

WITNESS STATEMENT

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

Statement of PC368QK Michael Sullivan URN:

--	--	--	--

Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Officer 220776**

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

Signature:



Date: 2nd July 2016

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

On Thursday 30th June 2016, I was on duty in plain clothes in company with PC782QK Whitcomb, on mobile patrols in an unmarked police vehicle, as part of operation Novella, this is a licensing operation for the Euro Football competition, at the start of our duty we had been made aware that the Cock Tavern had been subject to a summary review and had numerous interim conditions placed on it, namely

1. SIA accredited door supervisors shall be on duty at the premises in the following number and at the following times:
 - a. at least 1 door supervisor Monday to Friday from 18:00 hours and at least 2 door supervisors from 20:00 hours until close of business.
 - b. at least 1 door supervisor Saturday and Sunday from 16:00 hours and at least 2 door supervisors from 20:00 hours until close of business.
2. No patron suspected of being intoxicated shall be allowed entry to the premises at any time.
3. The Police shall, at a time to be arranged, but no later the end of the week commencing 18 July 2016 conduct security and door management training with any employee of the premises who is concerned with the management and/or retail sale of alcohol and/or food.

These were imposed after a fight at the pub where a drunk male was stabbed, and four members of staff from the pub were arrested for Affray. These conditions became enforceable at midnight on the 29/06/2016.

Signature:



Signature witnessed by:

Continuation of Statement of

At approximately 20.10 hours we attended the Cock Tavern public House 125 Kilburn High Road NW6 6JH, to check that they were complying with the interim conditions, we spoke to the Designated Premises Supervisor Mr Rogerio Mendes and asked him if he had two door supervisors on duty, as it was now past 20.00 hours he stated that there had been one door supervisor on duty from 18.00 hours but he had just popped out for a break, it was explained to him that he needed to have two Door Supervisors on from 20.00 hours, he was then told that he would have to stop selling alcohol until there were two Door Supervisors on duty, Mr Mendes then walked off making a phone call to see where the Door Supervisor was, whilst he was doing this I asked a member of the bar staff what time the door security came on, the male replied he won't come on until about 8.30 tonight but I think he's running late so not sure, when Mr Mendes returned he was again told that he needed to have two door supervisors on from 20.00 hours, he stated that his solicitor told him that he only needed one on duty, and two if he was opening past midnight, which he was not going to do, I explained to him that the condition stated that he needed two door supervisors on duty, and that it was irrelevant what time he was staying open until, I then asked him if he was present at the hearing when the conditions were implemented, he stated that he was but didn't bother writing them down, he said that he had an email from his solicitor which had the conditions on, we then went upstairs to his office where he showed us the email, on reading it he said 'oh yes I need two Door Supervisors, your right' I then asked Mr Mendes for the security log in sheet, he asked a member of staff Mr [REDACTED] to find the signing in sheet, Mr Mendes then stated that the Door Supervisor had signed in at 18.00 hours, shortly after [REDACTED] returned with an SIA log sheet dated 30/06/2016, I then asked Mr Mendes if he could show me the pub's CCTV when the Door Supervisor arrived and was working, he seemed hesitant, and started making another phone call, I then said please just be honest with us, and said 'well I wasn't actually here' I said but you told me earlier that you had seen him and that he had just popped out, he made no reply and continued making a phone call. I took a picture of the SIA register and exhibit this as MJS/1. Mr Mendes continued to contradict himself and it became apparent that no Door Supervisor had been working at the pub that night, Mr [REDACTED] was also asked if any door supervisors had started work at the pub, he replied 'I am not working today' we then went downstairs whilst Mr Mendes made numerous phone calls to the security company trying to arrange for Door Supervisors to attend, whilst waiting I saw a white male stagger out of the pub and stand on the pub's front decking area and start drinking from a half pint glass of beer, the male was clearly intoxicated and was talking to himself and shouting out incoherently, this was witnessed by Mr Mendes who seemed unconcerned, the male eventually walked off after he realised that the pub was no longer serving beer, I exhibit photos of the male as MJS/2/3/4. Another interim step put on by the committee reads, No patron suspected of being intoxicated shall be allowed entry to the premises at any time. At about 21.15 hours a Door supervisor arrived, I asked him if he had been at the pub earlier, he said no that he had just got a call to come here, Mr Mendes was advised that he still needed a second door supervisor before he could sell alcohol, we then left the pub, shortly after Mr Mendes contacted us and said that a second Door Supervisor had now arrived.

Signature:



Signature witnessed by: