently receive refresher training at intervals no greater than every six months and said training will be documented and will be made available to an authorised officer upon request.

Within one month of this condition coming into effect (for existing staff) or alternatively within one month of commencing their employment, any staff directly involved in the sale of alcohol shall receive accredited responsible alcohol retailing training. Thereafter, the member of staff shall receive refresher training every month. It is not a requirement that said refresher training is accredited.

General

People who are clearly under the influence of alcohol will not be sold any more and will only be allowed to consume free tap water as their next drink.

Adequate and appropriate supply of first aid equipment and materials is available on the premises.

At least one approved medic who has been trained to a minimum level of first responder will be on duty at the premises whenever the premises is carrying on licensable activities.

The premises will be completely glass free with all sales served only in plastic or polycarbonate containers. The exception to this will be in the VIP area only, when under the supervision of the staff.

Whenever licensable activities are being carried on at the premises, there shall be at least one member of staff on duty who holds a personal licence.

The Premises Licence Holder, Designated Premises Supervisor or a nominated representative shall actively participate in the local Pubwatch (or equivalent) scheme where such a scheme is in operation.

An incident register will be maintained at the premises which will detail any incidents that occur at the premises or in the immediate vicinity of the premises. The incident register will include details of:

-

Incidents of refused sales or refused entry;

-

Incidents if disorder;

-

Incidents of the discovery or seizure of drugs or weapons;

-

The discovery of any faults in the CCTV system; and,

-

Incidents of ejections from the premises.

Unless otherwise agreed with a representative of Lancashire Constabulary Licensing Unit, on at least one occasion each week, the Designated Premises Supervisor or a nominated representative will contact Lancashire Constabulary Licensing Unit to inform of any relevant incidents or issues and to enquire whether Lancashire Constabulary have any current areas of concern in respect of the operation of the premises.

Health & Safety

At the close of business all waste which is not inside the building must be stored within refuse containers with lockable lids.

The premises will have a sufficient number of waste containers to contain all waste produced including liquid waste.

Commercial waste will not be placed on the ground outside the premises or placed in any other way which results in the waste not being controlled.

External areas which are used for the storage of waste must be swept at the close of business to ensure they are free from litter, including glass.

Welfare Officer

When the premises is engaged in any Licensable Activity there shall be on duty a person nominated as a Welfare Officer

The purpose of the Welfare Officer is to ensure that any persons who are deemed vulnerable, upset or in distress are dealt with efficiently and effectively.

The role will constantly liaise with the Duty Manager and Head Door Supervisor to ensure any situation that they are involved in is adequately communicated and reported.

The role will be diverse in as much as many situations arise where a person may need a welfare officer's assistance. The Officer should be constantly searching for such opportunities to help.

The Welfare Officers must be clearly identifiable and separated from the Door team so will be required to wear a different colour Hi Vis Bib as advised by the General Manager.



Areas of assistance

-

Dealing with Drunk or Vulnerable Persons

-

Offering First Aid Assistance

-

Undertaking floor walks, toilet checks and hazard spotting

-

Assisting people who have lost property or claim theft

-

Assisting any person who claims they are a victim of inappropriate behaviour

If there are any incidents or visits made by Police Officers, Licensing Officers or Medical staff such as Ambulance personnel, the nominated welfare officer will make themselves known and liaise and co-operate with the official.

The designated Welfare Officer will not be involved in other activities like selling alcohol or being involved in other promotions.

Their role will predominantly be that of Welfare Officer when working.

By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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Mode – Review Of Premises Licence

Licensing Authority Representations

The Licensing Authority makes representations in relation to this review because of persistent breaches of the Licensing Act 2003 and the impact the breaches have had on the local community. The impact has undermined the four licensing objectives as evidenced by the facts outlined below.

MANAGEMENT RESPONSIBILITY OF [REDACTED]:

The premises have been under the management control of [REDACTED] and [REDACTED] since 2014. The premises have been subject to review twice in that period, details of which are provided elsewhere. Further conditions were imposed at both reviews to promote and uphold the licensing objectives, but non-compliance has continued.

Role of [REDACTED]

- [REDACTED] is the sole director of the company [REDACTED]. The company is the current Premises Licence Holder for Mode following the lapse and transfer of the licence from [REDACTED] which completed on 2nd June 2023.
- [REDACTED] was previously the Premises Licence Holder of Mode between 23rd September 2014 and 19th October 2016 when the licence was transferred to [REDACTED].
- [REDACTED] attended Review hearing 12th December 2017 presenting the case for Vogue Nightclub along with [REDACTED] (this was prior to renaming venue from Vogue to Mode.)
- [REDACTED] sells wristbands on the street for entry to Mode & sister club Projekt.
- [REDACTED] manages the Mode Street Promotion Team.
- [REDACTED] has maintained a prominent position of control re the daily Operational and running of the venue for a number of years.

