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Monday, 6 November 2023

To All Councillors:

As a Member or Substitute of the **Licensing & Appeals Sub-Committee**, please treat this as your summons to attend a meeting on **Tuesday, 14 November 2023 at 10.30 am** in the **Committee Room, Town Hall, Matlock DE4 3NN**

Yours sincerely,

Paul Wilson
Chief Executive

This information is available free of charge in electronic, audio, Braille and large print versions, on request.

For assistance in understanding or reading this document or specific information about this Agenda or on the "Public Participation" initiative please call the Committee Team on 01629 761133 or email committee@derbyshiredales.gov.uk

AGENDA

1. APOLOGIES FOR ABSENCE

Please advise the Democratic Services Team on 01629 761133 or email committee@derbyshiredales.gov.uk of any apologies for absence.

2. ELECTION OF A CHAIRMAN

Proposal that a Member of the Sub-Committee be elected Chairman.

3. INTERESTS

Members are required to declare the existence and nature of any interests they may have in subsequent agenda items in accordance with the District Council's Code of Conduct. Those interests are matters that relate to money or that which can be valued in money,

affecting the Member, her/his partner, extended family and close friends. Interests that become apparent at a later stage in the proceedings may be declared at the time.

4. EXCLUSION OF PUBLIC AND PRESS

At this point the Committee will consider excluding the public and press in order to At this point the Committee will consider excluding the public and press in order to consider its decision in private in accordance with the Hearing procedure.

5. APPLICATION FOR REVIEW OF A PREMISES LICENCE FORM THE CHIEF OFFICER OF POLICE FOR DERBYSHIRE - BULAN BAR AND NIGHTCLUB (Pages 3 - 148)

This report informs the Committee of an application received for a Review of a Premises Licence. The application is made under section 51 of the Licensing Act 2003, by the Chief Officer of Police for Derbyshire, for a Review of the Premises Licence held by Luke Jonathan Taylor in respect of Bulan (Bar and Nightclub) located at 119 Dale Road, Matlock, Derbyshire, DE4 3LU.

The application seeks a reduction in the hours of operation for the premises and modification to the schedule of conditions attached to the current premises licence – Licence Number DDPLN/1715. The applicant considers that one or more of the licensing objectives are being undermined as a result of the way in which the premises is currently being operated.

The Sub-Committee is asked to consider the application and the representations received during the 28-day advertisement period. Representations have been received both in support of the Chief Officer of Police’s application, and others in support of the Premises Licence Holder.

Members of the Committee Nominated to hear this Appeal:

Councillors Peter Dobbs, Susan Hobson and Mark Wakeman

NOTE

For further information about this Agenda or on “Public Participation” call 01629 761133 or email committee@derbyshiredales.gov.uk



Licensing and Appeals Sub-Committee – 14 November 2023

Licensing Act 2003 – Section 51

Application for Review of a Premises Licence from the Chief Officer of Police for Derbyshire

Bulan Bar and Nightclub, 119 Dale Road, Matlock, DE4 3LU

Report of Director of Regulatory Services

Report Author and Contact Details

Eileen Tierney, Licensing Manager

01629 761374 or eileen.tierney@derbyshiredales.gov.uk

Wards Affected

Matlock West

Report Summary

This report informs the Committee of an application received for a Review of a Premises Licence. The application is made under section 51 of the Licensing Act 2003, by the Chief Officer of Police for Derbyshire, for a Review of the Premises Licence held by Luke Jonathan Taylor in respect of Bulan (Bar and Nightclub) located at 119 Dale Road, Matlock, Derbyshire, DE4 3LU.

The application seeks a reduction in the hours of operation for the premises and modification to the schedule of conditions attached to the current premises licence – Licence Number DDPLN/1715. The applicant considers that one or more of the licensing objectives are being undermined as a result of the way in which the premises is currently being operated.

The Sub-Committee is asked to consider the application and the representations received during the 28-day advertisement period. Representations have been received both in support of the Chief Officer of Police's application, and others in support of the Premises Licence Holder.

Recommendations

That the application received from the Chief Officer of Police for Derbyshire for a Review of the Premises Licence held by Luke Jonathan Taylor for Bulan Bar and Nightclub, 119 Dale Road, Matlock, DE4 3LU, be determined.

List of Appendices

Appendix 1 - Application for a Review of Premises Licence

Appendix 2 - Supporting evidence from Chief Officer of Police

Appendix 3 - Comments from Responsible Authorities

Appendix 4 - Representations from Other Persons

Appendix 5 - Review Hearing Procedure

Background Papers

Licensing Act 2003 and amended Home Office Guidance issued under section 182 of the Licensing Act 2003 (August 2023)
Derbyshire Dales District Council's Statement of Licensing Policy (January 2021-2026)
Police Letter of Authorisation from the Chief Constable

Consideration of report by Council or other committee

No

Council Approval Required

No

Exempt from Press or Public

No

1 The Application

- 1.1 On 14 August 2023, an application submitted by PC Lora Holdgate on behalf of the the Chief Officer of Police Derbyshire was received by the Licensing Authority .for a review of the premises licence held in respect of Bulan Bar & Nightclub, 119 Dale Road, Matlock, DE43LU.

The application is reproduced in full in **Appendix 1**. The supporting evidence is reproduced in **Appendix 2**.

The CCTV footage which forms part of the Police evidence and has been disclosed to the premises licence holder and his solicitor, will be shown during the Hearing.

A copy of the current premises licence for Bulan and the schedule of conditions proposed by the Police are both detailed in the supporting documents in Appendix 2.

- 1.2 Home Office Guidance issued under section 182 of the Act states that at any stage following the grant of a premises licence, a responsible authority, such as the Police Authority, Environmental Health, Trading Standards etc or any Other Person (defined as local residents/businesses or anyone who is affected by the licence) may ask the Licensing Authority to review the premises licence because of matters arising at the premises which could lead to the undermining of the four licensing objectives.

1.3 The Licensing Objectives

The four licensing objectives specified in the Licensing Act 2003 are:

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance; and
- the protection of children from harm.

- 1.4 In accordance with section 52(2) of the Act, when an application for a review is received the Licensing Authority must hold a hearing to consider the application and any relevant representations. The Committee must take whatever action is considered appropriate to safeguard the promotion of these licensing objectives.

1.5 Grounds for Review of the Premises Licence held in respect of Bulan

It is the view of the Chief Officer of Police that the Crime and Disorder, the Public Safety and the Public Nuisance licensing objectives may be undermined if the Premises Licence Holder continues to operate these premises with the current licence conditions and current opening hours.

1.6 Advertising the Application

The legislation requires that the applicant for a Review serves the application on the Licensing Authority, the Premises Licence Holder, and all the Responsible Authorities (specified in the legislation) on the same day.

1.7 The Licensing Authority (not the premises licence holder) is required to display a notice at the premises (on pale blue coloured paper) for a period of 28 consecutive days. At the same time the application must be advertised on the District Council's website, to inform local residents and businesses and anyone else who may be affected by the application. Copies of the application must be made available by the Licensing Authority, on request.

1.8 The 28-day period during which the Responsible Authorities and Other Persons could make representations to the Licensing Authority in respect of this application, started on Tuesday 15th August with an end date of Monday 11 September 2023.

1.9 However, during the consultation period it became apparent that a technical error had been made in serving the application. To ensure that the administrative process was not flawed the application process was re-started. The Licensing Manager re-advertised the application with a revised 28-day period for making representations starting on Wednesday 27th September and ending on Tuesday 24th October 2023.

1.10 Representations

During the advertisement/consultation period, responses were received from the Environmental Health and Derbyshire Fire & Rescue Service and are produced at **Appendix 3**

Other Persons

During the consultation period, 3 representations were received in support of the premises, and 6 were received supporting the Police application.

Representations were also received in support of the Police application from the 3 Ward Members (local councillors) for the area, and the Council's Community Safety Lead Officer.

These representations are produced at **Appendix 4**.

2 **The Hearing**

- 2.1 The Sub-Committee consists of 3 Members drawn from the full Licensing and Appeals Committee. The Members are Councillors Peter Dobbs, Susan Hobson, Mark Wakeman.
- 2.2 The Sub-Committee will be advised by Kerry France, Legal Services, and the report will be introduced by Eileen Tierney, Licensing Manager.
- 2.3 A copy of the procedure to be followed by the Sub-Committee is set out in **Appendix 5**, for information.
- 2.4 In making its decision the Licensing Sub-Committee will have regard to the legislation, the statutory Guidance issued under section 182 of the Licensing Act 2003 and to the District Council's most current Licensing Policy Statement republished under section 5 of the 2003 Act, in 2021. (The Policy will be reviewed and republished no later than January 2026).
- 2.5 In making its decision, the Licensing sub-Committee, having regard to the application and the representations, will take such steps (if any), as it considers appropriate for the promotion of the licensing objectives.

The steps are:

- (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;
- (e) to revoke the licence; and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition added.

In accordance with section 52(6) of the Act, if the authority takes measures to modify conditions or exclude licensable activities from the licence, it may stipulate that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify. The Sub-Committee does not have to specify a period.

- 2.6 The Licensing Authority's determination of this application does not have effect until the 21-day period for any appeal to the Magistrates' Court has expired; or if the decision is appealed, the date the appeal is determined and / or disposed of.

Contact: PC 3278 Holdgate
Direct Telephone: 07712417446
Extension: .
Email: northdivlicensing@derbyshire.police.uk
Our reference: .
Your reference: .
Date: 26/09/23

Licensing Manager
Regulatory Services
Derbyshire Dales District Council
Town Hall
Matlock
Derbyshire
DE4 3NN

Dear Sir/Madam

RE: BULAN, 119 DALE ROAD, MATLOCK, DERBYSHIRE, DE4 3LU
Application for the Review of Premises Licence.

Please find enclosed Review Application in relation to 'Bulan', 119 Dale Road, Matlock, Derbyshire, DE4 3LU.

Enclosed with this application is the full file with supporting evidence and the CCTV compilation of events. If you wish to see all the original, full length individual footage then I am happy for you to make an appointment for you to attend the police station and view this in a controlled environment.

If you have any questions in relation to the above please do not hesitate to contact me.

Yours sincerely

PC 3278 Lora Holdgate
North Division Licensing Officer

Derbyshire Constabulary, Headquarters, Butterley Hall, Ripley, Derbyshire, DE5 3RS
Incoming telephone calls and communications may be monitored and recorded

Making Derbyshire Safer **Together**

Telephone 101 | Text Relay 18001 101 | www.derbyshire.police.uk





I, Rachel Swann, Chief Constable of Derbyshire Constabulary, hereby confirm that the powers given to me by the Licensing Act 2003 are delegated to the following officers to carry out for and on behalf of the Derbyshire Constabulary in respect of North Division.

Inspector 2174 Donna Tovell

Sergeant 3298 Adam Harrison

Constable 3279 Andrew Clay

Constable 3306 Adrian Clarke

Constable 3278 Lora Holdgate

Police Staff 16045 Nicola Cooper Administration powers only

Police Staff 17540 Helen Grant Administration powers only

Chief Constable of Derbyshire Constabulary

Date: 13 July 2022

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

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I Police Constable 3278 Lora Holdgate

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

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

**BULAN
119 DALE ROAD**

Post town **Matlock**

Post code (if known) **DE4 3LU**

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

Mr Luke Taylor

Number of premises licence or club premises certificate (if known)
DDPLN/1715

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

<p>Name and address</p> <p>Police Constable 3278 Lora Holdgate North Division Licensing Team, Derbyshire Constabulary, Chesterfield , Beetwell Street Chesterfield S40 1QP</p>
<p>Telephone number (if any)</p> <p>0300 122 8516</p>
<p>E-mail address (optional)</p> <p>Northdivlicensing@Derbyshire.police.uk</p>

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

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

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

This application is for a review of the Premises Licence held at BULAN located at 119 Dale Road in Matlock, Derbyshire.

A review has been requested as there have been 24 incidents reported to police within the last 12 months at this location. These incidents include thefts, a sexual offence, 18 incidents of violence ranging from Actual Bodily Harm to Grievous Bodily Harm and one reporting glass bottles being thrown. Also within these reports are allegations of noise nuisance, drug dealing and breaches of their licence conditions by opening beyond the terminal hour they are licenced to do so.

These incidents have created a significant demand on police resources within the Derbyshire Dales area. Police investigations can evidence that members of the public are coming to harm as a result of these crimes which go against the licensing objectives. Some of the incidents that have taken place have involved serious violence with one of the more recent incidents involving one victim being punched, kicked and stamped on causing him to hit his head on the kerb. Another incident from February 2023 involved an assault in full view of door security where the victim appears to lose consciousness, and nobody tends to him. Many of the violence incidents reported involve the door security. Several incidents report door staff fighting with customers, the sexual offence reported is against an off-duty doorman and a number of assaults name the security staff as potential suspects.

In addition to the increased demand on Police resources East Midlands Ambulance Service have also received 7 calls for service to this location since November 2022. 4 of these incidents relate to people who have been assaulted and 2 relate to intoxicated people who have injuries from a fall.

In the last 12 month I have regularly interacted with both Luke Taylor (PLH) and John Taylor (DPS) in order to resolve issues and support them in promoting the licencing objectives. Both Luke and John have been willing to engage with me however they have still demonstrated an ongoing lack of compliance in certain areas. I have interacted with Luke Taylor on at least 12 occasions in the last 12 months through face-to-face visits. I have also spent a lot of time on the phone to him and communicating through email. This level of engagement has taken up an extensive amount of time.

Although Bulan is not the only late opening premises in Matlock it has the latest licensable hours in the town. The crimes reported at this location are significantly higher than any other licensed premises in Matlock. I have also compared this data across other late-night bars and nightclubs across Chesterfield, Amber Valley and High Peak. Bulan still has one of the highest number of incidents reported to police which has resulted in more victims of crime than in any other like premises.

I have tried to encourage the owner to implement extra measures to resolve these issues including most recently suggesting they vary the premise licence with new and amended conditions. I have also recommended they reduce the opening times but they have declined to do this.

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

Attached to this application is the full file containing supporting evidence and a disk containing the relevant CCTV referred to within the evidential file.

It is the view of the Chief Officer of Police that the Crime and Disorder, the Public Safety and the Public Nuisance objectives may be undermined if Mr Taylor continues to operate the premises with the current licence conditions and current opening hours.

Bulan currently presents a significant risk to the public. There is a lack of compliance in certain areas of the premises licence and a reluctance to make reasonable changes. The proposed opening times are more than reasonable and proportionate. If, however the licensing committee conclude that the evidence provided supports a further reduction to the proposed hours or a different outcome we understand that is a decision that can be made.

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

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

n/a

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 14/8/23

Capacity **Licensing Officer, Derbyshire Constabulary**

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6) North Division Licensing Team, Derbyshire Constabulary, Chesterfield, Beetwell Street	
Post town Chesterfield	Post Code S40 1QP
Telephone number (if any) 0300 122 8516	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) Northdivlicensing@Derbyshire.police.uk	

Notes for Guidance

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

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ITEM LIST FOR BULAN REVIEW APPLICATION

ITEM (0)

ITEM NO.	ITEM DESCRIPTION
1	BULAN PREMISES LICENCE
2	DERBYSHIRE POLICE INCIDENTS
3	DERBYSHIRE POLICE CRIME REPORTS
4	EAST MIDLANDS AMBULANCE CALLS
5	LICENSING OFFICER OVERVIEW STATEMENT – PC LORA HOLDGATE
5A	LH/1 - PROPOSED AMENDMENTS TO PREMISES LICENCE
5B	STATEMENT FROM TINSF 15568 CARTER
6A	CRIME REPORT 22000169356 – 19.03.22 REVIEW
6B	CRIME REPORT 22000169356 – CCTV FOOTAGE RJP/9 - Unused material
6D	WITNESS STATEMENT – MR RICHARD PLANT
7	STATEMENT FROM SIA – RELATING TO JAMES EVANS
8	STATEMENT FROM SIA – RELATING TO MARK FRISBY
9	STATEMENT FROM PC 15357 WALKER
10A	CRIME REPORT 22000408032 – 02.07.22 REVIEW
10B	CRIME REPORT 22000408032– CCTV FOOTAGE RJP/7 – Unused material
11A	CRIME REPORT 22000424101 – 23.07.22 REVIEW
11B	CRIME REPORT 22000424101 - CCTV FOOTAGE RJP/6 - Unused material
12	COPY OF LETTER ISSUED TO LUKE TAYLOR BY SIA ON 29/09/22
13	STATEMENT FROM SIA REGARDING LUKE TAYLOR SIA LICENCE
14	COPY OF LETTER ISSUED TO JAMES EVANS
15	COPY OF LETTER ISSUED TO MARK FRISBY
16	WITNESS STATEMENT FROM CURT WALKER
17	CRIME REPORT 22000648656 REVIEW - 06.11.22
18	CRIME REPORT 2300002812 REVIEW – 15.01.23
19A	CRIME REPORT 2300056309 REVIEW – 27.01.23
19B	CRIME REPORT 2300056309 – CCTV FOOTAGE RJP/4 - Unused material
20A	CRIME REPORT 2300064124 REVIEW – 28.01.23
20B	CRIME REPORT 2300064124 – CCTV FOOTAGE RJP/3 - Unused material
21A	CRIME REPORT 2300071928 & 2300077008 REVIEW – 04.02.23
21B	CRIME REPORT 2300071928 & 2300077008 – CCTV FOOTAGE RJP/2 - Unused material

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ITEM LIST FOR BULAN REVIEW APPLICATION

ITEM (0)

22	BULAN ACTION PLAN ISSUED 27/02/23
23	CRIME REPORT 23000164725 REVIEW – 18.03.23
24	BWV OF LICENSING VISIT 22/03/23
25	BULAN FURTHER ACTION PLAN ISSUED 22/03/23
25A	PHOTOS OF THE PREMISES INCIDENT LOG
26A	CRIME REPORT 23000241222 REVIEW – 22.04.23
26B	CRIME REPORT 23000241222 – CCTV FOOTAGE RJP/1 - Unused material
26C	BWV PC15807 OF THE INCIDENT WHEN ATTENDED
26D	INJURY PHOTOS - VICTIM
26E	MG11 DSI Hart
27	CCTV OF PREMISES OPENING BEYOND TERMINAL HOUR 02/04/23 - Unused material
28	CRIME REPORT 23000337967 REVIEW – 03.06.23
29	CRIME REPORT 23000363742 REVIEW – 14.06.23
30	CRIME REPORT 23000485701 REVIEW – 06.08.23
31	STATEMENT FROM PC HOLDGATE EXHIBITING CCTV COMPILATION
32	CCTV COMPILATION EXHIBIT – EK154321092023

ISSUED BY DERBYSHIRE DALES DISTRICT COUNCIL



Derbyshire Dales District Council
 Licensing Team
 Regulatory Services
 Town Hall
 Matlock
 Derbyshire, DE4 3NN
 Tel: 01629 761313
 derbyshiredales.gov.uk

LICENSING ACT 2003 PREMISES LICENCE

PREMISES LICENCE NUMBER: DDPLN/1715

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

Bulan

119 Dale Road
 Matlock
 Derbyshire
 DE4 3LU

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

Supply of alcohol for consumption both on and off the premises.

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

Mr Luke Taylor 119 Dale Road, Matlock, Derbyshire, DE4 3LU

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

Not applicable.

NAME, REGISTERED ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SALE OF ALCOHOL

Mr John Taylor

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

Licence No: PA/VF/1488

Issued by: Chesterfield Borough Council

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

See attached schedule of conditions.

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

Films [Indoors] Indoor Sporting Events Live Music [Indoors]	Recorded Music [Indoors] Dance [Indoors]	Anything Similar [Indoors] Sale by Retail Alcohol[On/Off]
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LOCATION As shown on the plan of the premises

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF THE LICENSABLE ACTIVITIES

	From	To
Sunday	Midnight 10:00	03:00 Midnight
Monday	10:00	Midnight
Tuesday	10:00	Midnight
Wednesday	10:00	Midnight
Thursday	10:00	Midnight
Friday	Midnight 10:00	02:00 Midnight
Saturday	Midnight 10:00	03:00 Midnight

Non Standard Timings and Seasonal Variations

- (a) Bank Holiday Sundays and Mondays, and every day between 23 and 31 December (inclusive) 10.00 - 03.00;
- (b) 31 December - end of normal hours on New Year's Eve until the commencement of normal hours on New Year's Day.
- (c) One hour before and one hour after the end of World Cup finals competitions in respect of football, rugby league or rugby union, and at any stage in the finals competitions.
- (d) On the occasion the clocks move forward at British Summertime, the terminal hour will be one hour later than standard timings; i.e. Saturday 04.00 the following morning.

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE**LN Refreshments [Indoors]****LOCATION** As shown on the plan of the premises**THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF THE LICENSABLE ACTIVITIES**

	From	To
Sunday	Midnight 23:00	03:00 Midnight
Monday	23:00	Midnight
Tuesday	23:00	Midnight
Wednesday	23:00	Midnight
Thursday	23:00	Midnight
Friday	Midnight 23:00	02:00 Midnight
Saturday	Midnight 23:00	03:00 Midnight

Non Standard Timings and Seasonal Variations

- (a) Bank Holiday Sundays and Mondays, and every day between 23 and 31 December (inclusive) 10.00 - 03.00;
- (b) 31 December - end of normal hours on New Year's Eve until the commencement of normal hours on New Year's Day.
- (c) One hour before and one hour after the end of World Cup finals competitions in respect of football, rugby league or rugby union, and at any stage in the finals competitions.
- (d) On the occasion the clocks move forward at British Summertime, the terminal hour will be one hour later than standard timings; i.e. Saturday 04.00 the following morning.

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE**Premises Opening Times****LOCATION** As shown on the plan of the premises**THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF THE LICENSABLE ACTIVITIES**

	From	To
Sunday	Midnight 07:00	03:30 Midnight
Monday	Midnight 07:00	00:30 Midnight
Tuesday	Midnight 07:00	00:30 Midnight
Wednesday	Midnight 07:00	00:30 Midnight
Thursday	Midnight 07:00	00:30 Midnight
Friday	Midnight 07:00	02:30 Midnight
Saturday	Midnight 07:00	03:30 Midnight

Non Standard Timings and Seasonal Variations

1. Bank Holiday Sundays and Mondays, and every day between 23 and 30 December 10.00 - 03.30; and from 06.00 on New Year's Eve until normal terminal hour for 1 January following.
2. Premises will be open to public for a maximum of 30 minutes after the last sale of alcohol and on the occasions of international sporting events, as detailed above for the supply of alcohol times.
3. On the occasion the clocks move forward at British Summertime, the terminal hour will be one hour later than standard timings; i.e. Saturday 04.00 the following morning.

ANNEXES**MANDATORY CONDITION: SUPPLY OF ALCOHOL**

- (1) 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 licence, or
 - b. at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- (2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

MANDATORY CONDITION: IRRESPONSIBLE PROMOTIONS

1. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
2. 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:-
 - (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 in a manner which carries a significant risk of undermining a licensing objective;
 - (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 in a manner which carries a significant risk of undermining a licensing objective;
 - (d) 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;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

MANDATORY CONDITION: FREE TAP WATER

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

MANDATORY CONDITION: PROOF OF AGE SCHEME

- (a) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (b) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

- (c) The policy must require individuals who appear to the responsible person to be under 18 Year's 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 either:-
- (i) a holographic mark, or
 - (ii) an ultraviolet feature.

MANDATORY CONDITION: REQUIREMENT TO MAKE SMALL ALCOHOL MEASURES AVAILABLE

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;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

MANDATORY CONDITION: SALE OF ALCOHOL - DUTY + VAT

1. 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.
2. For the purposes of the condition set out in paragraph 1—
 - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(a);
 - (b) “permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$
 where—
 - (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
 - (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994(a).

MANDATORY CONDITION: EXHIBITION OF FILMS

The admission of children to film exhibitions is to be restricted in accordance with film classification recommendations made by the British Board of Film Classification.

MANDATORY CONDITION: DOOR SUPERVISORS

Any individual(s) at the premises carrying out a security activity must be licensed by the Security Industry Authority, as required by section 21 of the Licensing Act 2003.

CONDITIONS CONSISTENT WITH OPERATING SCHEDULE:**(1) General**

- (a) The Premises Supervisor will arrange once in every calendar year or as at such time as maybe required on the advice of a relevant industry specialist & inspection of all fire safety equipment, gas appliances, emergency lighting equipment & electrical installations.

(2) Prevention of Crime and Disorder

- (a) A minimum of 2 registered door supervisors shall be employed at the premises when regulated entertainment (music and dancing) is taking place. The DPS shall periodically review (at least once a month) the requirement for more than 2 door supervisors, taking into consideration the type of event/occasion. A written record of the assessments shall be kept at the premises, available for inspection by authorised officers/police officers.
- (b) The fire door at the rear of the building shall be kept closed at all times when the premises are in use, except in cases of emergency.
- (c) Adequate noise insulation shall be maintained to the satisfaction of the Director of Community Services/Head of Environmental Health.
- (d) Install a CCTV system and/or outside the premises if required based on a crime prevention risk assessment. This risk assessment will include the location of the cameras and the policy to ensure the equipment is kept in full working order & for the period of retention of the images recorded.
- (e) The premises will display crime prevention notices warning customers about any local crime issues such as vertical crime, pick pockets or bag snatchers.
- (f) The premises remain a member of the Peaks & Dales safer pubs & clubs scheme or such similar organisation, which continues to exist.
- (g) The Designated Premises supervisor shall maintain membership of Pubwatch or similar organisation if one exists in the locality.

(3) Public Safety

- (a) The maximum number of persons engaged in any licensable activity shall not exceed 304.
- (b) First aid materials will be available on the premises.
- (c) When disabled people are present, we will provide adequate arrangements to enable their safe evacuation in the event of an emergency and ensure that they are made aware of the arrangements.
- (d) The premises licence holder will ensure that fire exit doors will either be opened in the event of an emergency without the use of keys, cards or similar means.
- (e) The premises licence holder will regularly check exit doors to ensure that they function properly.
- (f) The Fire Brigade will be called at once to any outbreak of fire of the light and details to be recorded in the fire log book.
- (g) The local fire control centre will be notified as soon as possible for water supply to any hydrant, hose reel sprinkler; drencher or other fire extinguisher is cut off or restricted.

(4) The Prevention of Public Nuisance

- (a) All external doors and windows must be kept closed, other than for access or egress, in all rooms when events involve amplified music or speech are taking place.

- (b) No music or speech shall be relayed via external speakers, other than for events with prior approval of the licensing authority.
- (c) The licensee or a nominated representative shall receive & respond to complaints throughout the duration of all noisy events.
- (d) No fireworks or other pyrotechnics shall be used other than with prior approval of the licensing authority.
- (e) Prominent, clear notices shall be displayed at all exits requesting customers to respect the needs of local residents & leave the premises quietly.
- (f) Staff must be given adequate training to ensure they keep noise levels to a minimum when leaving the premises.
- (g) Disposal of waste bottles into external receptacles (where the noise will be audible to residents in the neighbouring properties) must not occur between the hours of 23:00 & 7:00 the following day.
- (h) No drinking in the external area after 23:00 hours.

(5) The Protection of Children from Harm

- (a) The premises licence holder will influence & maintain a scheme, which requires the production of proof of age.
- (b) No children under 14 will be allowed in to the premises at any time.
- (c) No children under 16 will be allowed in to the premises unless accompanied by an adult.

CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY:

Not applicable.

DATE LICENCE GRANTED:

20 February 2007.

DATE LICENCE TRANSFERRED:

15 July 2021.

DATE ANNUAL FEE DUE:

20 February.

PLANS OF THE PREMISES:

The attached plans of the premises form part of this licence - drawing number 05.35/02.

Licensing Act 2003 DDPLN/1715

PREMISES LICENCE SUMMARY

ISSUED BY DERBYSHIRE DALES DISTRICT COUNCIL



Derbyshire Dales District Council
 Licensing Team
 Regulatory Services
 Town Hall
 Matlock
 Derbyshire
 DE4 3NN
 Tel: 01629 761313
 Web: derbyshiredales.gov.uk

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

Bulan

119 Dale Road
 Matlock
 Derbyshire
 DE4 3LU

WHERE THE LICENCE IS TIME LIMITED THE DATES

NOT APPLICABLE

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

Films [Indoors]
 Indoor Sporting Events
 Live Music [Indoors]
 Recorded Music [Indoors]
 Dance [Indoors]
 Anything Similar [Indoors]
 Sale by Retail Alcohol[On/Off]

LOCATION As shown on the plan of the premises

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF THE LICENSABLE ACTIVITIES

	From	To
Sunday	Midnight 10:00	03:00 Midnight
Monday	10:00	Midnight
Tuesday	10:00	Midnight
Wednesday	10:00	Midnight
Thursday	10:00	Midnight
Friday	Midnight 10:00	02:00 Midnight
Saturday	Midnight 10:00	03:00 Midnight

Non Standard Timings and Seasonal Variations

- (a) Bank Holiday Sundays and Mondays, and every day between 23 and 31 December (inclusive) 10.00 - 03.00;
- (b) 31 December - end of normal hours on New Year's Eve until the commencement of normal hours on New Year's Day.
- (c) One hour before and one hour after the end of World Cup finals competitions in respect of football, rugby league or rugby union, and at any stage in the finals competitions.
- (d) On the occasion the clocks move forward at British Summertime, the terminal hour will be one hour later than standard timings; i.e. Saturday 04.00 the following morning.

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE		
LN Refreshments [Indoors]		
LOCATION	As shown on the plan of the premise	
THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF THE LICENSABLE ACTIVITIES		
	From	To
Sunday	Midnight 23:00	03:00 Midnight
Monday	23:00	Midnight
Tuesday	23:00	Midnight
Wednesday	23:00	Midnight
Thursday	23:00	Midnight
Friday	Midnight 23:00	02:00 Midnight
Saturday	Midnight 23:00	03:00 Midnight
Non Standard Timings and Seasonal Variations		
<p>(a) Bank Holiday Sundays and Mondays, and every day between 23 and 31 December (inclusive) 10.00 - 03.00;</p> <p>(b) 31 December - end of normal hours on New Year's Eve until the commencement of normal hours on New Year's Day.</p> <p>(c) One hour before and one hour after the end of World Cup finals competitions in respect of football, rugby league or rugby union, and at any stage in the finals competitions.</p> <p>(d) On the occasion the clocks move forward at British Summertime, the terminal hour will be one hour later than standard timings; i.e. Saturday 04.00 the following morning.</p>		

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE		
Premises Opening Times		
LOCATION	As shown on the plan of the premises	
THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF THE LICENSABLE ACTIVITIES		
	From	To
Sunday	Midnight 07:00	03:30 Midnight
Monday	Midnight 07:00	00:30 Midnight
Tuesday	Midnight 07:00	00:30 Midnight
Wednesday	Midnight 07:00	00:30 Midnight
Thursday	Midnight 07:00	00:30 Midnight
Friday	Midnight 07:00	02:30 Midnight
Saturday	Midnight 07:00	03:30 Midnight
Non Standard Timings and Seasonal Variations		
<p>1. Bank Holiday Sundays and Mondays, and every day between 23 and 30 December 10.00 - 03.30; and from 06.00 on New Year's Eve until normal terminal hour for 1 January following.</p> <p>2. Premises will be open to public for a maximum of 30 minutes after the last sale of alcohol and on the occasions of international sporting events, as detailed above for the supply of alcohol times.</p> <p>3. On the occasion the clocks move forward at British Summertime, the terminal hour will be one hour later than standard timings; i.e. Saturday 04.00 the following morning.</p>		
WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL, WHETHER THESE ARE ON AND / OR OFF SUPPLIES.		
Supply of alcohol for consumption both on and off the premises.		

NAME, REGISTERED ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE.
Mr Luke Taylor Bulan, 119 Dale Road, Matlock, Derbyshire, DE4 3LT
REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY, CHARITY NUMBER (WHERE APPLICABLE)
Not applicable.
NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SALE OF ALCOHOL
Mr John Taylor
PERSONAL LICENCE NUMBER & ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL
Licence No: PA/VF/1488
Issued by: Chesterfield Borough Council
STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED
See attached schedule of conditions.

DERBYSHIRE POLICE INCIDENTS

ITEM (2)

DATE	TIME	INC NUMBER	LOCATION	TYPE	TITLE	CRIME OCCURENCE
19.03.22	02:55	120	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	VIOLENCE	FIGHT IN PROGRESS	22000169356
02.07.22	00:52	32	(STREET RECORD) DALE ROAD, MATLOCK	VIOLENCE	FIGHT IN PROGRESS	22000408032
23.07.22	02:03	105	(STREET RECORD) DALE ROAD, MATLOCK	VIOLENCE	FIGHT	22000424101
23.07.22	02:03	106	(STREET RECORD) DALE ROAD, MATLOCK	VIOLENCE	LARGE FIGHT	
06.11.22	00:42	35	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	VIOLENCE	ASSAULT	22000648656
15.01.23	00:33	29	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	SEXUAL OFFENCE	SEXUAL OFFENCE	2300002812
27.01.23	23:03	1311	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	ANTI-SOCIAL BEHAVIOUR	NOISE POLLUTION	
27.01.23	23:44	1358	(STREET RECORD) DALE ROAD, MATLOCK	VIOLENCE	FIGHT	2300056309
27.01.23	23:44	1359	88 DALE ROAD, MATLOCK, DE4 3LU	VIOLENCE	FIGHT	
27.01.23	23:46	1362	(STREET RECORD) DALE ROAD, MATLOCK	VIOLENCE	FIGHT	
28.01.23	01:23	97	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	VIOLENCE	KICKING OFF	23000064124
28.01.23	01:23	98	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	VIOLENCE	DISTURBANCE	
04.02.23	00:44	40	(STREET RECORD) DALE ROAD, MATLOCK	VIOLENCE	FIGHT	23000071928
04.02.23	00:45	42	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	VIOLENCE	FIGHT ON STREET	
06.02.23	15:13	602	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	VIOLENCE	WITNESS TO ASSAULT	23000077008
06.02.23	16:04	661	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	ADMINISTRATION	FURTHER INFO RE FIGHT	
04.03.23	13:30	492	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	VIOLENCE	THREATS TO STAB AND SHOOT	
18.03.23	02:15	100	(STREET RECORD) DALE ROAD, MATLOCK	VIOLENCE	FIGHT MATLOCK	23000164725
22.04.23	02:23	131	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	VIOLENCE	FIGHT	23000241222 23000314286
22.04.23	02:28	133	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	ADMINISTRATION	UPDATE ON 131 – 220423	
03.06.23	02:49	130	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	VIOLENCE	ASSAULT	23000337967
14.06.23	03:00	609	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	THEFT	THEFT OF PHONE	23000363742
25.06.23	02:05	161	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	VIOLENCE	2 GIRLS FIGHTING	
06.08.23	00:00	130	BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU	THEFT	THEFT OF PURSE	23000485701

Total 24 incidents

(15 crimes)

DATE	TIME	TYPE	CRIME OCCURRENCE	SUMMARY	DOCUMENTATION SUPPORTING	OUTCOME
19.03.22	02:55	VIOLENCE	22000169356	Group engage in fighting and disorder upon leaving nightclub	6A - CRIME REPORT 22000169356 REVIEW 6B - CCTV FOOTAGE RJP/9	FILED
02.07.22	00:52	VIOLENCE	22000408032	Group of mixed males and females involved in disorder on the street.	10A - CRIME REPORT 22000408032 REVIEW 10B - CCTV FOOTAGE RJP/7	FILED
23.07.22	02:03	VIOLENCE	22000424101	Large fight – male assaulted receives bloody lip	11A – CRIME REPORT 22000424101 REVIEW 11B - CCTV FOOTAGE RJP/6	FILED
06.11.22	00:42	VIOLENCE	22000648656	Male appears to try and assault doorman and is pushed to the floor causing head injury	17 - CRIME REPORT 22000648656 REVIEW	FILED
29						
15.01.23	00:33	SEXUAL OFFENCE	2300002812	Off duty doorman sexually assaults female by grabbing her bottom	18 - CRIME REPORT 2300002812 REVIEW	FILED
27.01.23	23:44	VIOLENCE	2300056309	Brawl outside involving doorstaff and customers	19A. CRIME REPORT 2300056309 REVIEW 19B. CRIME REPORT 2300056309 – CCTV FOOTAGE RJP/4	2 x suspects charged with Public Order offences
28.01.23	01:23	VIOLENCE	23000064124	Report of doorstaff assaulting DJ outside club	20A. CRIME REPORT 2300064124 REVIEW 20B. CCTV FOOTAGE RJP/3	FILED
04.02.23	00:44	VIOLENCE	23000071928	Doorstaff assaulted by male thrown out for taking drugs	21A. CRIME REPORT 2300071928 & 2300077008 REVIEW 21B. CCTV FOOTAGE RJP/2	FILED
06.02.23	00:40	VIOLENCE	23000077008	Males punches another male several times to the ground and then returns to club	21A. CRIME REPORT 2300071928 & 2300077008 REVIEW 21B CCTV FOOTAGE RJP/2	Suspect charged

18.03.23	02:15	VIOLENCE	23000164725	Male spits in other males face	23 CRIME REPORT 23000164725 REVIEW	FILED
22.04.23	02:23	VIOLENCE	23000241222	Male punched, kicked and stamped on and hitting his head on the curb leading to serious head injury of IP.	26A CRIME REPORT 23000241222 /23000314286 REVIEW 26B CCTV FOOTAGE RJP/1 26C BWV PC15807 OF THE INCIDENT WHEN ATTENDED 26D BWV PC15807 OF THE INCIDENT WHEN ATTENDED 26E OIC OVERVIEW STATEMENT	Investigation ongoing
22.04.23	02:23	VIOLENCE	23000314286	Female assaulted during nightclub incident requiring hospital treatment for torn ear and damaged hip	26A CRIME REPORT 23000241222/23000314286 REVIEW 26B CCTV FOOTAGE RJP/1 26C BWV PC15807 OF THE INCIDENT WHEN ATTENDED 26D BWV PC15807 OF THE INCIDENT WHEN ATTENDED 26E OIC OVERVIEW STATEMENT	Investigation ongoing
30						
03.06.23	02:49	VIOLENCE	23000337967	MALE ASSAULTS MALE BY PUNCHING TO THE BACK OF THE HEAD AND PUNCHES TO THE FACE, LEADING TO NOSE BLED AND CUT ABOVE EYE	28 CRIME REPORT 23000337967 REVIEW	FILED
14.06.23	03:00	THEFT	23000363742	VICTIM LEAVES PHONE UNATTENDED TO BREAK UP A FIGHT AND ON RETURNING PHONE HAS GONE.	29 CRIME REPORT 23000363742 REVIEW	FILED
06.08.23	00:00	THEFT	23000485701	VICTIM LOSES PURSE IN BAR AND THEN CARD IS USED BY SUSPECT IN THE PREMISES	30 CRIME REPORT 23000485701 REVIEW	Investigation Ongoing

Holdgate, Lora, 3278

From: SD, Emas (EAST MIDLANDS AMBULANCE SERVICE NHS TRUST) <emas.sd@nhs.net>
Sent: 03 May 2023 11:49
To: Holdgate, Lora, 3278
Subject: RE: Request for Information

Good morning,

I have searched from November 2022 to present and I have found the below calls to EMAS. I have copied and pasted the problem, location, and date / time directly from the CAD log.

Please note that 'K13' is the EMAS codeword for police.

Incident number 16711450, 22 Apr 2023, 02:35:26
From Location: HARVEYS BAR, 119-121 DALE RD, MATLOCK, DE4 3LU
Problem: ASSAULTED – UNRESPONSIVE
EMAS crew attended and took patient to hospital

Incident number 16711435, 22 Apr 2023, 02:28:59
From Location: HARVEYS BAR, 119-121 DALE RD, MATLOCK, DE4 3LU
Problem K13, ASSAULTED, HEAD INJURY
Duplicate of incident 16711450

Incident number 16062896, 06 Nov 2022, 00:44:02
From Location: HARVEYS BAR, 119-121 DALE RD, MATLOCK, DE4 3LU
Problem: BLOODY HEAD - FALLEN - HIT HEAD
Duplicate call of incident 16062902

Incident number 16062902, 06 Nov 2022, 00:45:08
From location: BULAN BAR 121 DALE RD MATLOCK DE4 3LU
Problem: K13- ASSUALT HEAD INJ, BLEEDING
EMAS crew attended and took patient to hospital

Incident number 16593551, 20 Mar 2023, 20:10:43
From Location: HARVEYS BAR, 119-121 DALE RD, MATLOCK, DE4 3LU
Problem: Pathways Overridden - Call Escalated - RTC - 2 CARS - ?CHEST INJ
Police cancelled ambulance *"K13 CANCELLING AMB. PT MAKING OWN WAY"*

Incident number 16643406, 01 Apr 2023, 00:31:51
From Location: HARVEYS BAR, 119-121 DALE RD, MATLOCK, DE4 3LU
Problem: ASSUALTED EYEBROW BLEED ING AND EARS
Duplicate of incident 16643538, which was at a different address in Matlock, 01 04 2023, 01:24:26. Problem: been assaulted has now left, *"*pt is now at a new address and wishes to *book the ambulance to go to the new address"*, patient refused treatment when EMAS crew arrived

Incident number 16691981, 16 Apr 2023, 00:24:49
From Location: HARVEYS BAR, 119-121 DALE RD, MATLOCK, DE4 3LU
Problem: FALLEN AND HIT HEAD AND NOW VOMITING
EMAS crew attended and took patient to hospital

Regards,
Shannon

Information Governance and Compliance Team
 East Midlands Ambulance Service NHS Trust
 Nottinghamshire Headquarters
 Beechdale Road
 Nottingham
 NG8 3LL

Impact of coronavirus

We will endeavour to respond to your request within the statutory timescales. However, due to the current situation, resource may be redirected to other vital areas of the NHS and this may not always be possible. We thank you for your understanding at this time.

From: Holdgate, Lora, 3278 <lora.holdgate@derbyshire.police.uk>
 Sent: 02 May 2023 12:40
 To: SD, Emas (EAST MIDLANDS AMBULANCE SERVICE NHS TRUST) <emas.sd@nhs.net>
 Subject: Request for Information

You don't often get email from lora.holdgate@derbyshire.police.uk. [Learn why this is important](#)

Good Afternoon,

I am a Licensing Officer for Derbyshire Police and I am looking to review the license on a nightclub named BULAN, 119 DALE ROAD, MATLOCK, DE4 3LU.

Please see attached form.

In summary I am asking for documentation (eg statement or log) to outline the following information...

- Incident date and time
- Location
- Nature of call – eg. report of assault, person fell over
- Level of injury – eg. required stitches, taken to hospital

This does not require any personal details at this stage. I am looking at which incidents are attributed to the venue from **1st November 2022 to current date** but would appreciate you including any calls to the Dale Road area itself.

Kind Regards

PC 3278 Lora Holdgate
Licensing Officer (High Peak & Derbyshire Dales)
 North Licensing Unit, Derbyshire Constabulary
 North Division DHQ, Beetwell Street, Chesterfield S40 1QP

Tel: 101 (Internal 03278)

E-mail: lora.holdgate@derbyshire.police.uk

Web: <https://www.derbyshire.police.uk>



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Witness Statement

ITEM (5)

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

URN

30	30/--/---/16
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Statement of Lora Holdgate

Age If under 18 over 18 (if over 18 insert 'over 18') **Occupation** Police Constable 3278

This statement (consisting of 111 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Signature: L.Holdgate 

Date: 10/08/23

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

I am a Licensing Officer for Derbyshire Constabulary. My geographical areas of responsibility within Derbyshire are High Peak and Derbyshire Dales. I have been in this post since June 2022.

When I first took on my role, I had been made aware of issues of crime and disorder relating to a premises named BULAN, DALE ROAD, MATLOCK, DERBYSHIRE. For the last 12 months I have been working with both the premises licence holder Luke TAYLOR and John TAYLOR (Designated Premises Supervisor) to support them in promoting the licence objectives.

I am writing this statement to give an overview of the issues encountered with this premises.

There have been 24 incidents reported to the police within the last 12 months at this location. These incidents include thefts, a sexual offence, 18 incidents of violence ranging from ABH to GBH and one reportedly involving glass bottles being thrown. Also included are reports of noise nuisance, drug dealing and being in breach of licence conditions by allegations of them opening beyond the terminal hour.

These incidents have created a significant demand on police resources within the Derbyshire Dales area. Some of the incidents that have taken place have involved serious violence with one of the more recent incidents involving one victim being punched, kicked and stamped on causing him to hit his head on the kerb. Another incident from February 2023 involved an assault in full view of door security where the victim appears to lose consciousness, and nobody tends to him. Many of the violence incidents reported involve the door security. A number of incidents report doorstaff fighting with customers, the sexual offence reported is against an off-duty doorman and a number of assaults name the security as potential suspects.

In addition to the demand on Police resources East Midlands Ambulance Service have received 7 calls for service to this location since November 2022. Four of these incidents relate to people who have been assaulted and two relate to intoxicated people who have injuries from a fall.

In the last 12 months I have regularly interacted with both Luke and John Taylor in order to resolve issues and support them in promoting the licencing objectives. Both Luke and John

Signature  Signature witnessed by

Continuation of Statement of Lora Holdgate

have been willing to engage with me however they have still demonstrated a lack of compliance. I have interacted with Luke Taylor on at least 12 occasions in the last 12 months through face-to-face visits. I have also spent a lot of time on the phone to him and communicating through email. This level of engagement has taken up an extensive amount of time.

Bulan is not the only late opening premises in Matlock but it does have the latest licensable hours in the town. The crimes reported at this location are significantly higher than any other licensed premises in Matlock. I have also compared this data across other late-night bars and nightclubs across Chesterfield, Amber Valley and High Peak. Bulan still has one of the highest number of incidents reported to police which has resulted in more victims of crime than in any other like premises.

To give more context around the incidents of concern and interaction from licensing, I have outlined the details of the incidents reported to police below...

Occurrence ref – 22000169356 (reported on 24/03/22)
Incident ref – 120 - 190322
Date/Time of incident – 19/03/22 02:55
Offence - Public Order - Group engage in fighting and disorder in street having left night club.

Caller on incident – Reports around 14 people fighting and 2 people being restrained on the floor. Caller states there are men and women hair pulling and pushing each other into cars. Officers attend and find nobody fighting. Door staff are spoken to and tell officers that no fighting has taken place.

I have viewed the CCTV. In summary it shows a fight break out between 2 females. I can see at least 7 people come from the club to try and separate the girls. The fight ends up with one of them on the floor in the road for a period of 4 minutes before friends carry her to a vehicle that comes to collect them. The incident takes place over an 8-minute duration and the door security can clearly be seen watching this incident from the front door.

The incident was not reported to police by door security or any staff members from the premises. They do not any point intervene and its not clear who are security and who are staff as they are not wearing visible clothing on the footage. I have tracked the main aggressor on this footage and the female that starts the fight goes back into the club without challenge once the fight is over. Officers attend and are seen speaking with security who tell them that no fight has taken place.

31/03/2022 - PC Akeel Hussain (Licensing officer) attended to speak with Luke and John Taylor about this incident. There were concerns raised over inaction of the door staff and they were asked to put a number of measures in place and it was stipulated that these actions were to be addressed immediately and in place by the weekend (01/04/22)

Actions

- 1) Door staff to complete incident logs in relation to any incidents occurred at the premises

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Continuation of Statement of Lora Holdgate

whilst trading.

- 2) Door staff to wear hi vis ta-bards whilst on duty
- 3) Door staff to wear body worn cameras at all times and to be activated if any incident occurs.
- 4) Staff to report any incidents of criminal nature to the police and record this in their incident book at the same time to save any CCTV recordings of any incident occurred in or outside their premises and made available to the officers upon request.
- 5) DPS/PLH to do checks outside the premises when they are closing

06/04/22 – John and Luke make contact with PC Hussain informing him that door staff have been suspended pending investigation and all previously specified tasks had been completed.

20/06/22 – Email request sent to licensing from Indi Singh from SIA asking for checks to be carried out on door staff as they had information suggestions that there were unlicensed individuals working there. I then requested the local police team to check the door staff on duty the next weekend.

26/06/22 – 3 door staff were checked by officers and details sent to me. Only one of the 3 was not displaying an ID but provided the badge number from his phone.

04/07/2022 – I visited Luke Taylor to introduce myself. During this visit I informed Luke that one of his doorstaff were unlicensed and he maintained he was unaware that this was the case. He agreed that he would not be using this person again until the matter is resolved and would be checking all door staff licenses.

Occurrence ref – 22000408032 (reported on 15/07/22)

Incident ref – 32 - 020722

Date/Time of incident – 02/07/22 00:52

Offence - Public Order – Caller on incident – Group of mixed males and females involved in disorder on the street.

Officers investigated but could not identify anyone involved in order to progress. They did however share the CCTV footage with Licensing and raised it as a concern.

I have viewed the CCTV. It clearly shows 2 separate altercations within minutes of each other involving two different groups of people.

The first fight involves 2 females and is separated by the door security, Luke Taylor and other customers or staff who come out to assist. Following the fight one of the female that is clearly one of the main aggressors is seen going back inside the club after speaking with Luke Taylor.

The second fight involves 2 males. The instigator (a male in grey) appears from a residential garden opposite. After hanging around with a group outside Bulan he walks away with another male. The two begin fighting and a passer by punches one of the males causing him to fall back into the road and onto the floor. Whilst laid on the floor the male in grey he was fighting with punches him constantly for over 20 seconds. Door security see what is happening and intervene they stay and assist the male on the floor for a reasonable period of time.

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This in an example is a significant improvement in the door security actions as they clearly deal with both situations effectively.

There is however no call to police reporting the incidents. One security man can be identified as his jacket says security on the back. Nobody else can be visibly seen as security. It had been agreed that security would wear high visibility tabards and body worn cameras and this should have been in place from 01/04/23.

Occurrence ref – 22000424101
Incident ref – 105 & 106 - 230722
Date/Time of Incident – 23/07/22 02:03
Offence – Assault – Fight has resulted in victim receiving a bloody lip

23/07/22 – CCTV footage recorded shows a disturbance outside Bulan involving customers that have clearly been in conflict inside. Once outside the premises they begin fighting which spills into the road. Luke Taylor can be seen in the footage on the telephone. There are glasses been smashed on the floor during this altercation which corroborate the information provided by the caller of the incident. 1 door staff intervenes at the last minute and the other stays at the main door.

01/08/2022 – I visited Luke Taylor to discuss the CCTV from 02/07/22. Luke was present during this incident and provided an explanation. He stated that two parties had been fighting inside and door staff separated them. One was asked to leave and the other held back for a short time to allow the other party to have gone before she to was removed from the club. The two customers met outside and a fight broke out. Luke said he didn't want the door staff leaving their positions inside the club and was conscious that there were now 7-8 fighting outside. I made several suggestions about managing the use of door staff more effectively to ensure intervention is made in these situations. I recommended that Luke consider a risk assessment and consider employing at least 3 door security rather than 2.

27/09/2022 – I attended Bulan on a Joint visit with SIA officer Matthew Murchington to assist him interview Luke Taylor about the unlicensed door security. Luke gave details of all his door security and only 2 of the 5 had a licence which Luke states he was unaware of. He was advised to consider getting an SIA licence himself to allow him to employ and manage his own licensed door staff or to contract a new company. I went through his compliance folder and explained how he should be checking licenses and recording the information on his door security going forward to avoid these issues.

16/10/22 – I did a spot check at Bulan during its opening hours and spoke with two door staff. Checked their SIA licenses on the database and both in order.

Occurrence ref – 22000648656
Incident ref – 35 - 061122
Date/Time of Incident – 06/11/22 00:40 – 01:05

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Offence - Assault - ABH/Common - Doorman ejects victims son from bar, victim then appears to approach another doorman and place his arms around the doorman's neck, doorman pushes victim towards the ground. Victim sustains injury to head in the fall.

In the fall the victim has sustained a head injury and he was taken to hospital by EMAS. The hospital confirmed a fracture to his nose and that they would be looking to put sutures on his laceration before discharge.

The CCTV was not retained for this investigation, so I have not viewed it. The officer investigating said he had viewed the footage on Mr Taylors mobile phone. He formed the opinion that the victim had put hands on the doorman resulting in the doorman pushing him to the floor and that this action was lawful.

Occurrence ref - 2300002812

Incident ref - 29 - 15/01/23

Date/Time of Incident - 15/01/23 00:00 - 00:33

Offence - Sexual Offence - Off duty male doorman sexually assaulted victim by touching and grabbing her to bottom. The victim leaves the club and discloses this to her mother who goes to the club to speak with the manager. Victims mother has called police who have attended. The off duty doorman is inside the club and Luke shows officers the CCTV. The CCTV does not cover the location so the offence is not shown. The door man is spoken to inside and denies the allegation and the victim choses not to pursue a complaint a police had spoken to him about his behaviour.

No CCTV was retained for this investigation but officers checking it on the night could not find the people involved on the footage to corroborate the complaint.

Occurrence ref - 2300056309

Incident ref - 1358, 1359 & 1362 - 27/01/23

Date/Time of incident - 27/01/23 23:44 - 02:07

Offence - Public Order - Brawl outside Bulan in Matlock. Door staff and customers involved, punching each other on the street and in the road outside the bar. This was fully investigated, and 2 suspects were charged with Public Order offences. The suspects had originally been kicked out of Rubigo and Monk Bar when the altercation began with door staff in the street. The door company at the time worked at all 3 premises so all got involved with this incident.

I have viewed some CCTV and the altercation clearly begins outside Monk bar. The doorstaff from Monk bar and Bulan are the same company and the footage I have seen shows the door security from Bulan running towards Monk to assist colleagues. The footage is 10 minutes long and shows the altercation slowly making its way from Monk bar in the direction of Bulan. Numerous door security staff are involved in this incident and one is seen to be hit during the scuffle. This particular doorman responds by punching a male in the middle of the road in what looks like retaliation.

It is particularly difficult to pick out some of the security involved as there are still no high visibility tabards or body worn cameras in use.

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Occurrence ref – 23000064124

Incident ref – 97 & 98 – 28/01/23

Date/Time of Incident – 28/01/23 01:23

Offence – Public Order – Report of 4 door staff punching the DJ at club

CCTV shows a male being thrown out the front door onto the ground by security and then around 6 minutes of the male clearly trying to continue the altercation with the door staff from the pavement.

I have viewed the CCTV which is 6mins 40 seconds long. It shows what appears to be 3 x door staff ejecting a male. He has taken through the main door and thrown onto the floor outside. There is then a short conversation where one of the doorman can be heard shouting with explicit and unacceptable language. The male takes a few steps forward towards the door and another doorman pushes him back. The male then removes his jacket as if in a fighting stance. The same doorman is shouting aggressively at the male whilst a second doorman is very politely trying to reason with him. Verbal aggression can be heard from the first doorman towards the customer.

My view on the footage is that at least one of the doorman has lost control and his manner and behaviour appears aggressive and provocative. It resolves by a female having to calm the doorman down and another doorman having to intervene to keep his doorman and the customer separate. This provocation by the doorman continues whilst a female is left to try and control the customer in the middle of the road.

The doorman in the footage can be seen wearing armbands and black jackets but no high visibility tabards or body worn cameras.

Occurrence ref – 23000071928 & 2300077008

Incident ref – 40 & 42 – 04/02/23 / 602 & 661 -06/02/23

Date/Time of Incident – 04/02/23 00:45 – 01:11

Offence 1 – Assault - ABH/Common - Male was found with cocaine in the toilets of BULAN BAR and was asked to leave by bouncers. When being escorted out male has swung and hit a bouncer in the shoulder before being removed.

Offence 2 - Public Order -Outside nightclub. witness reports victim arguing with bouncers at the club and then walks off. Victim is followed by another male who has then knocked the victim to the ground and punched him several times. attacker is then let back into the club.

The CCTV has been viewed. It shows the male being ejected and a number of security gathering round him for some time. One doorman in particular is very threatening towards the male demanding to know who he got his drugs from and making threats towards him. Luke Taylor is seen approaching from the entrance and at the point the male discloses a name the doorstaff go back into the club. The male walks up the road a short distance. Within seconds they speak with a male with a beard who comes out of the club. This male then walks up to the ejected male, throws him to the floor and punches him a number of times whilst the doorstaff

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look on. The male with the beard returns to the club and fist pumps a doorman before going back inside the club.

The door staff appear to be in sight of this incident and the male that had been assaulted stays on the floor for some time without any assistance.

08/02/23 – After reviewing the CCTV of the violence incident (40-04/02/23) and noting the inactions of the doorstaff at Bulan. I spoke with Luke Taylor and a meeting was arranged for 27/02/23 to discuss in detail. I also spoke directly to the head doorman to get an explanation of the inactions by his team. He identified himself as one of the doorman present and told me that they had removed a male from the club for using drugs. The person being ejected told the doorman who he had got his drugs from inside the club. The doorstaff confronted the named person about this who denied it and then went off to speak with the ejected male. The doorman states he heard raised voices but did not witness an assault. He told me that they were not insured to deal with anything off the premises. I discussed at length the potential consequences of their inactions during this incident should this male have been seriously injured. The doorstaff again were not wearing high visibility tabards and had no body worn cameras. I also reviewed the attending police officers body worn camera and when the doorstaff are asked about the report of the assault they were attending they told officers there was no fight and nothing had happened.

27/02/23 – Eileen Tierney (DDDC Licensing Manager) and I attended a meeting with Luke and John Taylor in relation to these incidents and discussed with them their responsibilities as licensees and the consequences should they continue to have these issues. An action plan was written to address some of the issues around door security, drugs and crime.

Actions

- 1) Keep SIA logs updated and check licences prior to expiry
- 2) Door staff to do random searches of customers prior to entry, challenge people acting suspiciously and do toilet spot checks for drug use.
- 3) Look at drugs prevention in toilets - Reassess layout if vulnerable areas
- 4) Male customer that assaulted male on 4/2/23 to be barred and discussed at Pubwatch
- 5) Participate regularly in Pubwatch meetings

13/03/23 – I received information suggesting that the suspect from the violence incident on 04/02/23 had not been barred so I contacted Luke to discuss. Luke confirmed he was allowing the male to go into his other bar Rubigo (opposite) as he thought the ban was only required at the Bulan. I explained to Luke that this was not promoting the licensing objectives and I felt disappointed at this. He had also told the male in question that he was barred because the police requested it and not because he was responsible for crime and disorder in the club. Luke also advised me that he had fallen out with his door security over this because they wanted the male barred from all premises and Luke disagreed. I did express my disappointment at this information and felt from Luke's explanation that the barred male spending lots of money in his premises appeared more important than keeping his licence. Luke was asked to reconsider this course of action and to put the named male forward for a Pubwatch ban at the next meeting.

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Occurrence ref – 23000164725

Incident ref – 100 – 18/03/23

Date/Time of incident – 18/03/23 02:00 – 02:30

Offence – Assault - ABH/Common - Unknown suspect assaults victim by spitting in his face. This was initially reported by door staff. Police attended and spoke with all involved. The ejected customer stated he had acted in self defence after being spat at inside the club. CCTV not checked in relation to this incident and victim declined to provide a statement.

22/03/23 – PCSO Hillman and i visited Luke and John Taylor and raised a number of issues that had been brought to my attention as outlined below..

Door staff – Luke told me he has asked the door staff to leave as he didnt feel happy with their service and had made accusations against him. He has now got 2 SIA licensed doorstaff working at the club to keep him in line with his license conditions. He has been advised that he needs to get a SIA non-frontline license himself if he intends to employ them. This advice was already given to him during the joint SIA visit we made on 27/09/22.

Drugs – Allegations had been made that drugs were being confiscated and handed to Luke but they were then going missing. Luke showed me his log book which had 4 drugs seizures listed in it. 1 was handed to police at the time as they attended an incident and the other 3 are noted as being in the safe. I did discuss making sure police were contacted regularly to collect these.

Barred person from 04/02/23 – I explained to Luke that I had seen some Facebook posts advertising Bulan and these posts had the barred male tagged into them giving people the impression its inviting him to come to the club. I also told Luke that I had been given information suggesting barred male was still drinking in his premises. I asked for an explanation and Luke confirmed he was still barred from both Bulan and Rubigo. Luke told me that another family member was responsible for the social media advertising and they would address this.

The premises action plan extended further to include them producing a drugs policy and procedures for seizure of any found drugs. This is to be available for physical inspection when this action plan is reviewed end of May 2023.

The consequences of them not complying with advice and not promoting the licensing objectives has been reiterated to both parties again on my visit and this is on BWV of PSCO 12953 Hillman.

Occurrence ref – 23000241222 & 23000314286

Incident ref – 131 & 133 22/04/23

Date/Time of Incident – 22/04/23 01:30 – 02:23

Offence – Assault - GBH/Serious - 2 males and 2 females entered into a physical altercation within nightclub with another male (victim) which moved outside onto street, leading to the victim being punched, kicked and stamped on and hitting his head on the curb leading to serious head injury. Caller on the incident reports bottles being used during the incident.

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Mum tried to protect son from assault and is punched to the left side of her face causing her ear to bleed.

The victims were taken by EMAS to hospital for treatment.

Male victim as a result has 2 front teeth missing, lumps to his forehead, swollen cheekbone, stamp mark on cheek and chest as well as strangulation marks to the neck.

Female victim received a tear to the back of her left ear which had to be glued. She had a black eye and bruising to her back and swelling to her right hip.

I have viewed CCTV and it is 8min 34 seconds in duration. It clearly shows the assault on the victim which takes place in the middle of the road. Door security are involved in trying to deal with the incident and are seen to provide help to the victim. The doorstaff appear to be wearing their SIA armbands but are not wearing any high visibility tabards or body worn cameras.

26/04/23 – I visited Luke Taylor in relation to complaint about the premise opening past its terminal hour on 02/04/23. This had been brought to my attention by Eileen Tierney from Derbyshire dales Council Licensing and I had viewed the CCTV footage. I spoke to Luke Taylor about the fact there is evidence showing them open passed the terminal hour. He stated that the club was so full he felt it was irresponsible to let everyone out all at once so let them all leave in dribs and drabs which made it take longer. I advised that they should have ended the night earlier to allow people to have all left before the final time. I also informed him that I had objected to the Temporary Events Notices they have put in for the upcoming bank holidays and will object to further ones until matters are resolved and I am satisfied they are not breaching their licence conditions.

The CCTV footage shows customers still entering the club at 03:25. The last group leave and premises appears empty at 03:51 hours.

I had also spoken to him about the latest serious assault and advised him that I would be looking at a review of his license because the measures they have in place do not appear to be preventing crime and disorder.

Occurrence ref – 23000337967
Incident ref – 130 - 030623
Date/Time of Incident – 03/06/23 02:49
Offence – Assault - victim is assaulted by being punched to the back of the head and punched to the face causing nose bleed and a cut above the eye
The victim did not want to pursue a prosecution or identify the offender so no CCTV was requested.

Occurrence ref – 23000363747
Incident ref – 609 - 140623
Date/Time of incident – 14/06/23 03:00

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Offence – Theft – Victim leaves phone in bar unattended whilst going to break up a fight and on returning the phone had gone.

Incident ref – 161 25/06/23

Date/Time of Incident – 25/06/23 02:05

Offence – 2 Girls Fighting. there are two girls fighting in the road near to Bulan, for the last 30 minutes they have been shouting abuse at each other before they started fighting. one is laid out in the road & cars have stopped & people are trying to assist her. Police officers attended and found nobody in the area.

The CCTV I have viewed and referred to above has all been merged into a compilation containing the relevant bits of evidence. Some of the images contained within the item have been redacted to protect the identity of people involved in an ongoing investigation. This footage has been produced as exhibit EK154321092023.

After speaking with Luke on 26th April 2023 about my intention to review his licence Luke asked if he could meet with me to discuss this and try and resolve the issues without the need for a review. I arranged this meeting and on Tuesday 11th July 2023. I along with Eileen Tierney (DDDC Licensing Manager) and Sgt Adam Harrison (Police Licensing) met with Luke and John Taylor. During that meeting I went through the current conditions on their licence and discussed the variations I recommended needed to be made. I suggested that some of the current conditions needed to be amended, some additional ones adding and an amendment to the opening times. My recommendation was that the sale of alcohol should stop 1 hour earlier than currently, and the premises should close 1 hour earlier than currently. These variations are in my opinion reasonable and proportionate in the circumstances. I have attached the proposed conditions in a separate document exhibited as LH/1.

Derbyshire Police Licensing have worked with the premises closely over the last 12 months because of the significant level of crime and incidents reported at this venue. Luke and John Taylor have taken some positive steps to improve the operation of the premises but many of these measures have been implemented too late.

I gave Luke Taylor a deadline of 7th August 2023 to voluntarily apply to vary his licence to reflect the suggested amendments to the conditions and opening times. Luke emailed the Licensing Authority at Derbyshire Dales District Council on 4th August to advise he is happy to take this to review stage.

Occurrence ref – 23000485701

Incident ref – 130 - 060823

Date/Time of Incident – 06/08/23 00:00

Offence – Theft – Victims loses purse whilst in bar and finds her card has been used to purchase £91 worth of drinks by the suspect.

This is still being investigated and CCTV will be requested.

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This review relates to the Licensing Objectives (Prevention of Crime and Disorder, Public Safety and Public Nuisance) being undermined.

There have been unacceptable levels of crime and disorder recorded on or in the immediate vicinity of the premise in the last 12 months. There are 15 victims of crime most of which is violent in its nature and some have involved very serious injuries. I have tried to work with Mr Taylor to ensure he is promoting the licensing objectives but his inaction to implement suitable measures has resulted in further crime and disorder and is putting the public at risk of serious harm.

I am of the view that by varying the premises licence to add reasonable and proportionate conditions will promote Public Safety. Almost 50% of the crimes that have occurred in the last 12 months have occurred between 02:00 and 03:00. By reducing the opening hours of the premises I believe it will significantly reduce crime and disorder and lesson the public nuisance issues experienced by local residents and visitors to Matlock.

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New conditions in **YELLOW**

ITEM (5A)

Amendments to current conditions in **BLUE**

Bulan, 119 Dale Road, Matlock

Opening hours

Reduce the licensable activity of sale of alcohol from 03:00 to **02:00 (Fri/Sat & Sun)**

Reduce the premises opening times from 03:30 to **02:30 (Fri/Sat/Sun)**

CONDITIONS CONSISTENT WITH OPERATING SCHEDULE:

(1) General

(a) The Premises Supervisor will arrange once in every calendar year or as at such time as maybe required on the advice of a relevant industry specialist & inspection of all fire safety equipment, gas appliances, emergency lighting equipment & electrical installations.

PREVENTION OF CRIME AND DISORDER

~~(a) A minimum of 2 registered door supervisors shall be employed at the premises when regulated entertainment (music and dancing) is taking place. The DPS shall periodically review (at least once a month) the requirement for more than 2 door supervisors, taking into consideration the type of event/occasion. A written record of the assessments shall be kept at the premises, available for inspection by authorised officers/police officers. (Amend to below)~~

(a) A minimum of 3 SIA registered door supervisors will be employed when the premises are trading on Thursdays, Fridays and Saturdays from 22:00 to the close of trading hours.

A minimum of 3 SIA door registered supervisors will be employed when the premises are trading on Sunday going into a bank holiday Monday from 22:00 to the close of trading hours.

The DPS (or person nominated by them) will undertake risk assessments of upcoming events held either at the premises or local annual events. Events that are likely to result in additional custom and/or change to the usual customer base at the premises should be reviewed as to the need for door security to be present. The risk assessment will be recorded in writing and will detail the following:

i). The nature of the event

ii). The likely attendance

iii). Any special staffing requirements

iv). Whether additional door staff are to be employed for the duration of the event, including the number to be employed and the times of their employment

- All risk assessments will be retained at the premises for a minimum of 1 year and made available to an officer of a responsible authority upon reasonable request.
- The SIA door supervisors will wear high visibility tabards.
- The SIA door supervisors will wear body worn cameras that will be able to record any incidents of disorder. This footage will be capable of providing an image of identification standard. Images shall be retained for at least 31 days and shall be made available to officers of a responsible authority upon reasonable request and in accordance with GDPR legal requirements.
- Security door staff working at the premises will take reasonable measures to as far as possible ensure that members of the public who are intoxicated do not gain admittance
- Doorstaff to do random searches of customers prior to entry, challenge people acting suspiciously and do toilet spot checks for drug use.
- Door staff to complete incident logs in relation to any incidents occurred at the premises whilst trading.

(b) ~~The fire door at the rear of the building shall be kept closed at all times when the premises are in use, except in emergency.~~ (amend as below)

The outdoor area to the rear of the premises (shown on the attached plan/layout) will only be used to allow customers outside to smoke; the number of persons allowed to use the area at one time shall be restricted to less than 15. No drinks are to be taken outside into the smoking area. This area will be monitored by door staff.

(c) Adequate noise insulation shall be maintained to the satisfaction of the ~~Director of Community Services/Head of Environmental Health~~ (Amend to below)

Director of Regulatory Services/ Environmental Health Manager

(d) ~~Install a CCTV system and/or outside the premises if required based on a crime prevention risk assessment. This risk assessment will include the location of the cameras and the policy to ensure the equipment is kept in full working order & for the period of retention of the images recorded.~~ (Amend as below)

(d). CCTV cameras shall be installed and maintained inside and outside the premises. The cameras should cover all entrances and exits as well as the main areas within the premises to give maximum coverage. The system will be fit for purpose and capable of providing an image of identification standard. Images shall be retained for at least 31 days and shall be made available to officers of a responsible authority upon reasonable request and in accordance with GDPR legal requirements.

i). The CCTV system will be maintained in good working order with a monthly checklist to ensure that system is operating and recording.

ii). Management will provide suitable practical training for at least two members of staff at the premises to enable them to access the CCTV and provide copies when reasonably requested.

iii). All significant incidents to be recorded. Records will be retained for 1 year and will remain on site to be available for inspection by the relevant responsible authorities upon reasonable request.

iv). A body camera must be worn by a supervisor whilst on duty at the premises. Any relevant recorded images must be retained for production or on request, to an authorised officer of a Responsible Authority

ITEM (5A)

(e) The premises will display crime prevention notices warning customers about local crime issues such as vertical crime, pick pockets or bag snatchers.

(f) The premises will be a member of the local Pubwatch scheme or such similar organisation.

(g) The Designated Premises supervisor or other nominated member of staff shall attend Pubwatch meetings or similar, while one exists in the locality.

PUBLIC SAFETY

(a) The maximum number of persons engaged in any licensable activity shall not exceed 304. (add below)

A log ticker should be maintained, and the capacity of customers admitted should be recorded and logged every 30 minutes from 00:00 to hours of closing. This record should be made available on request of any of the Responsible Authorities.

(b) First aid materials will be available on the premises. (add below)

Staff who are trained in first aid and also all members staff aware of where the first aid kit is situated. Check contents and logged monthly.

(c) When disabled people are present, adequate arrangements will be in place to enable their safe evacuation in the event of an emergency; they will be made aware of the arrangements.

(d) The premises licence holder will ensure that fire exit doors will either be opened in the event of an emergency without the use of keys, cards or similar means.

(e) The premises licence holder will regularly check exit doors to ensure that they function properly.

(f) The Fire Brigade will be called at once to any outbreak of fire of the light and details to be recorded in the fire log book.

(g) The local fire control centre will be notified as soon as possible for water supply to any hydrant, hose reel sprinkler; drencher or other fire extinguisher is cut off or restricted.

(h) The Premises Licence Holder will have a drugs policy, details of which will be made available for inspection on request by an authorised officer of a Responsible Authority.

- The Drug Policy and all revisions must be drawn to the attention of and explained to all personnel.

- The Drug Policy must be reviewed and revised at appropriate times. This must take place at least annually.

ITEM (5A)

The Drugs Policy must include;

- 1) How they will maximise the detection of drugs, drug dealing and drug use and by what means ie CCTV monitoring, supervision of customers etc
- 2) Searches of the premises, personnel and customers
- 3) First aid
- 4) CCTV provision, use and maintenance of data
- 5) Drug-amnesty box emptying arrangements
- 6) Entry, refusal of entry and ejection arrangements;
- 7) Seizing and preservation of drugs and other evidence
- 8) Action to be taken against those found to be in possession/administering or supplying drugs
- 9) Referrals to the police in relation to individuals, drugs, paraphernalia and other evidence
- 10) The safe disposal of paraphernalia where not required as evidence
- 11) Records to be maintained in the event of drug incidents
- 12) Complaints procedure
- 13) The provision of appropriate drug awareness information to customers including relevant parts of the Drug Policy, the law, drug dangers & harm minimisation and access to drug support services; The Drug Policy and all revisions must be drawn to the attention of and explained to personnel.

(i) Exclusive use of plastics/polycarbonate containers should be considered during special events and this should be fully risk assessed by the Premises Licence Holder or Designated Premises Supervisor.

(j) No customers to enter/leave with drinks in open containers.

PREVENTION OF PUBLIC NUISANCE

(a) All external doors and windows to be kept closed, other than access and egress, in all rooms when events involve music or speech are taking place. (add below)

These checks to be recorded in the log book.

(b) No music or speech shall be relayed via external speakers, other than for events with prior approval of the licensing authority. (add below)

Alcohol sales to finish by 02:00 hours and music to be turned down, and lights turned on

(c) The licensee or a nominated representative shall receive & respond to complaints throughout the duration of all noisy events.

(d) No fireworks or other pyrotechnics shall be used other than with prior approval of the licensing authority.

(e) Prominent, clear notices shall be displayed at all exits requesting customers to respect the needs of local residents & leave the premises quietly.

(f) Staff must be given adequate training to ensure they keep noise levels to a minimum when customers are leaving the premises.

(g) Disposal of waste bottles into external receptacles (where the noise will be audible to residents in the neighbouring properties) must not occur between the hours of 23:00 & 7:00 the following day.

(h) ~~No drinking in the external area after 23:00 hours.~~ (Amend as below)

No drinking allowed in external areas

PROTECTION OF CHILDREN FROM HARM

(a) The premises licence holder will influence & maintain a scheme, which requires the production of proof of age. (Add below)

Namely Challenge 25. Anyone attempting to purchase alcohol that appears under the age of 25 years will be asked for proof of age; acceptable forms of ID being PASS accredited card, photo driving licence or passport. Failure to produce satisfactory proof of age will result in a refused sale. All staff to be trained in the age verification policy, training records to be annually updated with details of this training and signed by the DPS. Refusals log to be used and maintained by staff and available for inspection where required. Signage to be displayed throughout the venue.

(b) ~~No children under 14 will be allowed into the premises at any time.~~ (Remove & Amend as below)

(c) ~~No children under 16 will be allowed into the premises unless accompanied by an adult.~~ (Remove & Amend as below)

Amend above to –

(b) No children under 18 years old will be allowed on the premises when the premises are open for licensable activities.

WITNESS STATEMENT**CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1**

URN

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Statement of: **15568 T/Insp Joshua Carter**

Age If under 18 (if over 18 insert 'over 18') Occupation: T/Inspector

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

Signature



Date 11/8/23

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

I am proving this statement regarding BULAN, which is a licensed premises on Dale Road at Matlock.

I am currently an Inspector covering the Derbyshire Dales area and have been working at this location in Derbyshire for around one year and seven months.

My primary role at the moment is to manage the local policing unit which covers the entire of the Derbyshire Dales. Throughout the course of my duties I have regular involvement with monitoring repeat calls for service to the police, complaints from the public and demand reduction work to alleviate pressures on front line policing which involves any demand caused by the night time economy in our town centres.

Throughout my time working at Derbyshire Dales BULAN has been brought to my attention on an almost weekly basis, which has involved me reviewing violent incidents that have taken place at or directly outside of the premises and complaints from members of the public about noise nuisance and anti-social behaviour being caused there.

I am aware that the police licencing team have been working closely with the premises in order to try and get them to better promote the licencing objectives but thus far the premises have failed to make any meaningful improvements.

Signature:



51

Signature witnessed by:

There have been 22 incidents reported to the police in the past 12 months at this location which range from theft, to sexual offences and serious assaults. These incidents all have a significant impact on police resources and are causing significant harm to members of the public who live locally and are visiting the area.

Matlock as a whole is a low crime area, but a disproportionate amount of crimes are reported at this location in comparison to other similar venues within the area.

Whilst assisting my team on foot patrol in the Matlock Town Centre area I have personally attended numerous fights within and outside of the premises and had cause to speak with the licensee due to noise complaints from members of the public who live nearby.

It is my opinion that by varying the licence this would significantly reduce antisocial behaviour in the area, reduce demand on the emergency services and improve the lives of local residents.

Signature: 

Signature witnessed by:

Signature:		52 Signature witnessed by:	
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Crime Review

Occurrence ref – 22000169356

Incident ref – 120 - 190322

Date/Time of incident – 19/03/22 02:55

OIC – PC 14773 Steve Fraser

Offence - Public Order Group engage in fighting and disorder in street having left night club.

Evidence attributing it to premises

Statements – None taken

Caller on incident - Reports around 14 people fighting and 2 people being restrained on the floor. Caller states there are men and women hair pulling and pushing each other into cars.

CCTV - *CCTV RJP/9 from 19/03/22 – shows this incident taking place*

Footage duration is 12min:35sec

02:44 3 females who have left Bulan are stood further up the road and a fight begins between 2 of them.

02:52 2 further people run over from outside the club to try and break it up

02:59 Door security appears to step out of the club entrance and look at what's happening

03:04 2 further people run over from outside the club to break this up as the 2 females are still fighting on the floor.

03:11 Another female runs out of the club and over to the fight. Door security still watching on and the 2 fighting are separated.

03:59 one of the females again becomes aggressive with the group and this ends up back on the pavement again. Further people run over to assist whilst door security watch on. There is around 9 people involved at this point.

04:52 2 people fall into the road in front of a parked car and remain there

05:16 second male appears to be door security (not obvious as wearing all black)

The incident was not reported to police by door security or any staff members from the premises. They do not any point intervene and its not clear who are security and who are staff as they are not wearing visible clothing on the footage. Officers attend and are seen speaking with security who tell them that no fight has taken place.

1.) Shows the main instigator starting the fight.



2) Shows the fight taking place and the door security watching



3) Shows the main instigator go back into the club without challenge



I live at 96 DALE ROAD, MATLOCK with my wife [REDACTED] and two children aged 11 and 13. We have lived in the property since 2020. I am making this statement in relation to the ongoing antisocial behaviour which takes place at BULAN- which is a Nightclub directly opposite my property on DALE ROAD. The Business itself was formerly a Wine bar but changed owners early 2021 when it was taken over by the current license holder (who I know to be called LUKE) and converted to a Nightclub. There have been times over the past 2 years where we have not been able to get a full night's rest at the weekends for periods of up to 6 months.

Most of the disturbances are caused on FRIDAY and SATURDAY nights and are due both to loud music being played and the Antisocial behaviour of customers at the bar. The Security staff that work on the front door of BULAN pay very little attention to the behaviour of their patrons, and even allow people back into the club after there have proven themselves to be far too drunk or violent. Frequently, Patrons flood out of BULAN at 03:00 and begin congregating on my property, people have urinated on my wall and left litter in my back garden (this is particularly worrying as my children often spend time in the garden).

I have tried on several occasions in the past to reach an amicable compromise with the LUKE who is licensee at BULAN. I had enlisted the help of a LAWYER in NOVEMBER 2021 who advised that we negotiate with the license holder and avoid further disputes, sadly this did not work out. I also hired a solicitor in SEPTMEBER 2021 who wrote to BULAN to request that the music be played less loudly - BULAN's response was to explain that they are permitted to play music and intended to do so. In total I have spent around £4000 seeking advice on this ongoing issue. A community Trigger was initiated, and an action plan was proposed on 4th of APRIL 2022 which was intended ease some of the community tensions- things appear to have gotten worse since then.

There have been a great many incidents which have occurred outside the front of BULAN over the past two years. I have documented many of these incidents with both an ongoing Incident log and video footage captured from the CCTV which is attached to the front of my house.

On 22nd of APRIL 2023 at 02:25Hrs there was an incident where patrons of BULAN were fighting in the street [Exhibit RJP/1], someone was seriously injured a remained on the floor for quite some time after sustaining a head injury. The incident went on for around 30 minutes and was attended both by the Police and the ambulance service. I had reported this incident to the police and have had to provide CCTV evidence. This incident was quite scary as I had never heard someone's head being hit in that way.

On 4th of FEBRUARY 2023 at 00:42Hrs There was a fighting in the street between customers who had come out of BULAN [Exhibit RJP/2]. One of the males involved was left lying on the floor not moving whilst other were shouting and arguing around him. What a found most concerning about this incident was that the Security staff allowed the perpetrator back into the club after watching fight with the other customer. This shows that the Security staff have a blatant disregard for the behaviour of their patrons.

On 27th of JANUARY 2023 at 23:42 There was a fight between multiple people on the road outside BULAN [Exhibit RJP/4] . The fight took place both outside BULAN and spilled onto the road, which even caused the traffic to have to stop.

On 28th of JANUARY 2023 at 01:18Hrs there was a very loud verbal altercation between a lot of people who were congregating outside BULAN [Exhibit RJP/3]. This was very concerning as the conversation sounded very heated - it could have escalated at any moment and given that there had been a fight earlier in the evening I was expecting it to.

On 27th of AUGUST 2022 at 02:44Hrs there was an incident where a man came out of BULAN shouting, he began punching and smashing windows belonging to other Businesses on BANK ROAD [Exhibit RJP/5]. This concerned me as I was worried that he was going to damage my Property.

On 23rd of JULY 2022 at 02:02Hrs There was a large fight between Customers who had come out of BULAN [Exhibit RJP/6]. On this occasion the security allowed many of the people who had been fighting to re-enter the night club.

There were several incidents which occurred on both the 2nd of JULY 2022 and 3rd of JULY 2022. There were multiple large fights outside the nightclub with loud shouting conversations. I have produced a video which covers several incidents on these dates [Exhibit RJP/7].

On 3rd of APRIL 2022 at 02:21 there was a particularly serious series of incident which unfolded. There was a very large brawl between 4/5 people with many more shouting and getting involved, this began at BULAN but persisted for quite some time, spilling into the road, outside my property and further up BANK ROAD. The disturbance lasted until approximate 03:20. This incident is partially frustrating as once again many of the perpetrators were allowed back into BULAN- at 03:15Hrs which is after BULAN stops serving customers - I believe this to be a breach of their license. One of the customers who was allowed back into the club that night was so drunk he was unable to stand up.

On 19th of MARCH 2022 at 02:57 an incident Occurred outside BULAN where in a female was seriously hurt in a fight [Exhibit RJP/9]. She was lying motionless on the floor for some time, she seemed unconscious - what is more concerning is that the woman was then picked up by two other people and carried to a nearby parked vehicle- she was bundled into the car which then proceeded to drive off away from the area. I find this quite frightening as I was concerned for the safety of the woman in question- she was clearly in a vulnerable state. I reported this incident and shortly after the Police attended.

Myself and my family have been personally affected by the antisocial behaviour caused by BULAN in numerous ways. The loud music and antisocial behaviour which occurs most weekends prevents both myself and my family from getting enough sleep- My wife and I are unable to work affectively for much of the week due to exhaustion. I am particularly concerned about my children as I am worried that there will struggle in school if they are not able to get enough sleep or rest at 7 the weekends. My daughter (aged 11) had been receiving pastoral care at school as she has repeatedly referenced some of the fights and antisocial behaviour, she had seen occurring outside BULAN. My wife [REDACTED] and I now feel that we are unable to have guests stay with us at the weekend- this has recently caused a great deal of difficulty as we were unable to provide care for [REDACTED] mother who has recently passed away. I have spent around £4000 trying to reach a solution with BULAN but the problem has seemingly gotten worse not better. I just want to get a night's sleep; I just want it to stop. I know that many of my neighbours have made complaints to both the council and the Police regarding these incidents- the noise generated by BULAN affects more than just myself and My Family.

I have provided several videos which were captured by the CCTV fixed to the front of my house to the police which I have exhibited as the following:

RJP/1 - Video 22/04/2023

[REDACTED]
[REDACTED]

RJP/2 - Video 04/02/2023



RJP/3 - Video 28/01/2023



RJP/4 - Video 27/01/2023



RJP/5 - Video 27/08/2022



RJP/6 - Video 23/07/2022



RJP/7 - Video 02/07/2022 - 03/07/2022



RJP/8 - Video 03/04/2022



RJP/9 - Video 19/03/2022



The camera which I have installed is a 'EUFY' CCTV Camera, the time on the Camera is always correct as it is set by the internet. All the incidents for which I have provided CCTV had been reported to the Police at the time.

RJP/10 - Map of Area

RJP/11 - Incident Report Logs - Logs which document other incidents which have taken place on the past 2 years.

RJP/12 - Footage showing the premises open beyond licensable hours.

Everything in this statement is true to the best of my knowledge and I am willing to attend court.

WITNESS STATEMENT

(Criminal Procedure Rules r.16.2; Criminal Justice Act 1967 s 9)

URN:

Statement of: Nilgun Direncay

Age: over 18

Occupation: Legal Assistant

This statement (consisting of 2 page(s) each signed by me). I believe that the facts stated in this witness statement are true. I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Signature:



Date: 30/05/2023

I am employed as **Legal Assistant** with the Security Industry Authority (hereinafter referred to as the 'SIA'). I make this statement from perusal of records held by the Authority.

The SIA is a non-departmental public body established under the Private Security Industry Act 2001 (hereinafter referred to as the 'Act'). Its functions are set out in Section 1 of the Act and include licensing and approving individuals and businesses carrying out specified private security industry activities; setting and approving standards of conduct, training and supervision; and for the purposes of public protection, monitoring the activities and effectiveness of private security businesses and security operatives.

The sectors of the security industry currently regulated by the SIA are Close Protection, Door Supervision, Security Guarding, Public Space Surveillance (CCTV), Cash and Valuables in Transit, Keyholding and (in Northern Ireland only) Vehicle Immobilisers.

As a result of a communication made to me by **Lora Holdgate, Police Licensing Officer** with **Derbyshire Police**, I conducted a check on a record against the person's details, which were provided as:

JAMES EVANS DOB: [REDACTED] **SIA LICENCE NO: 1016 1794 0123 8182**

As a result of checks made against records held for James EVANS, I can confirm that:

Mr James Oliver William EVANS [REDACTED] applied for a **Frontline Door Supervisor's licence** on 30/03/2017. His application progressed to 'decisions' and his licence was granted on 05/07/2017 (SIA licence number 1016179401238182). This licence expired on 04/07/2020.

Mr EVANS applied for a **Frontline Door Supervisor's licence** on 16/07/2020. His application progressed to 'decisions' however at the 'checks in progress' the SIA were 'minded to refuse' **Mr EVANS'** application due to criminality.

Signature:



Second page of 2

Continuation Statement of: Nilgun Direncay

Mr EVANS was convicted of a relevant offence and received a fine where the sentence restrictions ended within 12 months. The criminality the SIA took into account was as follows:

On 26/01/2021 Mr EVANS was convicted at South Derbyshire Magistrates Court for possessing controlled drug - class A - other contrary to Misuse Of Drugs Act 1971 S.5(2) for which he received a fine.

He therefore fell within the 'Automatic Refusal' category of the SIA's licensing criteria. The SIA invited Mr EVANS to inform them if this information was factually incorrect. This was confirmed in a letter to Mr EVANS dated 06/05/2021.

On 30/05/2021, the SIA refused Mr EVANS' application for a SIA licence as he did not respond to their request. This was confirmed in a letter to Mr EVANS dated 30/05/2021.

Mr EVANS applied for a Frontline Door Supervisor's licence on 25/08/2022. His application progressed to 'decisions' where his application is currently at the 'Checks in Progress' stage.

Therefore, the SIA can confirm that according to the SIA's database, Mr James Oliver William EVANS [REDACTED] does not currently hold a valid SIA licence.

This is the latest status as at 30/05/2023.

I can confirm that in accordance with Section 117(2) of the Criminal Justice Act 2003 (The Act), as a result of my enquiries which were conducted during the course of my business, profession or other occupation, or as the holder of a paid or unpaid office with the Security Industry Authority, I examined certain statements/records held on our data base. I can confirm that the person who supplied the information contained in those statements/records (the relevant person) had or may reasonably be supposed to have had personal knowledge of the matters dealt with, and each person (if any) through whom the information was supplied from the relevant person to myself, received the information in the course of a trade, business, profession or other occupation, or as the holder of a paid or unpaid office.

In accordance with Section 117(5) of the 'Act' I can say the 'relevant person' cannot reasonably be expected to have any recollection of the matters dealt with in the statement (having regard to the length of time since he/she supplied the information and all other circumstances).

Signature:



WITNESS STATEMENT

(Criminal Procedure Rules r.16.2; Criminal Justice Act 1967 s 9)

URN:

Statement of: Nilgun Direncay

Age: over 18

Occupation: Legal Assistant

This statement (consisting of 2 page(s) each signed by me). I believe that the facts stated in this witness statement are true. I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Signature:



Date: 30/05/2023

I am employed as **Legal Assistant** with the Security Industry Authority (hereinafter referred to as the 'SIA'). I make this statement from perusal of records held by the Authority.

The SIA is a non-departmental public body established under the Private Security Industry Act 2001 (hereinafter referred to as the 'Act'). Its functions are set out in Section 1 of the Act and include licensing and approving individuals and businesses carrying out specified private security industry activities; setting and approving standards of conduct, training and supervision; and for the purposes of public protection, monitoring the activities and effectiveness of private security businesses and security operatives.

The sectors of the security industry currently regulated by the SIA are Close Protection, Door Supervision, Security Guarding, Public Space Surveillance (CCTV), Cash and Valuables in Transit, Keyholding and (in Northern Ireland only) Vehicle Immobilisers.

As a result of a communication made to me by **Lora Holdgate, Police Licensing Officer** with **Derbyshire Police**, I conducted a check on a record against the person's details, which were provided as:

MARK FRISBY [REDACTED] **SIA LICENCE NO: 1013 6289 8964 6259**

As a result of checks made against records held for Mark FRISBY, I can confirm that:

Mr Mark Andrew FRISBY [REDACTED] applied for a **Frontline Door Supervisor's licence** on 12/11/2018. His application progressed to 'decisions' and his licence was granted on 23/11/2018 (SIA licence number 1013628989646259). This licence expired on 22/11/2021.

Mr FRISBY applied for a **Non Frontline licence** on 26/04/2022 however this application was cancelled by the SIA on 29/04/2022 for one of the following reasons:

- The application was started but not submitted.
- The application was submitted but was not paid for.

Signature:



Second page of 2

Continuation Statement of: Nilgun Direncay

- The SIA was asked to cancel it.
- The business the applicant is linked with asked the SIA to cancel it.

Mr FRISBY applied for a Frontline Door Supervisor's licence on 04/05/2022 however this application was cancelled by the SIA on 05/09/2022 for one of the following reasons:

- The application was started but not submitted.
- The application was submitted but was not paid for.
- The SIA was asked to cancel it.
- The business the applicant is linked with asked the SIA to cancel it.

Mr FRISBY applied for a Frontline Door Supervisor's licence on 07/06/2022 however this application was cancelled by the SIA on 05/09/2022 for one of the following reasons:

- The application was started but not submitted.
- The application was submitted but was not paid for.
- The SIA was asked to cancel it.
- The business the applicant is linked with asked the SIA to cancel it.

Mr FRISBY applied for a Frontline Door Supervisor's licence on 12/09/2022 however this application was cancelled by the SIA on 09/01/2023 for one of the following reasons:


- The application was started but not submitted.
- The application was submitted but was not paid for.
- The SIA was asked to cancel it.
- The business the applicant is linked with asked the SIA to cancel it.

Therefore, the SIA can confirm that according to the SIA's database, Mr Mark Andrew FRISBY [REDACTED] does not currently hold a valid SIA licence.

This is the latest status as at 30/05/2023.

I can confirm that in accordance with Section 117(2) of the Criminal Justice Act 2003 (The Act), as a result of my enquiries which were conducted during the course of my business, profession or other occupation, or as the holder of a paid or unpaid office with the Security Industry Authority, I examined certain statements/records held on our data base. I can confirm that the person who supplied the information contained in those statements/records (the relevant person) had or may reasonably be supposed to have had personal knowledge of the matters dealt with, and each person (if any) through whom the information was supplied from the relevant person to myself, received the information in the course of a trade, business, profession or other occupation, or as the holder of a paid or unpaid office.

In accordance with Section 117(5) of the 'Act' I can say the 'relevant person' cannot reasonably be expected to have any recollection of the matters dealt with in the statement (having regard to the length of time since he/she supplied the information and all other circumstances).

Signature: 

Witness Statement

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

URN 30 30/—/—/16

Statement of PC 15357 Tom WALKER

Age if under 18 over 18 (if over 18 insert 'over 18') Occupation Police Officer

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

Signature: *T. Walker*

Date: 29/06/2022

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

On 25/06/2022 I was working a 15:00-03:00hrs shift at Matlock Police Station in full police uniform. During my shift I was tasked with attending BULAN, DALE ROAD, MATLOCK, DE4 3LU to perform routine checks on the door staff at the venue.

At approximately 01:30hrs I attended BULAN with PC 15141 COLEMAN. On approach to the venue there were 2 door staff on the front door. I explained the reason for our visit and the 2 door staff were more than happy to oblige with us. I now know these door staff to be Lee BOWLEY [REDACTED] and Mark FRISBY [REDACTED]. BOWLEY was a white male, with light brown gelled hair, he is approximately 40 years of age. FRISBY is a white male, approximately 50 years of age, he was bald and of large build. I asked BOWLEY and FRISBY what company they worked for or who employed them, BOWLEY stated that all the door staff were employed the manager of BULAN "LUKE". BOWLEY explained there was a thrd member of door staff working in the venue, so he went inside to get him.

The member of the staff who was working in the venue was the first to provide me with his details he identified himself as James EVANS [REDACTED] EVANS was a white male, approximately 30 years of age, he had dark coloured short hair, was approximately 6ft in height and was wearing a dark coloured zip up jacket. EVANS stated he did not have his SIA license on his person however provide me with what he told me was his badge number off a picture from his mobile phone, the number EVANS gave was 1016 1794 0123 8182.

The next member of door staff to provide me with his details was a male who identified himself as Lee BOWLEY [REDACTED] BOWLEY had his SIA badge visible on a strap around his arm, BOWLEY badge number was 1018 8064 1466 1649.

The final member of door staff to provide me with his details was a male who identified himself as Mark FRISBY [REDACTED] FRISBY had his SIA badge on a lanyard around his neck, FRISBY badge number was 1013 6289 8964 6259.

Signature *T. Walker*

Signature witnessed by

RESTRICTED (when complete)

MG11T(CONT)

Continuation of Statement of

This check took place on the front of the venue, I did not have my body worn video activated however I believe there is CCTV covering the front of the venue.

Signature *T. Walsh* Signature witnessed by

Crime Review

Occurrence ref – 22000408032

Incident ref – 32 - 020722

Date/Time of incident – 02/07/22 – 00:52

OIC – PC 14773 Steve Fraser

Offence - Public Order – Group of mixed males and females involved in disorder on the street. Two separate incidents within minutes of each other.

Evidence attributing it to premises

Statements – None taken

Caller on incident – Reports fight on dale road in Matlock, there's people on the floor. 17 people involved, there are fists swinging

CCTV - *CCTV RJP/7 from 02/07/22

Duration of footage is 30 minutes

Fight 1

00:32 – Fight breaks out 2 doors down from Bulan involving people that have left the premises. Door security and Luke Taylor see this and go over to intervene. Door man then runs back inside to get assistance.

01:25 - Door security come back out with a large male in shorts and a vest to assist. Doorman clearly tries to separate the parties and can be heard trying to control the situation.

02:44 further fighting breaks out and the doorman, Luke and large male in shorts are seen trying to separate again.

04:03 – Everyone including one of the females that was fight returns back inside the club with the exception of one male and female.

- 1) Female leaving the club and walking towards another female



2) Fight is taking place behind the van. Security, Luke Taylor and customer or staff? Intervene.

ITEM (10A)



3) Female who starts it goes back into club



Fight 2

07:43 – Group of males outside the club – one male in grey is seen walking across a garden in front of the CCTV camera and jumping off the wall onto the road to join 4 others stood outside Bulan

07:57 – The male from the garden and another start walking away from Bulan and get approx. 4 shops down before punches are thrown and the 2 begin to fight on the pavement.

08:10 – The fight goes into the road and a third male (passer by) throws a punch knocking one male onto the floor in the road on his back. The male in grey continues to fight with the one on the floor in the road. Cars are seen driving in the middle of the road to get round them. The male in grey continues punching the male on the floor for around 20 seconds continuously.

08:40 - Door security realise what is happening and run over. The make in grey leaves

09:20 - Door security assist the male on the floor along with other passers by

1) Male who starts fight 2 walking through residential garden opposite Bulan

ITEM (10A)



2) Male hanging with a group outside Bulan



3) Male walks up road with another and starts punching him whilst lay in the road



4) Security go and help when they realise whats happened



ITEM (10A)

There is a significant improvement in the door security actions as they clearly deal with both situations effectively.

There is however no call to police reporting the incidents. One security man can be identified as his jacket says security on the back. Nobody else can be visibly seen as security. It had been agreed that security would wear high visibility tabards and body worn cameras and this should have been in place from 01/04/23.

Outcome 18 – No suspects identified.

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Crime Review

Occurrence ref – 22000424101

Incident ref – 105, 106 & 107 - 230722

Date/Time of incident – 23/07/22 – 02:03

OIC – PC 15430 Elizabeth Green

Offence – Assault – Small fight causes victim to have blood around his lip

Evidence attributing it to premises

Statements – None taken

Caller on incident – Reports fight 6-7 FIGHTING, NO WEAPONS SEEN

CCTV - *CCTV RJP/6 from 23/07/22

Duration of footage is 4min & 56 sec long

Fight in the road



Male being assaulted by bearded male



Outcome 18 – No suspects identified.

Your ref:

██████████
Luke Taylor
Licensee
Bulan/Rubigo
112-119 Dale Road
Matlock
Derbyshire
DE4 3LU

Date: 29th September 2022

Dear Luke Taylor,

SIA and South Yorkshire Police meeting 27th September 2022

Thank you for meeting with Matthew Murchington of the SIA and PC Lora Holdgate from Licensing, Derbyshire Constabulary, on 27th September 2022. As you know, at the meeting compliance with the Private Security Industry Act 2001 was discussed with regard to door supervisors used at Bulan and Rubigo venues. Although a wide-ranging meeting, we specifically discussed the following:

- Allegations had been received that;
 - James Evans and Mark Frisby had been working as unlicensed SIA door supervisors at Bulan on 25/6/2022.

The details of these allegations and our discussions were as follows;

- You confirmed that prior to 20/5/2022 you had been supplied door supervisors by Priority Protection Group. Due to the service provided by them, you dispensed with their services and used self employed door supervisors from that point.
- These self-employed door supervisors are paid by BACS after the creation of an invoice. This invoice is raised internally to assist those door supervisors with that relevant paperwork. These door supervisors have the right to refuse work and are responsible for paying their own taxes and NIC.
- You confirmed your role with these door supervisors is to give them mere directions in their duties and do not assume a fuller SIA licensable employer/manager/supervisor role over them.
- You allowed the SIA to copy Bulan and a Rubigo door supervision Security Shift Registers covering the period 8/4/2022-24/9/2022. From these Registers, it was noted that amongst the details written were the following door supervisors;
 - James Evans SIA Licence 1016179401238182
 - Mark Frisby SIA Licence 1013628989646259
 - Joe Gaunt (no SIA licence number)

- You provided contact details for Evans and Frisby, but had none for Gaunt. Should you obtain his contact details it is requested that you forward them to the undersigned.
- You stated that Gaunt was paid cash in hand. In such circumstances your attention is drawn to Government guidance at [Paying employees cash in hand or guaranteed take home pay - GOV.UK \(www.gov.uk\)](http://www.gov.uk)
- From the Security Shift Register details, it was suspected that these 3 door supervisors used were unlicensed at their time of use and currently appear to be so. As a customer of these services, you appeared to have not undertaken sufficient due diligence to confirm at the time they provided their services, they were licensed. Had you done so, you may have identified they were unlicensed, refused to contract their services and avoided their alleged unlicensed use.
- The only evidence that an individual is licensed is the SIA's Register of Licence Holders. Licences can be checked individually at <https://services.sia.homeoffice.gov.uk/rolh>
- Alternatively, you can set up a SIA online Business Account and collectively check those licences from the SIA's Register of Licence Holders on a Watchlist. Please refer to the following to set up a Business Account to create the Watchlist at <https://services.sia.homeoffice.gov.uk/Sign-Up-Org/>
- Undertaking licensable activities as a door supervisor without being so licensed is potentially a criminal offence for the individual doing it and contrary to Section 3 of Private Security Industry Act 2001. You agreed to immediately stop using those 3 individuals' services until they could prove themselves to be SIA licensed.
- It was briefed that as a customer of door supervision services you should be ensuring individuals doing it are SIA licensed. You can do this by doing regular checks against the SIA Register of Licence Holders and recording them on a Business Account.
- Using unlicensed door supervisors may be contrary to the Licensing Act 2003. Confirmation of such use and suspected breaches of this Act may fall within the remit of other criminal justice agencies to look into.
- To ensure that you only use licensed door supervisors, you was advised that you could contract them in from a supplying company or use genuine self employed door supervisors. [Register of Approved Contractors \(sia.homeoffice.gov.uk\)](http://www.sia.homeoffice.gov.uk) will provide details of SIA Approved Contractor Scheme companies who can supply door supervisors in your area.
- Should you wish to employ your own door supervisors direct as PAYE members of staff, you was informed that any employer and/or manager/supervisor of those door supervisors, and anyone acting as an in-house door supervisor, must also be appropriately licensed.
- [Find out if you need an SIA licence - GOV.UK \(www.gov.uk\)](http://www.gov.uk) provides details on licensable activity.

It is recommended as best practice that the licences of your staff used are checked at least once per month from the SIA's Register of Licence Holders. Also, you should record those checks (export from the Watchlist or a screen print from the SIA's Register of Licence Holders).

A consequent SIA licence check of the remaining door supervisors detailed on your Security Shift Registers has not identified any other suspected unlicensed door supervisors.

I trust this is an accurate reflection of the meeting, however if you have any concerns or queries with any of the above points, or I can help with any other matter, please do not hesitate to contact me.

Yours sincerely,



Matthew Murchington MBE
Investigations Officer
Security Industry Authority

[Redacted]

WITNESS STATEMENT

(Criminal Procedure Rules r.16.2; Criminal Justice Act 1967 s 9)

URN:

Statement of: Nilgun Direncay

Age: over 18

Occupation: Legal Assistant

This statement (consisting of 2 page(s) each signed by me). I believe that the facts stated in this witness statement are true. I understand that proceedings for contempt of court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

Signature:  Date: 18/05/2023

I am employed as **Legal Assistant** with the Security Industry Authority. I make this statement from perusal of records held by the Authority.

The SIA is a non-departmental public body established under the Private Security Industry Act 2001. Its functions are set out in Section 1 of the Act and include licensing and approving individuals and businesses carrying out specified private security industry activities; setting and approving standards of conduct, training and supervision; and for the purposes of public protection, monitoring the activities and effectiveness of private security businesses and security operatives.


The sectors of the security industry currently regulated by the SIA are Close Protection, Door Supervision, Security Guarding, Public Space Surveillance (CCTV), Cash and Valuables in Transit, Keyholding and (in Northern Ireland only) Vehicle Immobilisers.

As a result of a communication made to me by **Lora Holdgate, Police Licensing Officer** with **Derbyshire Police**, I conducted a check on a record against the person's details, which were provided as:

Luke Taylor 

As a result of checks made against records held, I can state that:

According to the SIA Database, Luke Johnathon Taylor  **applied for a Non-Frontline licence on 17/05/2023. His application is currently at the 'next steps' stage of the application process.**

Signature: 

Second page of 2

N. Direncay

Continuation Statement of: Nilgun Direncay

Therefore, the SIA can confirm that Luke Johnathon Taylor [REDACTED] does not currently have an SIA licence nor has he ever held an SIA licence.

This is the latest status as at 18/05/2023.

I can confirm that in accordance with Section 117(2) of the Criminal Justice Act 2003 (The Act), as a result of my enquiries which were conducted during the course of my business, profession or other occupation, or as the holder of a paid or unpaid office with the Security Industry Authority, I examined certain statements/records held on our data base. I can confirm that the person who supplied the information contained in those statements/records (the relevant person) had or may reasonably be supposed to have had personal knowledge of the matters dealt with, and each person (if any) through whom the information was supplied from the relevant person to myself, received the information in the course of a trade, business, profession or other occupation, or as the holder of a paid or unpaid office.

In accordance with Section 117(5) of the 'Act' I can say the 'relevant person' cannot reasonably be expected to have any recollection of the matters dealt with in the statement (having regard to the length of time since he/she supplied the information and all other circumstances).

Signature:

N. Direncay

[REDACTED]

Your ref:

James Evans
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Date: 4th November 2022

Dear James Evans,

Re: Written Warning for Alleged Breach of Section 3 (1) of Private Security Industry Act 2001 – Engaging in licensable conduct without a Licence

According to Security Industry Authority (SIA) checks made by the undersigned, it was established that between 9th April 2022 and 24th September 2022, you had been working as an unlicensed door supervisor at Bulan and Rubigo (15th May 2022), Dale Road, Matlock, Derbyshire. Consequently, the following offence is alleged to have been detected:

Breach of Section 3(1) of the Private Security Industry Act 2001, engaging in licensable conduct except under and in accordance with a licence between date and date at

Undertaking licensable conduct without a relevant SIA licence or appropriate Licence Dispensation Notice is unlawful.

This letter serves as a written warning to you that you are alleged to have committed an offence under section 3(1) of the Private Security Industry Act 2001. It will serve to dispose of this alleged offence up to and including 4th November 2022.

You should cease this activity with immediate effect.

A record will be kept of this warning by the SIA and if you are alleged to be found to be committing offences in respect of the Private Security Industry Act 2001 in future, it will be taken into consideration and may contribute to future enforcement decisions.

The latest version of our Enforcement Policy Code of Practice can be found at [Enforcement - What to expect from the SIA \(publishing.service.gov.uk\)](#) Further information about licensing can be found on our website at www.sia.homeoffice.gov.uk

Yours sincerely



Matthew Murchington MBE
Security Industry Authority
[REDACTED]
[REDACTED]

[REDACTED]

Your ref:

Mark Frisby
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Date: 4th November 2022

Dear Mark Frisby,

Re: Written Warning for Alleged Breach of Section 3 (1) of Private Security Industry Act 2001 – Engaging in licensable conduct without a Licence

According to Security Industry Authority (SIA) checks made by the undersigned, it was established that between 21st May 2022 and 24th September 2022, you had been working as an unlicensed door supervisor at Bulan, Dale Road, Matlock, Derbyshire. Consequently, the following offence is alleged to have been detected:

Breach of Section 3(1) of the Private Security Industry Act 2001, engaging in licensable conduct except under and in accordance with a licence between date and date at

Undertaking licensable conduct without a relevant SIA licence or appropriate Licence Dispensation Notice is unlawful.

This letter serves as a written warning to you that you are alleged to have committed an offence under section 3(1) of the Private Security Industry Act 2001. It will serve to dispose of this alleged offence up to and including 4th November 2022.

You should cease this activity with immediate effect.

A record will be kept of this warning by the SIA and if you are alleged to be found to be committing offences in respect of the Private Security Industry Act 2001 in future, it will be taken into consideration and may contribute to future enforcement decisions.

The latest version of our Enforcement Policy Code of Practice can be found at [Enforcement - What to expect from the SIA \(publishing.service.gov.uk\)](https://publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/114444/enforcement-policy-code-of-practice.pdf) Further information about licensing can be found on our website at www.sia.homeoffice.gov.uk

Yours sincerely



Matthew Murchington MBE
Security Industry Authority
[REDACTED]
[REDACTED]

WITNESS STATEMENT

(Criminal Procedure Rules, r 16.2; Criminal Justice Act 1967, s. 9)

NICHE Ref No: 23000310084

Statement of: Mr CURT WALKER

Age (if under 18): Over 18

This statement 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.

This statement has been taken remotely by Linda, Hancock Force Support Officer 18446. I have had the opportunity to review the contents of the statement and confirm that the contents are accurate and true.

Signature

CURT WALKER

Date: 19-06-2023

The content of this statement has been prepared by interviewing the witness and taking notes. The statement was then typed not in the presence of the witness. The time and date that the witness reviewed the statement is logged below. Any changes are recorded in the statement.

I am an SIA licensed door supervisor and I own a business called C&S Security. I have been an SIA licence holder 20 years and had my business for 2 years. In September 2022 I was given contact details for Luke Taylor from a mutual friend who said he was looking for door security for his venue. I contacted Luke and discussed what he required. On 30th September 2022 C&S Security provided 3 x door supervisors to work between two of his premises. At BULAN NIGHTBLUB, DALE ROAD, MATLOCK I provided 2 x doorman from 00:00 – 03:00 and 1 doorman 20:00-00:00 at his other bar called RUBIGO, DALE ROAD, MATLOCK. The doorman at Rubigo would then go over to BULAN at 00:00 and work there until closing. When I first met Luke Taylor he explained that he had an issue with his previous door security as it transpired they were unlicensed so he made a point of checking our licenses and our insurance cover. He also explained to us that his expectations were that all customers were to be searched for drugs and checked for weapons with the knife wands. He wanted us to enforce the No ID No Sale rule and wanted us to be trusted to manage all of this without him needed to be involved allowing him to concentrate on other things. Things seemed to go well to begin with but then after the first month I started to have concerns around Luke's management. When any of us confiscated drugs from a customer we had to give them directly to Luke. We had no idea what was happening to the drugs, but we weren't asked to complete any paperwork or incident logs. I then started to notice that Luke would often intervene on the door when we refused entry to people without ID. He would tell us he knew them, and they were old enough so good to come in. On one occasion Luke accused one of my door supervisors of taking some confiscated drugs so I had cause to discuss this with him. I raised concerns about the fact we didn't know what was happening with the confiscated drugs and I wasn't happy that he was hesitant about us completing an incident log so I insisted that we would complete our own logs if they didn't allow us to write in theirs. He then allowed us to use his incident log going forward. On 31st December 2022 there was an incident

Statement started: 19-06-2023 12:59:32

Statement completed: unavailable

NICHE Ref No: 23000310084

Statement of: Mr CURT WALKER

where a well-known drug dealer was inside the club. We confiscated a large bag of drugs from him and gave them to Luke. The dealer spoke with Luke and on leaving the club told us he had got the drugs back. Luke obviously knew this dealer, but he wasn't someone I knew. I confronted Luke about this incident and giving the drugs back. Luke admitted to me that he had given him the drugs back because he threatened to burn the venue back and didn't know what to do. I told him we were leaving but Luke begged us to stay. We agreed to continue working the door on the agreement that Luke or John Taylor (the DPS) would sign for every confiscated bag of drugs that had been handed to him. He told us the drugs were being handed over to police officers that came round every so often. He also agreed that he would enforce the No ID no Sale rule as I felt it was unacceptable to keep changing the rules we were trying to enforce. Luke agreed to this, so we continued to provide our services. One issue that I hadn't resolved with Luke was around a male called [REDACTED] was a well-known local drug dealer and he had been going into both Rubigo and Bulan long before we started doing the doors. Luke had told us that [REDACTED] was a dealer but assured us that he would not deal inside the club. We were instructed to allow him entry without searching him. Although this wasn't something we were happy about we allowed this to happen. [REDACTED] started coming to our attention more around November/December time 2022 as customers were telling us that [REDACTED] was in fact dealing inside the club. My doorman warned [REDACTED] but generally whenever there was an interaction with him Luke would appear, take over and say he would sort it. On 4th February 2023 one of the team ejected someone caught taking drugs inside the club. He was asked where he got his drugs to which he told the team they were from [REDACTED] then came out of the club and walked up the street arguing with the male we had ejected. When [REDACTED] came back he told us that he did not deal inside the club. I later realised that the male [REDACTED] had been speaking to had been assaulted but I did not witness this. [REDACTED] became aggressive with one of my doormen and again I had to speak with Luke about why he wasn't banning him from the venue. Luke became aggressive with me but I told him that [REDACTED] and his friend would be banned from all the other venues in Matlock that we worked the doors for. Luke reluctantly agreed to ban [REDACTED] but then following on from this I found out that he had been letting [REDACTED] into his venues on the nights we weren't working. Luke then asked me not to provide anyone to work at Rubigo so he could allow [REDACTED] and his friends to drink in there and we would concentrate on just working BULAN. On 19th March 2023 Luke told us he would run his venues how he wanted and that we need to fall in line with that. At 00:53 that day we all left BULAN and have not returned there since to work. I can confirm that there has been no request by Luke Taylor for us to wear any high visibility tabards or body worn video cameras during the course of any duties we have undertaken at BULAN or RUBIGO

Signature

CURT WALKER

Date: 19-06-2023

Statement started: 19-06-2023 12:59:32

Statement completed: unavailable

Occurrence ref – 22000648656

Incident ref – 35 - 061122

Date/Time of incident – 06/11/22 00:40 – 01:05

OIC – PC 15357 Tom Walker

Offence - Assault - ABH/Common Doorman ejects IP son from bar, IP then appears to approach another doorman and place his arms around the doorman neck, doorman pushes IP towards the ground. IP sustains injury to head in the fall.

Evidence attributing it to premises

Statements – None taken

Caller on incident – Disturbance heard in the background and caller said that his father had been hit in the head and was injured.

Victim account Stated he was hit in the head by the doorman but is not sure exactly what happened.

Suspect account – (doorman) - stated that the victim's son had been ejected from the bar and the victim followed him out. The victim has then put his arms around doorman's neck, he stated he pushed him up away and down to the ground away from him and in doing so the victim has sustained a head injury.

CCTV

CCTV had been viewed by PC ROGERS at scene who has viewed the footage on the owner of Bulans mobile - Luke Taylor. Due to the quality on the mobile the footage and screen size is extremely unclear. It can be seen that the son is ejected by a doorman, the IP then approaches a doorman who is stood on the door and places his arms in the region of the doorman's neck. The IP is then pushed away and round on to the floor. The doorman pushes the IP in the region of his face but it can not be seen if this is a punch or part of the push as the IP goes round onto the floor. The IP then hits the floor and does not move.

Due to this it is unclear if any excessive force has been used and as such if any offence has been committed by the doorman.

Medical evidence

In the fall the victim has sustained a head injury. victim was taken to hospital by EMAS. They said he had a deep laceration above his eyebrow and swelling to his nose which was possibly broken however he was still able to breathe through it so they couldn't confirm this. All his observations including his pupils were fine do they didn't have any concerns that there was anything more serious. Due to the swelling and the fact they didn't know if he had been knocked unconscious, they took him to hospital.

ITEM (17)

Few hours later officers had spoken with the hospital for an update. He was still in A&E when I called but he was soon to be discharged as the injuries were considered minor enough to let him go.

They've confirmed a fracture to his nose and said that they will be looking to put sutures on his laceration

Victim called in stating - HE HAS PHOTOS OF HIS INJURIES ADVISING HE HAS A BIG CUT ON HIS FOREHEAD AND ABOVE HIS EYE, SWOLLEN NOSE AND LIP, 2 BLACK EYES AND GRAZING ON HIS NOSE AND LIP

Outcome – Crime filed

Occurrence ref – 2300002812

Incident ref – 29 – 15/01/23

Date/Time of incident – 15/01/23 00:00 – 00:33

OIC – PC 15941 Kiera Redfern

Offence - Sexual Offence - Other Male sexually assaulted IP by touching and grabbing her to bottom

Evidence attributing it to premises

Statements – None taken

Caller on incident –MY DAUGHTER HAS BEEN TOUCHED IN APPROPRIATLY BY A BOUNCER, HE WAS ESOURTING HER TO THE SMOKING AREA AND HAS BEEN TOUCHING AND SQUEEZING HER BOTTOM.. THEY WON'T GIVE ME HIS NAME BUT WILL PASS TO OFFICERS WHEN THEY ATTEND.. HES HERE BUT NOT ON DUTY TONIGHT

Victim account –Victim appeared visibly upset but agreed to talk to officers away from her mother. Victim stated that she had gone outside the front of BULAN where she was trying to smoke a cigarette when she was approached by Suspect who told her that she could not smoke out there and that she needed to do it in the designated smoking area in the back. Suspect then offered to walk her through to the smoking area and said she could link arms with him. He states this was as she was unsteady on her feet. Victim then states that as she walked through BULAN suspect grabbed her bottom and made inappropriate comments to her. When asked about what these comments were Victim said it was stuff even her fiance wouldn't say to her and about 'sticking it in her' and about sex although she would not explicitly say what the comment was.

She has then rang her mother who has turned up at BULAN requesting the details of the male involved, he refused until police arrived.

Victim stated that she did not want to make a complaint about this incident however was in drink, so officers agreed to ring her in the morning once she had had a chance to sober up and ask her about it again.

Suspect account – [Not interviewed](#)

CCTV

CCTV was checked by officers but cameras do not show the incident taking place.

Status – Victim declines outcome 16

Victim is supportive but is aware of evidential difficulties

Occurrence ref – 2300056309

Incident ref – 1358, 1359 & 1362 – 27/01/23

Date/Time of incident – 27/01/23 23:44 – 02:07

OIC – PC 15812 Georgia Wright

Offence - Public Order - Brawl outside Bulan in Matlock. Door staff and punters involved. A big group, punching each other on the street and in the road outside the bar. Males and females involved.

Evidence attributing it to premises

Statements – None taken

Caller 1–FIGHT GROUP PUNCHING EACH OTHER OUTSIDE BOOLAN USED TO BE HARVEYS.

2 MALES TAKEN JACKETS OFF PUNCHING EACH OTHER WEARING LIGHT COLOURED SHIRTS WHITE MALES AGES APPROX MID 20S

Caller 2 - FURTHER CALL FROM SECURITY AT MONK BAR THERE IS A LARGE FIGHT A FEMALE GOING CRAZY

Caller 3 - "THERE IS A FIGHT KICKING OFF IN DALE ROAD. APPROX 20 INVOLVED. BOUNCERS INVOLVED. I HAVE GOT SOME FOOTAGE IF OFFICERS NEED IT. THE BOUNCERS HAVE THROWN A WOMAN IN TO THE ROAD BUT SHE DESERVED IT."

Caller 4 – CALLER STATES THAT HE IS A DOORMAN BY PROFESSION AND WITNESSED THE INCIDENT TONIGHT. HE STATES THAT THE DOOR STAFF WERE NOT HANDLING THE SITUATION CORRECTLY AND THEY WERE PROVOKING THE CUSTOMERS AND APPEARED TO WANT TO FIGHT THEM. CALLER STATES THAT THE MAIN INSTIGATOR WAS A MALE WITH A SHAVED HEAD, BLACK HOODY WITH "SECURITY" IN BLUE ON THE BACK. CALLER STATES THAT DOOR STAFF TRAINING TEACHES YOU TO CALM SITUATIONS AND DISOLVE ANY CONFLICT - THIS IS NOT WHAT CALLER WITNESSED TONIGHT. CALLER IS HAPPY TO BE CONTACTED BY OFFICERS SHOULD THEY REQUIRE A STATEMENT. CALLER WILL ALSO PASS HIS OBSERVATIONS ONTO THE MONKS BAR SO TEY CAN CONTACT THE SECURITY COMPANY.

CCTV

Council CCTV – not seen

CCTV – RJP4

10 minute duration of footage that shows doorstaff from Bulan leaving the door responding to fighting near Monk bar. The altercation slowly continues and makes its way down in the direction of Bulan.

06:55 It ends up in the middle of the road and doorstaff do appear to be actively involved in the fighting with the group. One doorman appears to be hit and retaliates by punching a male.

Shows 4 door staff in conflict with group



CALLER 3 – phone footage – Not seen

Outcome – 2 x Suspects charged

Occurrence ref – 23000064124

Incident ref – 97 & 98 – 28/01/23

Date/Time of incident – 28/01/23 01:23

OIC – PC 15812 Georgia Wright

Offence – Public Order – Report of 4 door staff punching the DJ at club

Evidence attributing it to premises

Statements – None taken

Caller on incident –FOUR BOUNCERS ATTACKING THE DJ, THEY ARE PUNCHING HIM IN THE HEAD
DONT KNOW WHAT HAS HAPPENED BUT THE DJ HAS BEEN KICKED OUT, THEY WERE ALL FIGHTING AND THE DJ WAS GETTING PUNCHED TO THE HEAD
THEY HAVE NOW SHAKEN HANDS AND IT SEEMS TO HAVE CALMED DOWN FROM BMI - WE HAVE HAD OFFICERS ROUND COS OF FIGHTING, AND IT SOUNDS LIKE IT IS ALL KICKING OFF AGAIN WITH THE BOUNCERS, THERE ARE FOUR OF THEM AT THE MOMENT KICKING OFF WITH THE BOUNCERS. THEY ARE SHOUTING AND YAWPING AT EACH OTHER."

DJ had been kicked out Bulan bar and reports state that fighting started between DJ and the bouncers. Report states that the incident then calmed down, they shook hands and the DJ left.

Police attended. Nothing happening upon police arrival.
Limited information, unable to carry out full investigation.
No named or identifiable suspect.

CCTV

I have viewed the CCTV which is 6mins 40 seconds long and it shows what appears to be 3 x door staff ejecting a male. He has taken through the main door and thrown onto the floor outside. There is then a short conversation where one of the doorman can be heard talking with a raised vice telling the male to 'Fuck off' The male takes a few steps forward towards the door and another doorman pushes him back. The male then removes his jacket as if in a fighting stance. From the sound it appears that the male is having provoking the doorman stood the in the entrance as the doorman is shouting very aggressively at the male and clearly wound up. Verbal threats can be heard between the doorman and customer.

My view on the footage is that at least one of the doorman has lost control and his manner and behaviour appears aggressive and provocative. It resolves by a female

ITEM (20A)

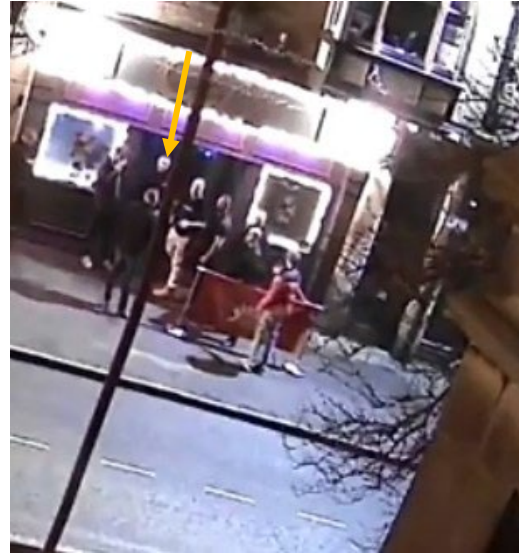
having to calm the doorman down and another doorman having to intervene to keep his doorman and the customer separate. This provocation by the doorman continues whilst a female is left to try and control the customer in the middle of the road.

The doorman in the footage can be seen wearing armbands and black jackets but no high visibility tabards or body worn cameras

DJ being thrown out of club



Aggressive doorman



Outcome – Victim declines outcome 18

On police arrival door staff who were involved were not present anymore and no details known.

Suspect not identified.

It is clear an offence has occurred but unclear of full circumstances to complete an investigation which is why I have filed this.

Occurrence ref – 23000071928

Incident ref – 40 & 42 – 04/02/23

Date/Time of incident – 04/02/23 00:45 – 01:11

OIC – PC 15733 Jonathon Rodaway

Offence – Assault - ABH/Common Male was found with cocaine in the toilets of BULAN BAR and was asked to leave by bouncers. When being escorted out male has swung and hit a bouncer in the shoulder before being removed.

Evidence attributing it to premises

Statements – None taken

Caller 1 –OUTSIDE BAR BULAN, DOOR STAFF INVOLVED, ABOUT 4 INVOLVED AND EMAS ON SCENE, NO WEAPONS SEEN
THERE IS A FIGHT ON THE ROAD OUTSIDE THE BULAN BAR, MALE LOOKS LIKE HE HAS BEEN KNOCKED OUT, MAN WHO ATTACKED HIM IS TALKING TO BOUNCERS WEARING GREY SHORTS, GREY AND WHITE HOODIE, OVER 6FT, BALD, BEARD
THE INJURED MAN HAS BEEN MOVED, WE CANT SEE HIM, WE LIVE OPPOSITE
THE MAN THAT ASSAULTED THE MALE WAS STOOD TALKING TO BOUNCERS, HE GOT PUNCHED TO THE FLOOR AND KICKED AND THE MALE IN THE SHORTS BANGED THE INJURED MALES HEAD INTO THE PAVEMENT AND THEN JUST LEFT HIM

Caller 2 THERE IS A FIGHT ON THE ROAD OUTSIDE THE BULAN BAR, MALE LOOKS LIKE HE HAS BEEN KNOCKED OUT, MAN WHO ATTACKED HIM IS TALKING TO BOUNCERS WEARING GREY SHORTS, GREY AND WHITE HOODIE, OVER 6FT, BALD, BEARD

CCTV shows

A male was escorted out of BULAN bar, DALE ROAD as the bouncers have caught him with white powder in the toilets on being escorted out he swings out and hits one of the bouncers in the shoulder with a punch.

IP does not support any type of prosecution and does not wish to give a statement, A small tissue with white powder was seized from BULAN and has been sent for destruction.

No high viz or BWV.

Outcome – Filed Outcome 14

Occurrence ref – 23000077008

Incident ref – 602 & 661 – 06/02/23

Date/Time of incident – 04/02/23 00:40 – 00:50

OIC – PC 15805 Alice Bungay

Offence – Public Order -OUTSIDE NIGHTCLUB. WITNESS REPORTS IP ARGUING WITH BOUNCERS AT THE CLUB AND THEN WALKS OFF. IP IS FOLLOWED BY ANOTHER MALE WHO HAS THEN KNOCKED THE IP TO THE GROUND AND PUNCHED HIM SEVERAL TIMES. ATTACKER IS THEN LET BACK INTO THE CLUB.

Evidence attributing it to premises

Statements – None taken

Caller 1 TAA-9295-23-3030-01 - WITNESS TO AN ASSAULT - CCTV AVAILABLE BUT VICTIM DOES NOT APPEAR TO HAVE COME FORWARD

Caller 2 - were disturbed by people shouting as they left Bulan (previously Harveys), they walk down the road towards Monk Bar. Meeting a group of people walking from Monk towards Bulan, shouting started and then 2 of the group started fighting. They took their jackets off and were circling, throwing punches and shoving each other into the wall and Evans Jewellers shutters. Other members of the group, still shouting, tried to pull them apart, they then ran round the parked cars and into the road, stopping traffic. At this point I called 999, the fighting continued about 5 minutes more and then they all walk back into Bulan, and the police arrive.

The CCTV has been viewed as detailed in document 21A. It shows the male being ejected and a number of security gathering round him for some time. One doorman in particular is very threatening towards the male demanding to know who he got his drugs from and making threats towards him. Luke Taylor is seen approaching from the entrance and at the point the male discloses a name the doorstaff go back into the club. The male walks up the road a short distance. Within seconds they speak with a male with a beard who comes out of the club. This male then walks up to the ejected male, throws him to the floor and punches him a number of times whilst the doorstaff look on. The male with the beard returns to the club and fist pumps a doorman before going back inside the club.

The door staff appear to be in sight of this incident and the male that had been assaulted stays on the floor for some time without any assistance.

Outcome – Suspect charged

Shows the doorstaff on right going back into club after males tells them where the drugs came from. (Victim left)

ITEM 21A



Shows the male with beard (blue) after talking with doorstaff approach the victim (red)




Shows bearded male assaulting the victim whilst doorstaff look on



Victim on floor (red) suspect fist pumping doorman (blue & yellow)



Action Plan

Premises	Bulan		
	Dale Road		
Date	27/02/23	Time	1400.
Name of DPS	Luke John Taylor.		
PL Holder	Luke Taylor.		
Persons present	Gleen Tiemay - DD Council		
	Annette Coupe		
	PC3278 Lara Holdgate.		
<p>Actions</p> <ul style="list-style-type: none"> * Keep SA logs updated + checking licences prior to expiry. * Doorstaff to do random searches prior to entry, challenge people acting suspiciously & do random toilet spot checks. * Look at drugs prevention in toilets - Reassess current toilet lay out. * Harry Mellor to be barred and discussed at Pubwatch. * Participate regularly in Pubwatch meetings. <p>To be reviewed in 3 months.</p>			
Responsible Authority	Holdgate <small>Signature</small>	PC3278 HOLDGATE <small>Print Name</small>	
Premises Representative	 <small>Signature</small>	LUKE TAYLOR <small>Print Name</small>	



Occurrence ref – 23000164725

Incident ref – 100 – 18/03/23

Date/Time of incident – 18/03/23 02:00 – 02:30

OIC – PC 14737 Timothy Hall

Offence – Assault - ABH/Common Unknown suspect assaults victim by spitting in the face

Evidence attributing it to premises

Statements – None taken

Caller IM DOOR STAFF, GROUPS OF MALES FIGHTING.

Summary

Police incident 100-180323 relates to a fight outside BULAN, DALE ROAD, MATLOCK. The victim been ejected from the bar after assaulting an unknown person inside the club.

Victim was spoken to who states that he had acted in self defence after the unknown male had spat in his face. PS JONES tried to speak to the other party however they left out of a rear door and ran away.

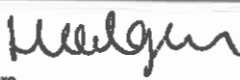

This crime has been recorded to comply with NCRS, the victim did not wish to pursue a complaint at the time. I have considered an evidential led investigation however I do not believe it to be in the public interest, the victim is not supportive and there were no serious injuries. Victim and suspect do not know each other and it is unlikely that this will cause any further tensions.

CCTV

States not checked as no necessity

Status – Filed Outcome 18

Action Plan

Premises	Bulan, Marlock		
Date	22/3/23	Time	1835
Name of DPS	John Taylor		
PL Holder	Luke Taylor		
Persons present	Anneli Kulman - PCJO		
Actions <ul style="list-style-type: none"> • Drugs Policy to be implemented - procedure written up as to what happens with drugs when found, where stored etc. Police to be informed & drugs collected. • Plan as to what you do with customers found in possession of drugs ie ban, bring them to pubwarch for banning order. <p>Policy to be available for physical inspection end of may.</p>			
Responsible Authority	 Signature	PC 3278 KADGME Print Name	
Premises Representative	 Signature	Luke Taylor Print Name	

SECURITY LOG

Date 11/2/23 Time 02:45

INCIDENT DETAILS

1 WHITE MALE CAUGHT TAKING DRUGS
IN TOILET, PUT UP STRUGGLE TO KEEP DRUGS
RESTRAINED TO TAKE THEM AWAY,
EJECTED & BARRICADED

PERSON(S) INVOLVED

1 x CUSTOMER
3 x DS, MM, CW, TM

WITNESSES

AS ABOVE

ACTION TAKEN

EJECTED AND BARRICADED MALE
Pkg of drugs handed to LITTLE TAYLOR

OUTCOME

POLICE INVOLVED? IF YES RESPONDING OFFICERS NAME & OUTCOME

~~AS ABOVE~~

NOTES

SECURITY OFFICERS NAME & SIGNATURE

[Redacted signature area]

SECURITY LOG

Date 4/2/2023 Time 0035

ITEM (25A)

INCIDENT DETAILS

ICI Male Caught in toilet taking
Drugs on trying to get male to leave
he punched me in my chest
then escorted male out of Club

SECURITY LOG

WHITE
TOILET,
restrained
ejected

PERSON(S) INVOLVED

1x ICI CUSTOMER

1x Customer
3x DS, M

WITNESSES

AS ABOVE

AS ABOVE

ACTION TAKEN

CUSTOMER BARRED
DRUG GIVEN TO POLICE

Ejected
Bag of drug

POLICE INVOLVED? IF YES RESPONDING OFFICERS NAME & OUTCOME

POLICE CALLED 157 PASSER 157
OFFICER C. BROWN

POLICE INVOLVED

~~Signature~~

NOTES

OFFICERS NAME & SIGNATURE

SECURITY LOG

Date 4/3/23 Time 03:05

ITEM (25A)

INCIDENT DETAILS

1 MALE CAUGHT IN GENTS, SMIFFING
FOUND EMPTY BAG, ESCORTED OUT

PERSON(S) INVOLVED

[REDACTED]

WITNESSES

AS ABOVE

ACTION TAKEN

BAG CONFISCATED
REMOVED FROM VEHICLE
BAG GIVEN TO J. TAYLOR

[Signature] IN SAFE

POLICE INVOLVED? IF YES RESPONDING OFFICERS NAME & OUTCOME

NO

NOTES

SECURITY OFFICERS NAME & SIGNATURE

[REDACTED]

SECURITY LOG

Date: 04/01/23

Time: 0311

ITEM (25A)

INCIDENT DETAILS

1 male in toilet sniffing
cologne,
~~de~~

SECURIT

1 MALE
FOUND

PERSON(S) INVOLVED

1 male + door staff
[redacted]

L. BOU
C. WA

WITNESSES

None

AS AT

ACTION TAKEN

~~20g~~ Drugs taken
removed from scene

BAGG
REMOVED
BAG G

POLICE INVOLVED? IF YES RESPONDING OFFICERS NAME & OUTCOME

No

POLICE IN

NO

NOTES

OFFICERS NAME & SIGNATURE

[redacted]

[redacted]

[redacted]

Occurrence ref – 23000241222 & 23000314286

Incident ref – 131 & 133 22/04/23

Date/Time of incident – 22/04/23 01:30 – 02:23

OIC – DC 16897 Stacey Hart

Offence – Assault - GBH/Serious 2 males and 2 females entered into a physical altercation within nightclub with another male (IP) which moved outside onto street, leading to IP being punched, kicked and stamped on and hitting his head on the curb leading to serious head injury of IP.

Evidence attributing it to premises

Statements – in progress

Caller 1 CALL FROM INF - MALE CALLED CAIN, A GIRL WITH LONG PONYTAIL , MALE WITH BEARD AND BURGUNDY T-SHIRT ARE OUTSIDE. I THINK THEY WERE TRYING TO GET TO TOM

5-6 PEOPLE FIGHTING, THEY WERE USING BOTTLES ON EACH OTHER.

CCTV

I have viewed CCTV RJP/1 and it is 8min 34 seconds in duration. It clearly shows the assault on the victim which takes place in the middle of the road. Door security are involved in trying to deal with the incident and are seen to provide help to the victim. The doorstaff appear to be wearing their SIA armbands but are not wearing any high visibility tabards or body worn cameras.

The victims were taken by EMAS to hospital for treatment.

Male victim as a result has 2 front teeth missing, lumps to his forehead, swollen cheekbone, stamp mark on cheek and chest as well as strangulation marks to the neck.

Female victim received a tear to the back of her left ear which had to be glued. She had a black eye and bruising to her back and swelling to her right hip.

BWV – Officers showing as attended

15807 – Shows attendance and interaction with Luke who tells officer what happened speaks to numerous witnesses

Medical evidence

Obtained with OIC

Ongoing investigation

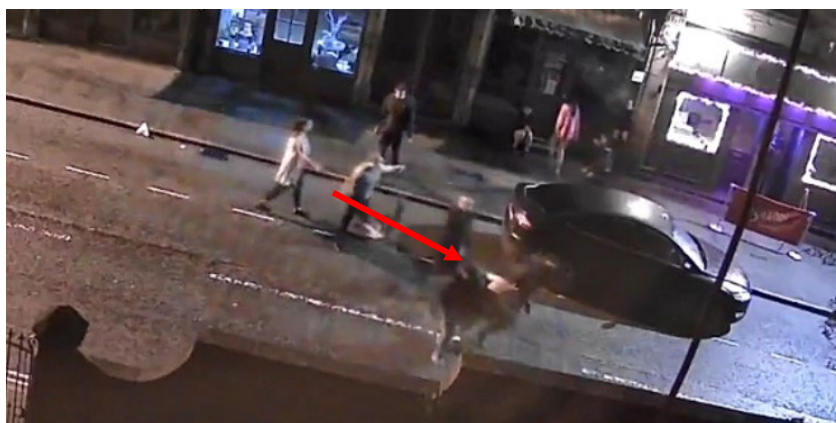
Shows victim walking towards suspects



Shows victim being punched in the road



Show male being punched to the floor in the road the moment before he hits his head on the kerb



RESTRICTED

EXHIBIT LABEL		
Description of Item: [REDACTED] Injuries ;		
Seized/Produced By: Daisy King	Identification No: [REDACTED]	
Signed: 17952	Date/Time Produced: 2023-05-31 at 15:26:22 ; 2023-05-31 at 15:26:28 ; 2023-05-31 at 15:26:49 ; 2023-05-31 at 15:26:56 ; 2023-05-31 at 15:27:22 ; 2023-05-31 at 15:27:32 ; 2023-05-31 at 15:27:39 ; 2023-05-31 at 15:28:11 ; 2023-05-31 at 15:29:13 ; 2023-05-31 at 15:29:50 ;	
Court Exhibit No:	Regina - v -	
CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1 I identify the exhibit described above as that referred to in the statement made and signed by me.		
SIGNED	NAME/RANK/NO (block letters)	DATE



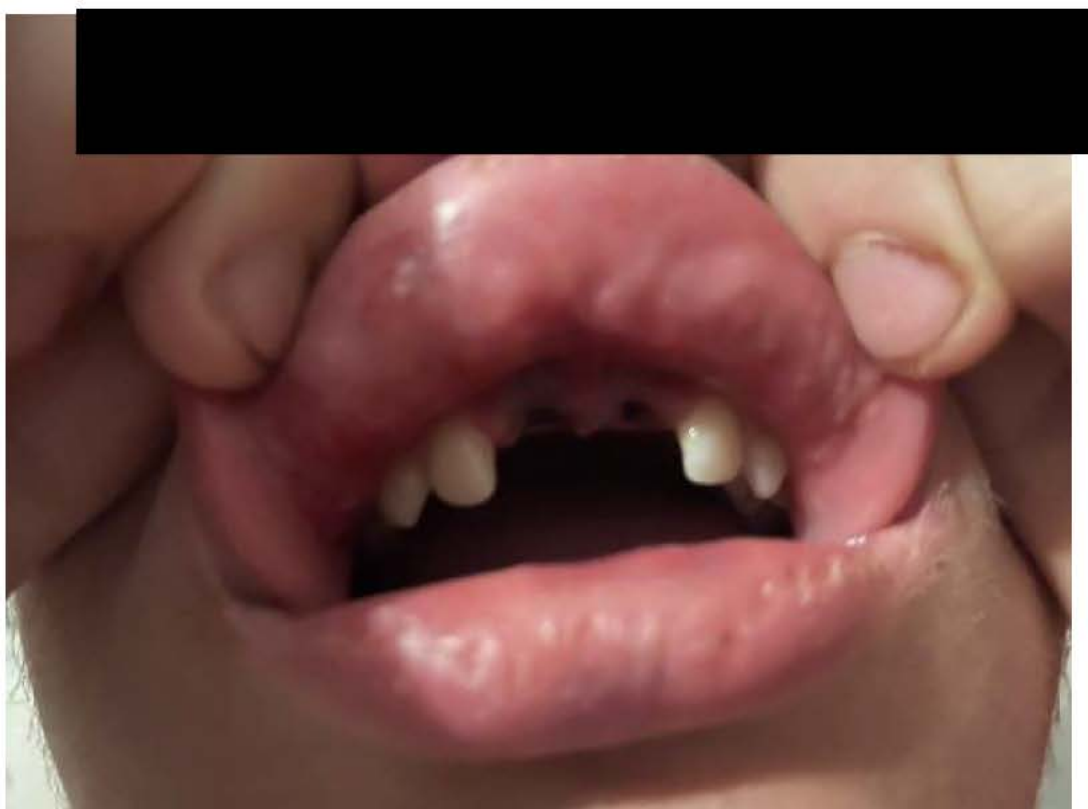
FH/1

RESTRICTED

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FH/1



FH/1

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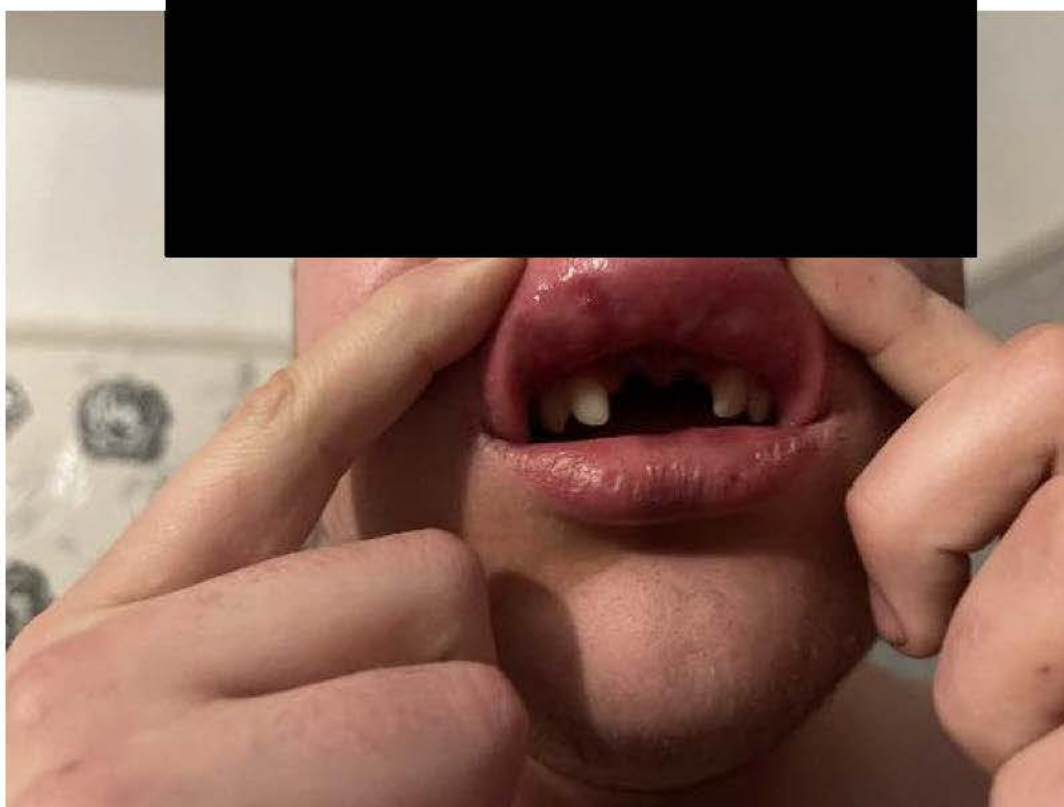
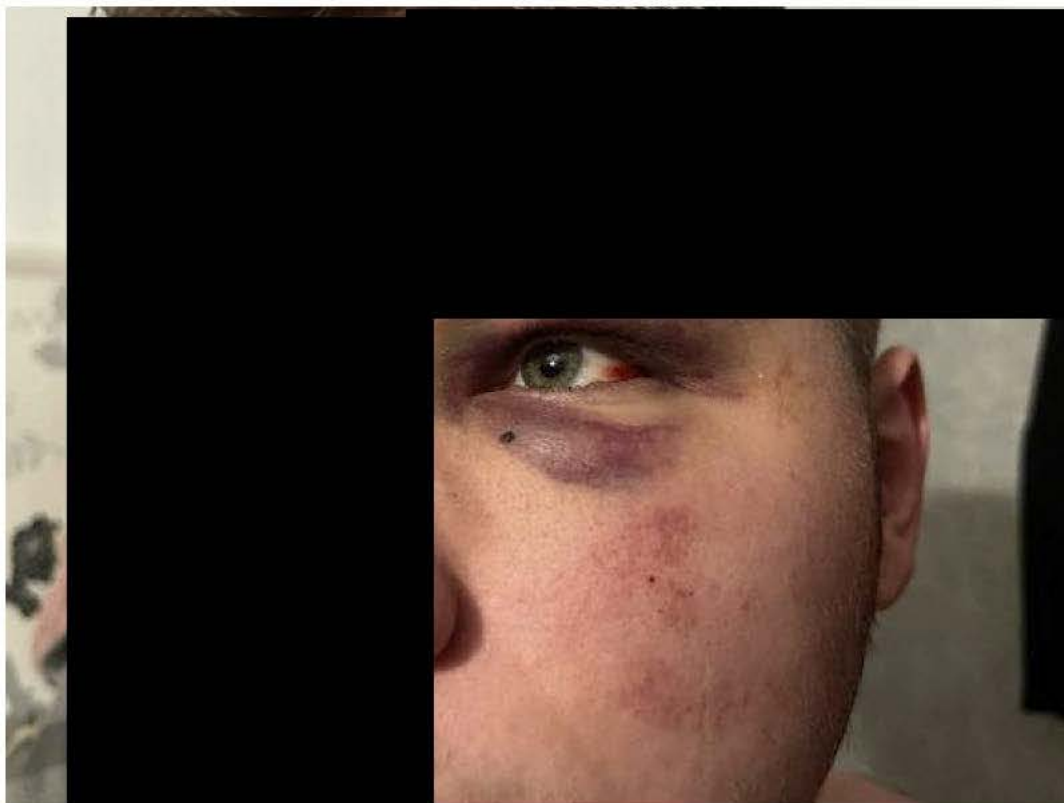


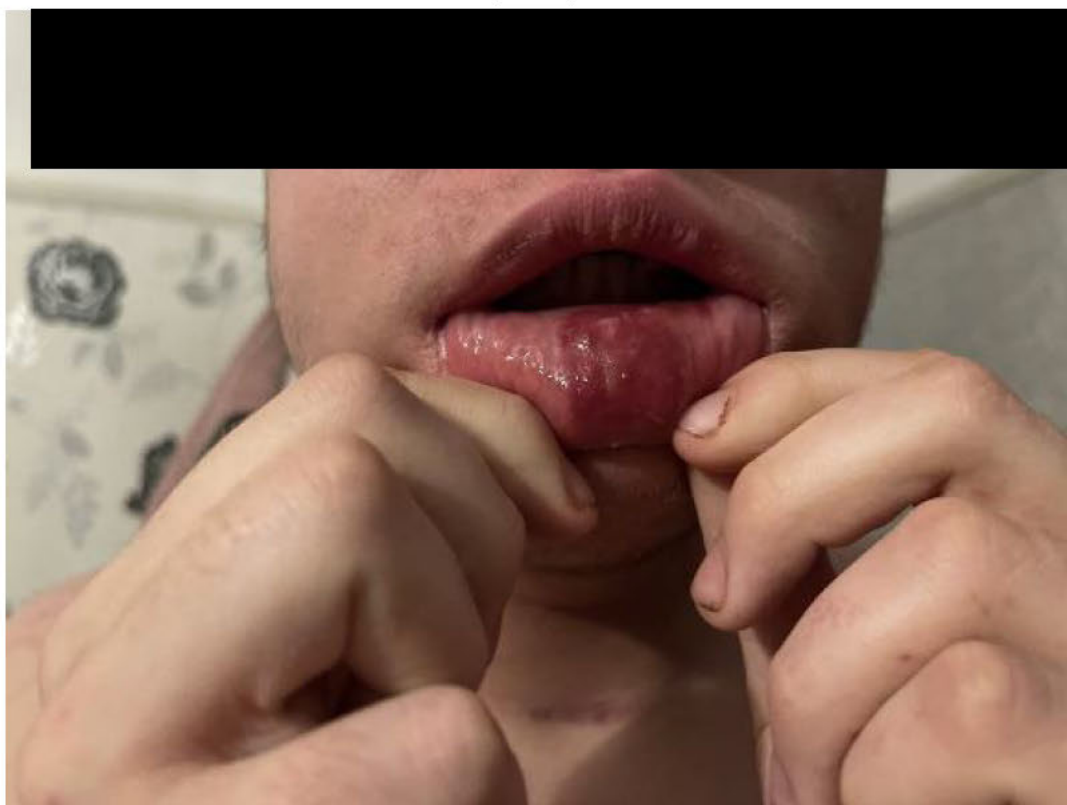
FH/1

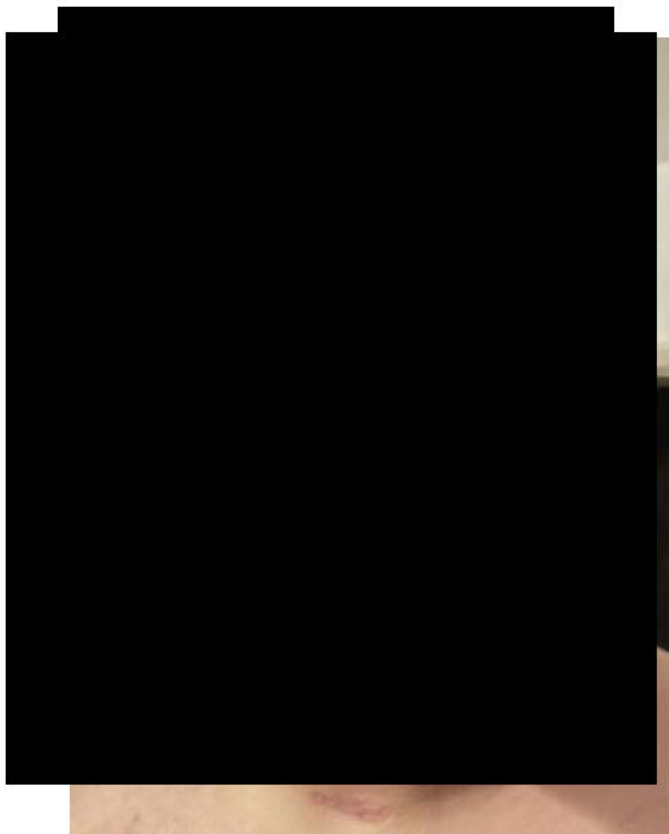


FH/1

RESTRICTED







FH/1

ITEM (26E)

Witness Statement

CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

URN

30	DI 0940023
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Statement of DSI Stacey Hart
Age if under 18 over 18 (if over 18 insert 'over 18') **Occupation** Detective Staff Investigator

This statement (consisting of 3 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Signature: *S. Hart* **Date:** 11/08/2023

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

I am a Detective Staff Investigator based at Chesterfield CID. I am also the officer in the case regarding an incident that occurred at BULAN nightclub, 119-121 DALE ROAD, MATLOCK, DE43LU, in the early hours of SATURDAY 22ND APRIL 2023. During this incident, 2 individuals were assaulted by 3 suspects. The incident began inside BULAN and continued onto the street immediately outside of BULAN. Police occurrence number 23*241222 refers.

