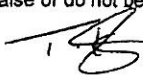






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|---|---|---|
| <b>NOT PROTECTIVELY MARKED</b><br><b>DURHAM CONSTABULARY</b>  |   | Form MG11(T)<br><small>(amended Jan 09)</small> |
| <b>Witness Statement</b><br><small>(CJ Act 1967, s.9 MC Act 1980, ss 5A (3)(a) and 5B, MC Rules 1981, r70)</small>  |   |   |
| <b>Statement of Timothy Mark Kelly</b>  |   |   |
| Age if under <b>Over18</b> <small>(if over 18 insert 'over 18')</small>   | Occupation: Police Officer 277  |   |
| <p>This statement (consisting of 1 page each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.</p>   |   |   |
| Signature:  Date: - 27 <sup>th</sup> February 2012   |   |   |
| <p>I am a Police Sergeant in Durham Constabulary, currently stationed at Darlington Police Office in the capacity of Licensing Sergeant, a role I have held since January 2006.</p> <p>At 10am on Monday 30<sup>th</sup> January 2012 I attended The Grange, 3-6 and 8 Wellington Court Mews together with PCSO Mandy Mc Allister (Licensing Enforcement Officer), and Nicola Forster (Business Support Officer) of the Local Safeguarding Children's Board.</p> <p>The purpose for the visit was to meet with Mr David Storer, the Designated Premises Supervisor for The Grange, and discuss with him an event advertised on Facebook, the social networking site, as taking place at the venue on February 15<sup>th</sup> 2012. It was apparent that this event was a "party event" and that those aged 16 and over were able to attend. Mr Storer advised us that the venue had hosted a number of similar events since November 2011 including one organised by the same promoters as those behind the event scheduled for February 15<sup>th</sup> 2012.</p> <p>Mr Storer was advised by me of the concerns held by both the Police and Safeguarding board regarding events at which those under 18 would be mixing with those 18 years or over and for whom alcohol would be available for sale. Mr Storer was also advised by me that any premises holding such events would be held accountable for all linked anti social behaviour and/or the undermining of the Licensing Objectives.</p> <p>Mr Storer proceeded to detail a list of measures carried out within the premises to both manage the event with regard to Crime and Disorder and to prevent the accessing of alcohol inside the premises by those attending the event and aged under 18 years. In addition Mr Storer provided a written list of measures to Nicola Forster of Safeguarding for her information.</p> <p>I noted that Mr Storer indicated that a number of additional measures were now undertaken as a result of previous events though he also stated that these events had not been especially problematic. These measures included a policy of no re entry, the deployment of doorstaff at both the top and bottom of the stairs and also the use of polycarbonate glasses only. Mr Storer also stated he had advised the organisers that the event was to be limited to a maximum of 350 attendees and was to finish at 12 midnight and not later as had been requested. When I asked him why the event was to close at that time and not earlier he stated that it was to be held during school half term.</p> <p>I advised Mr Storer that information from Facebook caused me concern with regards to the potential numbers of people expressing an interest in the event. I showed him a copy of the Atmosphere "Valentines Special" page (TMK1) which indicated that 386 people had stated they were to attend, 75 were possibly attending and over 1000 had been invited. I also highlighted the latest entry on the page which stated, "feel free to come off your Barnet". Mr Storer confirmed that ticketing was being handled by the promoters and not the premises and that the event was not advertised on the premise website, he stressed that no tickets were to be available on the door.</p> <p>I specifically asked Mr Storer what arrangements had been made by the venue to deal with intoxicated attendees and pointed out the duty of care held by The Grange both for those who may arrive at the venue under the influence of alcohol and for those who may become drunk inside the venue. Mr Storer stated the policy would be to turn away those who presented as being drunk and to eject those found to be drunk inside the venue. I asked Mr Storer if he had made available a "safe area" where those drunk could be looked after until handed over to a responsible adult or the emergency services as deemed appropriate. He confirmed he had not but stated that a member of bar staff was first aid trained and that kits were available on both floors.</p> |   |   |
| <b>NOT PROTECTIVELY MARKED</b>  |   |   |
| Signature:   | Signature witnessed by:  |   |
| P T O   |   |   |

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|---|--|---------------|
| <b>NOT PROTECTIVELY MARKED</b><br><b>DURHAM CONSTABULARY</b>  |  | Form MG11A(T) |
| Continuation of Statement / Interview of: <b>Timothy Mark Kelly</b> Page No.: 2   |  |               |
| <p>I confirmed with Mr Storer my concerns as to the potential for issues of drunkenness and disorder should the event proceed. I also advised him that I would have to seek additional Police resources being deployed as a result of those concerns and that should the event undermine any of the Licensing Objectives there would be a robust response from the Police. Mr Storer advised that he was not able to be present on the evening of February 15<sup>th</sup> 2012, but that his business partner Mr Shaw would be present to manage the event and to meet with the organisers before the doors would be opened.</p> <p>I was on Annual Leave on the night of the event and discovered on my return to work on Monday 20<sup>th</sup> February 2012 that there had been serious issues around the event which had been closed soon after its commencement by Mr Shaw.</p> <p>I attended a previously arranged meeting on the afternoon of February 20<sup>th</sup> 2012, afternoon at Darlington Police Office with Mr Storer and Mr Shaw from The Grange, together with representatives from the Licensing Authority, Darlington Safeguarding Children's Board and the Police. The meeting provided the representatives an opportunity to discuss, from their perspective, the issues which had led to the early closure of the event and the subsequent high volume of youths in the Town Centre who required Policing issues for approximately a further two hours. It was apparent from this meeting that a significant number of youths over and above the stated capacity (described by Mr Storer as 450) had attended and who appeared to be in possession of valid tickets. This pressure and the heightened degree of frustration internally and externally was the reason the decision had been taken to close the venue.</p> <p>I advised Mr Storer and Mr Shaw that the events of February 15<sup>th</sup> 2012 had been of a serious nature which could have potentially been much worse, and that I would be collating evidence prior to a decision being taken as to whether a review of the Premises Licence was proportionate in these circumstances.</p> <p>It is the case that this premise had given some consideration to how they were to manage the event inside the venue, this being reflected in the written measures provided by Mr Storer at our meeting on January 30<sup>th</sup> 2012. The problems encountered on the evening of February 15<sup>th</sup> 2012 were largely the result of the premise abnegating responsibility for promotion and ticketing to third parties. In this instance the main organiser being 16 years of age. As a result large numbers descended onto the premise, well in excess of stipulated numbers, many claiming to have valid tickets, and, unfortunately, many of whom had pre loaded with alcohol. The resultant attempt at dispersal led almost inevitably to large groups of youths across Darlington Town Centre with associated issues of disorder and additional policing requirements.</p> <div style="text-align: center; margin-top: 20px;"></div> <div style="display: flex; justify-content: space-between; margin-top: 100px;"><div style="width: 30%;">Signature: </div><div style="width: 30%; text-align: center;"><b>NOT PROTECTIVELY MARKED</b></div><div style="width: 30%; text-align: right;">Signature witnessed by: <span style="font-size: 1.5em; vertical-align: middle;">17.</span></div></div> |  |               |

161 ATMOSPHERE VALENTINES SPECIAL! 8PM - 12PM 15.2.12! | Facebook Page 1 of 3

Email  Password    
☐ Keep me logged in

Facebook helps you connect and share with the people in your life.

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**Going (386)**

**Maybe (75)**

**Invited (1,004)**

**ATMOSPHERE VALENTINES SPECIAL! 8PM - 12PM 15.2.12!**

Wednesday, 15 February 2012 20:00 until 00:00

The Grange

THIS NEWEST STUDENT EVENT HAS FINALLY ARRIVED!  
WITH THE BIGGEST PARTIES YOU WILL EVER SEE HAPPENING EVERY 2 MONTHS!

So lets begin with whats in store..

- ▼ Give Aways
- ▼ LIVE Filming Crew
- ▼ Chinese Sky Lanterns
- ▼ Confetti Cannons
- ▼ Full Valentines Club Decor
- ▼ Balloon Drops
- ▼ A Lazer Show + An out of this world disco!
- ▼ An amazing 500+ Capacity Venue.
- ▼ Professional Videographers & Photographers

Courtesy Of <http://www.lamvip.co.uk/>

Music on the night will be supplied by [REDACTED]

WRISTBAND INFORMATION

TICKETS GO ON SALE ON WEDNESDAY 11TH JANUARY! AND CAN BE BOUGHT OFF ANY OF THE FOLLOWING PEOPLE!

Well that's pretty much everything, hope to see you all there but be sure to buy your ticket as soon as you can to avoid missing out on Darlington's Newest Student Event!