Role of [REDACTED]

- [REDACTED] was Premises Licence Holder for the premises from 19th October 2016 until 30th May 2023 when the licence lapsed.
- [REDACTED] has been the DPS of the venue (person having day to day control) from 20th August 2014 until the present date.

SUMMARY OF NON-COMPLIANCE:

Evidence of Offences under s 136 Licensing Act 2003 – Unauthorised Licensable Activities

Carrying out activities without authorisation

- [REDACTED] is currently pending a prosecution at Burnley Magistrates Court. This hearing is scheduled to take place on Thursday 21st September 2023. The hearing follows 4 offences that were committed under Section 136 (1) (A) Licensing Act 2003. The brief circumstance of these offences are that [REDACTED] who was the Premises Licence Holder at Projekt, Hammerton Street, Burnley on Friday 21st April 2023 and Saturday 22nd April 2023, operated the premises without a Premises Licence being in place. The Premises Licence was under suspension from the Local Authority following the non-payment of the Premises Licence Annual Fee.
- Carried out Licensable Activity on Thursday 1st June 2023 before transfer came into effect.

([REDACTED] is to be interviewed in relation to this matter. This offence may result in a further criminal prosecution at the Magistrates Court.)

Carrying out activities otherwise than in accordance with the authorisation (ie Breach Of Licensing Conditions)

- 0015 Sunday 15th January 2023. Licensing visit conducted by [REDACTED].
[REDACTED] was not at the venue and there was no Personal Licence Holder at the venue. Informed that [REDACTED] was at the hospital with [REDACTED].

No current Incident Record Book at the premises.

- 0155 Sunday 15th January 2023. Licensing revisit conducted by [REDACTED].
(New Incident Book had now been brought to the venue. Burnley Personal Licence Holder [REDACTED] was now present.)

No counters were present or being used.

A [REDACTED] was identified as being the Welfare Officer however, the [REDACTED] was working behind the bar area and was operating in a dual role. The [REDACTED] was spoken to in relation to [REDACTED] role and responsibilities of being the Welfare Officer however, the [REDACTED] was a little vague in relation to [REDACTED] clarity and understanding of [REDACTED] role.

- 1200 Wednesday 25th January 2023. A meeting was held at Burnley Contact Centre with [REDACTED] together with the Company Director and the Area Manager from [REDACTED] (Door Supervision Company.)

- 0015 Saturday 18th February 2023. Licensing visit conducted by [REDACTED].

[REDACTED] not present and no Personal Licence Holder present at the venue. [REDACTED] arrived at the venue approximately 5 minutes later.

[REDACTED] was then spoken to in relation to the agreed Action Plan and [REDACTED] noncompliance in relation to forwarding the requested documentation within the time guidelines that were presented.

[REDACTED] explained that [REDACTED] had taken all the requested documentation to the premises on the evening of Friday 10th February 2023, however, the Police had not attended the venue in order to collect it. [REDACTED] was duly asked for the documentation by [REDACTED] explained that [REDACTED] was no longer in possession of the documentation as [REDACTED] had taken it back home. This issue was challenged by [REDACTED] with [REDACTED] stating that [REDACTED] had been instructed to take paperwork off the premises in case of fire. [REDACTED] was asked if this was under instruction from Lancashire Fire And Rescue. [REDACTED] stated that it was included within [REDACTED] Risk Assessment of the Premises that had been undertaken by a private company that indicated that no paperwork could be retained on the site.

In view of this, [REDACTED] was requested to provide [REDACTED] with all the requested documentation from the Action Plan together with a copy of the Premises Risk Assessment. [REDACTED] stated that this information would be brought to the Licensing Offices in Burnley on Tuesday 21st February 2023 on [REDACTED] return to Burnley. These documents were never produced or provided.

[REDACTED] was spoken to in relation to the staffing/monitoring of the CCTV System within the office area during the Premises Operational Hours as discussed within the Premises Action Plan.

█ stated that █ had not sourced the staff to carry out or operate this function and that the CCTV System was still being monitored by the Door Supervisors at the entrance.

- 0215 Saturday 18th February 2023. Licensing revisit conducted by █.

█ spoke with a █ who was working behind the bar. The █ stated that █ had worked at the venue for the previous 4 months during which time, █ had always worked behind the bar. The █ was asked what training █ had received from the venue in order to work behind the bar. The █ explained that █ had been shown how to pour drinks and the respective measures. The █ was asked what █ knew about the term "Challenge 25" and stated that █ did not know what the reference meant or referred to.

- 14th March 2023. Complaint from a █ Social Worker for Our Children In Care Team, Lancashire County Council.

Concerns were raised in relation to a █ child who was under their care who had been gaining access to Mode each weekend. This had been supported from a picture of the child that had appeared on the Mode Facebook Page. The young child had been returning to their venue on a Monday following weekend home leave. Their concerns were that the young child was returning after each weekend with new designer clothing, electronic gadgets and expensive sportswear. The young child was from a low-income background and the items had not been purchased by family, friends or relatives.

The young child refused to engage with professional services.

- 0045 Sunday 26th March 2023. Licensing visit conducted by █. Premises had been open since 2100 hrs Saturday 25th March due to a Monroes Reunion 2 Event.

█ was not present and there was no Personal Licence Holder present. █ arrived approximately 5 minutes later stating that █ had just been to and returned from McDonalds.

The premises smoking area was checked by █ and no door supervisors were found to be present.

- 0015 Friday 28th April 2023. A joint multi-Agency Licensing visit was undertaken by █, █, and staff from Lancashire Trading Standards Department.

Following the arrival at the venue, █ stated that █ would close the venue in order for the relevant checks and examinations to be carried out by the Trading Standards staff without any disruption or interference.

A short time later and during the closure, █ contacted █ on 5 occasions shouting and remonstrating with █ to "Get That Fucking Club Open." This again showed that █ was playing an active role in the day to day operations and management of the club. Although █ was not present at the venue, it was apparent/evident that █ was monitoring the premises from a remote location.

Further information from this visit:

A █ by the name of █ had not obtained █ Personal Licence despite being left in control of the venue at times.

Enquiries were made with the Welfare Officer/Medic (■) who stated that he would provide ■ with the relevant training records/certificates in relation to ■ First Aid Qualifications by 12 noon on Thursday 4th May 2023. These records were never produced or supplied.

- 1310 Thursday 4th May 2023.

■ attended Burnley Contact Centre where ■ was interviewed by ■ under caution for offences of *Unauthorised Licensable Activity*. These criminal offences relate to a separate licensed establishment.

At the conclusion of the interview, ■ produced the below documentation in relation to Mode to ■:

Staff Records

CCTV Check Log

Door Security Staffing Assessment

Conflict Resolution Training Record

Challenge 25 Training Record

Weights And Measures Training Record

Licensing Objectives Training Record

Perfect Pour Training Record

Welfare Of Customers Training Record

(There is doubt in relation to these records being a contemporaneous record.)

■ also produced the below Policy Documents:

Mode Dispersal Policy

Challenge 25 Policy

Entry/Drug Policy

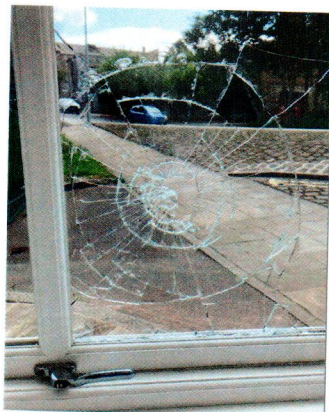
Evidence of Anti-social behaviour & disorder in the vicinity

- Complaints from The Foundry, particularly between the hours of 5am & 7am – drug dealing, fighting, noise, damaged cars, broken windows.

Broken Window At The Foundry, Friday 16th June 2023.



Broken Window At The Foundry, Friday 30th June 2023.



Female Urinating At The Foundry, 0058 hours Saturday 17th June 2023.



2 Males Taking Drugs At The Foundry, 0319 hours Saturday 17th June 2023.



Female And Male Taking Drugs At The Foundry, 0409 hours Saturday 17th June 2023



Male Assaulting A Female Outside The Foundry, 0708 hours Saturday 17th June 2023



Burnley has now become more attractive and desirable to persons wishing to move and live in the area. There is now a larger residential migration, occupation and presence within the whole of Burnley Town Centre than there has been in previous years.

The closest residential dwellings within proximity to Mode is called The Foundry. This premise is located on Hammerton Street and is within proximity of 30 metres of Mode.

The residents who reside at The Foundry are continually plagued and disturbed, weekend in, weekend out by the crime, disorder, anti-social behaviour, drug taking and noise etc. that is fuelled and created by Mode. Incidents that are taking place between the hours of 4am and 8am each and every Friday, Saturday and Sunday morning. Mode is the magnet, Mode is the attraction, Mode is the problem and Mode is the cause.

There are no other Licensed Premises in this location that choose to or want to operate in Burnley Town Centre between these times.

This increased residential presence in the area has now led to greater observations from the residents of activities of the clientele who are attending and exiting Mode. These observations, these CCTV images have not been there in the past.

The residents of Burnley Town Centre want and need an enjoyable, relaxed quality of life. One that is undisturbed and undisrupted by the operators and clientele of Mode.

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By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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