The Atmosphere Team

**FEEL FREE TO COME OFF YOUR BARNET.**  
11 hours ago

View all 4 comments

[REDACTED] No don't!)  
11 hours ago

[REDACTED] Just drink for me :)  
11 hours ago

[REDACTED] I have no tickets left unless the reserved ones dont go :)  
16 hours ago

|  |       |                    |  |
|--|-------|--------------------|--|
| <b>DARLINGTON</b>  |       | <b>PREMISES</b>    |  |
| <b>RESTAURANT</b>  |       | <b>Live</b>        |  |
| <b>DARLINGTON</b>  |       | <b>BOTH</b>        |  |
| <b>BBF 468 LTD</b>   |       | <b>07812589012</b> |  |
| <b>3-6 &amp; 8</b>   |       |                    |  |
| <b>WELLINGTON COURT MEWS</b>   |       |                    |  |
| <b>DARLINGTON</b>  |       |                    |  |
| <b>COUNTY DURHAM</b>   |       |                    |  |
| <b>DL1 5PD</b>   |       |                    |  |
| <b>DAVID WILLIAM STORER</b> Designated Premises Supervisor   |       |                    |  |
| <b>Section/Certificate:</b>  |       |                    |  |
| <b>Regulated Entertainment:</b>  |       |                    |  |
| Live Music, Late Night Refreshment, Recorded Music   |       |                    |  |
| <b>Alcohol Operating Hours</b>   |       |                    |  |
| Day  | From  | To                 |  |
| Monday   | 07:00 | 01:30              |  |
| Tuesday  | 07:00 | 01:30              |  |
| Wednesday  | 07:00 | 01:30              |  |
| Thursday   | 07:00 | 01:30              |  |
| Friday   | 07:00 | 01:30              |  |
| Saturday   | 07:00 | 01:30              |  |
| Sunday   | 07:00 | 01:30              |  |
| <b>Notes:</b>  |       |                    |  |
| <b>Conditions:</b>   |       |                    |  |
| <b>With a view to the safety of the public:</b>  |       |                    |  |
| DATE OF INCIDENT 15/02/2012 TIME OF INCIDENT 20:55 INCIDENT NO. 15022012-0410/0437   |       |                    |  |
| INCIDENT TYPE(S) Rowdy Nuisance  |       |                    |  |
| ATTENDING OFFICER(S) 690 (DAVID KIRTON)  |       |                    |  |
| DESCRIPTION  |       |                    |  |
| 690 REPORTS THAT THERE HAS BEEN A UNDER AGE DISCO AT THE LOCATION WHERE THERE HAS BEEN SOME DISORDER SO THE LAND LORD IS CLOSING EARLY AND THERE |       |                    |  |
| WILL BE 400+ YOUTHS LEAVING SHORTLY.   |       |                    |  |
| 690 ADVISES SITUATION IS CALMING DOWN  |       |                    |  |
| ANY FURTHER UNITS TRAVELLING CAN NOW CANCEL  |       |                    |  |
| 690 UPDATES 1 X ARRESTED   |       |                    |  |
| 1 ON ROUTE TO SJ CUSTODY   |       |                    |  |
| 7355 UPDATES 3 MALES FIGHTING IN SKINNERGATE - 690 AWARE   |       |                    |  |
| 2357 ATTENDED AREA OF GRANGE RD VETS - CALL ON X-REF TO STATE YOUTHS CLIMBING ON THE FENCE   |       |                    |  |
| 2357 HAS DRIVEN PAST THE LOCATION AND THERE ARE NO YOUTHS AT THE LOCATION.   |       |                    |  |
| 690 UPDATES THAT FROM DOOR STAFF AND MANAGEMENT AT THE GRANGE  |       |                    |  |
| BETWEEN 600-700 YOUTHS TURNED UP AT THE PREMISES, SOME INTOXICATED   |       |                    |  |
| FEMALE AGED 15YRS WAS EJECTED FROM THE PREMISES DUE TO BEING INTOXICATED, HER PARENTS TURNED UP AND WERE TAKING HER TO HOSPITAL                  |       |                    |  |
| APPROX 40MINS IN MANAGEMENT REQUESTED ASSISTANCE DUE TO A DISTURBANCE INSIDE   |       |                    |  |

ASSISTANCE GIVEN TO CLEAR PREMISES

PREMISES CLEARED, HOWEVER THERE WERE SOME FIGHTS IN THE AREA.

APPROX 300 YOUTHS HAVE DISPERSED TO MCDONALDS WHERE OFFICERS ARE REMAINING ON SCENE