Multiple CCTV exhibits have been seized during the course of this investigation, which show the events that occurred both inside and outside BULAN. This investigation is currently ongoing, and as such some specific details will not be disclosed as a result. As a general summary; an incident broke out within BULAN main bar area between [REDACTED] and 3 other individuals; 2 males and 1 female, just after 02:00 hours. A further female was also involved, who is the mother of [REDACTED] and a member of staff at BULAN at the time of the incident.

The incident began when the club was closing and everyone was told to leave by staff. [REDACTED] was pushed and fell onto a table, after which point a brawl occurred. This included [REDACTED] mother being assaulted by being pushed to the ground, having her hair pulled and being punched. Security separated the 2 parties, pulling [REDACTED] to the back of the nightclub and removing the other individuals out the front entrance.

[REDACTED] then decided to let himself out of the back yard of BULAN via the rear gate and run back round to the front entrance of the nightclub. As [REDACTED] approaches the suspects on DALE ROAD, he stops still, before the female suspect runs towards [REDACTED] and punches him. This was followed by [REDACTED] being repeatedly assaulted by all 3 suspects; being punched and kicked, thrown to the floor and stamped on.

Signature *S. Hart* **Signature witnessed by**

Continuation of Statement of Stacey HART

This occurred directly outside of Bulan. Injuries caused consisted of multiple bruises and abrasions to [REDACTED] body and his 2 front teeth being knocked out. Police were called at 0223 and arrived at 0232, by which point the suspects had left the area. [REDACTED] received first aid from BULAN staff until paramedics arrived.

The CCTV covering the incident shows that the staff within BULAN made good attempts to break up the violence on the night of the incident. Door staff and bar staff were involved in attempting to prevent further violence and took steps to separate the involved parties. Staff also participated in providing first aid to the injured male who was lying in the road following the assault.

The owner of BULAN, Luke TAYLOR, has been assisting Police with enquiries into the incident. He has cooperated with Police and provided a statement covering the incident. He has also agreed to take part in identification procedures should that be necessary. However, TAYLOR has at times been vague and evasive on certain points, such as whether the victims in this case were actually customers or employees at the time of the incident. He initially lead Police to believe that [REDACTED] and [REDACTED] were customers, before giving a statement describing that [REDACTED] was actually working on the night in question.

The investigation has also been frustrated by CCTV enquiries made at BULAN and RUBIGO. Although TAYLOR has cooperated in providing CCTV from BULAN, there has been one important omission. The camera covering one particular room in BULAN was not operational at the time of the incident, which was confirmed by TAYLOR. The investigation is still ongoing at this time, so I cannot make further comment regarding the relevance of this. Also, the CCTV footage at BULAN has also not been of sufficient quality to produce good quality still images of all those involved.

In addition to the above CCTV issue at BULAN, I have also failed in my attempts to secure CCTV footage from sister premises RUBIGO, which I believe is also owned by Luke TAYLOR. As the investigation progressed, it was apparent that CCTV from RUBIGO may be able to assist in the investigation. However, when I attended RUBIGO and checked the CCTV in company with TAYLOR, the footage only saved on the system for 7 days, rather than the 28-day typical standard. This meant the relevant footage had been erased and this has further frustrated enquiries.

Whilst conducting enquiries in the local area of BULAN, I have also been made aware of concerns from the local residents regarding the disorder. The location of BULAN is immediately facing a row of residential family properties. One resident I have spoken to has expressed concerns around the frequency of violent

Signature *S. Hart* **Signature witnessed by**

Continuation of Statement of Stacey HART

disorder at BULAN, stating that there are fights outside every month. Residents are extremely frustrated with having to report fights several times a month and being required to provide statements about serious assaults. The fights are said to be getting more serious and residents are worried about the safety of their family and the general disruption caused to their lives. The operation of BULAN is therefore clearly causing a public nuisance and is a risk to the wellbeing of children living in the local area.

S. Hart

Signature **Signature witnessed by**

Occurrence ref – 23000337967

Incident ref – 130 03/06/23

Date/Time of incident – 03/06/23 02:49

OIC – PC 14753 Laura Day

Offence – Assault - male assaults male by punching to the back of the head and punches to the face, leading to nose bleed and cut above eye

Evidence attributing it to premises –

No investigation – Victim emailed to say he has resolved matters.

Statements – None taken

Outcome – Filed outcome 14

Occurrence ref – 23000363742

Incident ref – 609 14/06/23

Date/Time of incident – 14/06/23 03:00

OIC – CRIMT TEAM

Offence – Theft – Victim leaves phone unattended whilst breaking up a fight and when returning it has gone.

Evidence attributing it to premises –

Victim asked to obtain CCTV for any investigation to proceed

Statements – None taken

Outcome – Filed

Occurrence ref – 23000485701

Incident ref – 130 06/08/23

Date/Time of incident – 06/08/23 00:00

OIC – Pending allocation

Offence – Theft – Victim loses purse inside nightclub and card is used by suspect to purchase drinks to a value of £91

Evidence attributing it to premises –

For officer to investigate and obtain CCTV

Statements – None taken

Outcome – Investigation ongoing

From: [Tierney, Eileen](#)
To: [Tierney, Eileen](#)
Subject: Bulan Review Comments - Environmental Health
Date: 20 October 2023 12:51:41
Attachments: [image006.png](#)
[image007.png](#)
[image008.png](#)
[image009.png](#)
[image010.png](#)
[image011.jpg](#)
[image012.png](#)
[image013.png](#)
[image014.png](#)
[image015.png](#)
[image016.png](#)
[image001.jpg](#)

From: Cowley, David <David.Cowley@derbyshiredales.gov.uk>
Sent: 19 October 2023 15:12
To: Licensing Inbox <LicensingInbox@derbyshiredales.gov.uk>
Cc: Hulley, Matthew <matthew.hulley@derbyshiredales.gov.uk>; Goodwill, Amanda <Amanda.Goodwill@derbyshiredales.gov.uk>
Subject: Bulan Review Comments - Environmental Health

Dear Licensing,

Further to the submission from Environmental Health, on this matter. If the licensing committee are minded to make / amend conditions regarding this Premises Review Application these are the thoughts from the Environmental Health Service regarding the application.

This is in addition to the correspondence previously by the service.

Page 5 of the Premises Licence – Paragraph 2 Prevention of Crime and Disorder:

B) Amended to - All fire doors must be kept closed at all times when the premises are in use except in cases of emergency and doors leading to the smoking area. The doors leading to the smoking area at the rear of the premises must be self-closing. The structure of the site must allow for two sets of self-closing doors with a sufficient lobby in between to prevent noise escape. The self-closing doors must not be opened unless for access and egress to the smoking area.

NEW Condition) the perimeter of the smoking area must be secure. The access and egress from this location must only be used in case of emergency and not for members of the public accessing and egressing the site.

NEW Condition) An SIA door supervisor or nominated member of staff must oversee outdoor activities on the front of the premises, and within the rear smoking area at times when SIA door supervisors are required on the premises.

NEW Condition) The consumption of Alcohol or other drinks and substances

is not permitted within the rear smoking area, or outside the front of the premises on the street / pavement i.e. no external areas.

C) Amended - Adequate noise insulation shall be maintained to the satisfaction of the **Environmental Health Service**

D) **NEW Condition) The CCTV system shall cover the smoking areas at the rear of the property, and areas outside of the front of the property**

Then Page 6 Paragraph 4 The Prevention of Public Nuisance

H) Agree with this amendment or removal if the new condition above is imposed.

Kind regards

David

David Cowley

Principal Environmental Health Officer
Regulatory Services



Town Hall, Matlock, Derbyshire, DE4 3NN
Tel: (01629) 761249

www.derbyshiredales.gov.uk | [newsletter](#) | [map](#)

From: Goodwill, Amanda <Amanda.Goodwill@derbyshiredales.gov.uk>

Sent: 03 October 2023 09:35

To: Licensing Inbox <LicensingInbox@derbyshiredales.gov.uk>

Cc: Holdgate, Lora, 3278 <lora.holdgate@derbyshire.police.uk>; Hulley, Matthew <matthew.hulley@derbyshiredales.gov.uk>; Cowley, David <David.Cowley@derbyshiredales.gov.uk>

Subject: FW: Police Review of Premises License for Bulan, 119 Dale Road, Matlock DE4 3LU

Dear Licensing

Further to the re-start of consultation on this matter, we have revisited our original comments as cited and submitted below by colleagues Matthew Hulley and Dave Cowley. As a Service our comments remain unchanged and I kindly request that they are carried forward accordingly.

Regards

Amanda

Amanda Goodwill
Environmental Health Manager
Telephone 01629 761316
amanda.goodwill@derbyshiredales.gov.uk



Town Hall, Matlock, Derbyshire DE4 3NN
www.derbyshiredales.gov.uk [newsletter map](#)



From: Cowley, David <David.Cowley@derbyshiredales.gov.uk>
Sent: 11 September 2023 15:19
To: Goodwill, Amanda <Amanda.Goodwill@derbyshiredales.gov.uk>
Cc: Licensing Inbox <LicensingInbox@derbyshiredales.gov.uk>; Holdgate, Lora, 3278 <lora.holdgate@derbyshire.police.uk>; Hulley, Matthew <matthew.hulley@derbyshiredales.gov.uk>
Subject: FW: Police Review of Premises License for Bulan, 119 Dale Road, Matlock DE4 3LU

Dear Licensing

Further to the comments by Matthew Hulley Environmental Health Officer, the service has provided advice and guidance to the operators of the premises generally.

Having read the review information provided by Derbyshire Police, it would appear the matters of concern relate to Crime and Disorder from the site. The Environmental Health service has received 14 requests for service relating to this premises, for matters we can investigate. This is namely noise from the premises itself, rather than activities on the street. Activities on the street, and the general behaviour of the public is a police matter, and the reason for this review.

Some of our investigations have been extensive and time consuming generally, with site inspections and multiple contacts with the public and the site operators.

The issues surrounding this review appear to relate to the management of the site, which requires improvement. It is important to note that service requests have been received for other premises on Dale Road, relating to Noise and Crime and Disorder.

Kind regards

David

David Cowley

Principal Environmental Health Officer (Commercial)



Derbyshire Dales District Council
Town Hall
Matlock
Derbyshire
DE4 3NN

Tel: 01629 761249

Email: david.cowley@derbyshiredales.gov.uk

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From: Hulley, Matthew

Sent: 08 September 2023 11:36

To: Licensing Inbox <LicensingInbox@derbyshiredales.gov.uk>

Cc: Tierney, Eileen <eileen.tierney@derbyshiredales.gov.uk>

Subject: Police Review of Premises License for Bulan, 119 Dale Road, Matlock DE4 3LU

Dear Licensing

I write in connection with the above matter.

Although Derbyshire Dales District Council, Environmental Health, have not called for a Review of the Premises Licence, in respect of the above named premises, we do have some concerns in respect of noise and have received noise complaints from several local residents, since the premises was taken over approximately two years ago and opened as Bulan.

Environmental Health Officers have investigated these noise complaints, however, no noise nuisance evidence has been collated and, therefore, no further formal action has been taken, in respect of noise nuisance.

Although we have seen evidence of noise in the street in the vicinity of Bulan, from people shouting, fighting and other antisocial behaviour, this is not within the remit of the Environmental Protection Act 1990, as the street is not classed as a 'premises' and as such, we are unable to take action for noise nuisance.

We have also received noise complaints in respect of people-noise emanating from the smoking area, situated to the rear of the premises, at first floor level. These complaints have been investigated, though a statutory noise nuisance has not been found to exist. However, we do have concerns that there is the potential

for noise nuisance to emanate from this area, particularly through increased use, if no other smoking areas are available and the area is not being properly managed by staff at the premises. We have communicated this issue and our concerns to the DPS of the premises on several occasions.

I trust this information is helpful.

Kind regards

Matthew

Matthew Hulley
Environmental Health Officer
Regulatory Services

Town Hall | Matlock | Derbyshire, DE4 3NN
Tel : (01629) 761350
www.derbyshiredales.gov.uk



Luke Taylor
Bulan
119 Dale Road
Matlock
Derbyshire
DE4 3LU

Office.fabago@gmail.com

Contact Name & Address
Chris Timons

West Area – Buxton Office
Buxton Fire & Rescue Centre
Staden Lane
Buxton
Derbyshire
SK17 9RZ

Contact Telephone No
01298 608720

Contact Email
West_Area_Admins@derbys-fire.gov.uk

Our Reference
J799-527/CT/ND/AC

Your Reference
LET04

Date
4 September 2023

Dear Sir

Letter of Fire Safety Matters

Premises: BULAN, 199 DALE ROAD, MATLOCK, DERBYSHIRE, DE4 3LU

I visited your premises on 31 August 2023 and evaluated the fire safety provided. I am of the opinion that some people are at risk in case of fire. You have assured me that you will make necessary improvements. You have an ongoing duty to ensure the safety of people. The attached schedule sets out what you need to do.

Timescale for Completion

You should complete the work outlined in the schedule as soon as possible, balancing the need for safety against the demands on your business or undertaking. I intend to return in connection with the visit in approximately three months from the date of this letter.

Consequence for Non-compliance

If you do not address the matters in the schedule (or I find that safety provisions have worsened), the authority may serve an enforcement notice on you. An enforcement notice would legally bind you to do the work.

Route to Appeal

You can clarify or challenge what you need to do. You can also comment on your experience of my regulation of you. Our ['Challenges \(Appeals\) and Complaints procedure'](http://www.derbys-fire.gov.uk/accp) (see <http://www.derbys-fire.gov.uk/accp>) tells you how.

Fire Safety Management

The schedule sets out what you need to do to improve fire safety. Taking this advice will help you to sustain that level of safety.

email: reception@derbys-fire.gov.uk
www.derbys-fire.gov.uk

Chief Fire Officer / Chief Executive
Gavin Tomlinson MBA MIFireE



(a) You should review your fire risk assessment regularly especially if:

- i. There is reason to suspect that people are not safe in case of fire, or
- ii. There has been a significant change to the preventive and protective measures you have taken in case of fire.

Where in consequence of any such review, changes to your safety measures are required; you should make those changes.

(b) All your employees should be aware of the people you have nominated and trained to tackle small fires and those you have nominated and trained to implement your procedures for evacuation.

(c) You should tell anyone working in your premises (who are employed by another party) of any fire risk to them and what you have done to keep them safe, including the people you have nominated to help in an emergency.

- You should record the fire safety information and training you give to employees and managers.

Alternative Solutions

If you want to use a different solution to bring about safety, please contact me to discuss an action plan. An action plan might enable you to apply an equally appropriate safety solution to better meet your needs. Any alternative solution you propose must meet the 'outcome(s)' stated in the schedule.

Further Recommendations

I want you to be successful. The information, provided below, should assist you to improve safety or to enhance business continuity matters within your premises.

I strongly advise you to obtain the HM Government Fire Safety Risk Assessment Guide appropriate to your premises. These guides can be downloaded free of charge at www.derbys-fire.gov.uk/fsq or can be purchased from bookshops.

As discussed during your visit, there are a range of resources available to you to assist in managing fire safety in your premises. These can be found here [Useful documents :: Derbyshire Fire and Rescue Service \(derbys-fire.gov.uk\)](http://www.derbys-fire.gov.uk/useful-documents).

Ensure that the intumescent treatment you have applied to the decorations on the seating and the walls is re-applied as per the instructions on the product, as these often have a nominated lifespan.

Yours faithfully



Authorised Fire Safety Inspecting Officer
And on behalf of the Derbyshire Fire and Rescue Authority

Important Information – schedule referred to in letter

Notes to this schedule:

The government guidance most suitable to your premises is:

Fire Safety Risk Assessment: Small and Medium Places of Assembly

ISBN: 978 1 85112 820 4

<https://www.gov.uk/government/publications/fire-safety-risk-assessment-small-and-medium-places-of-assembly>

Item number 1

Outcome

This work is necessary to reduce the risk of fire.

Suggested Action

Review the risk assessment for the premises.

Reason

The risk assessment seen was out of date.

Item number 2

Outcome

This work is necessary to detect fire and raise an alarm.

Suggested Action

Provide an alarm sounder alarm device complying with BS 5839 part 1 and linked to the existing fire alarm system in the flat above the premises .

The changes should be carried out and commissioned by a competent person.

Reason

People within the premises may not be able to hear the fire alarm sounding because there was no sounder within the flat delaying their escape from fire.

Item number 3

Outcome

This work is necessary to make sure that escape routes (corridors, stairs and doors) can be safely used whenever they are needed.

Suggested Action

Ensure that escape routes in the shared access road outside of the rear fire exit are illuminated by emergency lighting that will operate if the local lighting circuit fails.

The system should conform to BS 5266 Part 1.

Reason

People in the rear fire exit route may not be able to find the way out in an emergency because it may be dark .

Item number 4

Outcome

This work is necessary to make sure that escape routes (corridors, stairs and doors) can be safely used whenever they are needed.

Suggested Action

Ensure that door-sets that can resist fire and smoke for 30 minutes are provided in the entrance to the flat above the premises.

The term 'door-set' refers to the complete element as used in practice:

- The door leaf or leaves.
- The frame in which the door is hung.
- Hardware essential to the functioning of the door-set.
- Intumescent seals and smoke sealing devices. In the case of double doors you should ensure that they close without affecting the operation of the seals.

Reason

Doors were not capable of preventing the spread of fire for long enough to enable people to escape because of attachments on the outside of the door, and due to general damage and holes where locks had been changed or removed.

Item number 5

Outcome

This work is necessary to reduce the risk of the spread of fire.

Suggested Action

Complete the fire protection compartmentation of the ceiling which is required in the whole cellar area.

Reason

Compartmentation was not complete and could allow fire/smoke to pass easily to the upper floors.

Item number 6

Outcome

This work is necessary to help people understand what to do if fire breaks out.

Suggested Action

Provide instructions and comprehensible information to people who work on your premises but are not employed by you, about what to do in case of fire.

Reason

People working in your premises will be unfamiliar with your fire procedures and could be at risk, if fire breaks out. People were found to be working who were unfamiliar with your procedures.

From: [Tierney, Eileen](#)
To: [Tierney, Eileen](#)
Subject: Review Application Bulan, Dale Road, Matlock
Date: 06 November 2023 16:05:22

From: ISD Alcohol Licensing <Alcohol@homeoffice.gov.uk>
Sent: 02 October 2023 14:35
To: Holdgate, Lora, 3278 <lora.holdgate@derbyshire.police.uk>;
<LicensingInbox@derbyshiredales.gov.uk>
Subject: RE: Email 2 of 2: Review Application Bulan, Dale Road, Matlock

Warning External

Good afternoon,

Thank you for providing your submission on the above premises. Having searched our databases, we can find no recent record of any Immigration offences in relation to the above premises, therefore Immigration Enforcement will not be making any representations at this time.

Regards

Paul Wynter
Alcohol and LNR Team
Interventions & Sanctions Directorate
Immigration Enforcement

This page is intentionally left blank

From: [Tierney, Eileen](#)
To: [Tierney, Eileen](#)
Subject: Atkinson
Date: 06 November 2023 16:14:34

From:
Sent: 29 September 2023 19:21
To: Licensing Inbox <LicensingInbox@derbyshiredales.gov.uk>
Subject: BULAN, 119 Dale Road, Matlock DE4 3LU

Warning External

To Members of the Licensing Committee

I understand that the review process in respect of the premises licence of the above property has been restarted. My original representation, as set out below, still stands.

To Members of the Licensing Committee

I note, without surprise, that the Chief Constable of the Derbyshire Constabulary has sought a review of the Premises Licence in respect of Bulan, 119 Dale Road, Matlock, DE4 3LU held by Luke Jonathan Taylor. I hope that the Licensing Committee will take account of the fact that it is a very long time since we enjoyed uninterrupted sleep on both Friday and Saturday nights as we are invariably wakened at various times between midnight and 3 o'clock on a Saturday and Sunday morning by extremely rowdy persons making their way from Dale Road either into the car park in Olde Englishe Road or across the bridge into Hall Leys Park. There can surely be no reasonable need for licensed premises to be open until so late, particularly in an area where there is a substantial amount of residential property.

Thank you

Nicholas Atkinson
7 Parkside
Olde Englishe Road
Matlock
DE4 3SX

From: [Tierney, Eileen](#)
To: [Tierney, Eileen](#)
Subject: Burfoot - Cllr Mr and Mrs
Date: 06 November 2023 16:24:34
Attachments: [image003.png](#)
[image006.jpg](#)
[image004.png](#)
[image001.jpg](#)
[image005.png](#)
[image002.png](#)

From: Burfoot, Councillor Sue <Susan.Burfoot@derbyshiredales.gov.uk>
Sent: 27 September 2023 13:01
To: Tierney, Eileen <eileen.tierney@derbyshiredales.gov.uk>
Subject: Fwd: Application for Review of Premises Licence held by Bulan Bar/Nightclub, 119 Dale Road, Matlock

Dear Eileen

Please find below our submission regarding the above dated the 10th September.

Our view has not changed and therefore our original submission still stands.

Please acknowledge receipt of it.

Kind regards

Councillors Sue and Martin Burfoot
Matlock West

From: Burfoot, Councillor Sue
<Susan.Burfoot@derbyshiredales.gov.uk>
Sent: 10 September 2023 20:01
To: Tierney, Eileen <eileen.tierney@derbyshiredales.gov.uk>
Cc: All Councillors
Subject: Re: [OFFICIAL (SENSITIVE)] IMPORTANT INFORMATION -
Application for Review of Premises Licence held for Bulan
Bar/Nightclub, 119 Dale Road, Matlock

Dear Eileen

Thank you for your e mail informing us that an application for a Review of a Premises Licence has been received relating to that held by Bulan bar/nightclub on Dale Road in Matlock.

We understand that this is a serious issue as such applications are served on the Council by the Chief Officer of Derbyshire Constabulary.

We have both read the application and our response is as follows...

As local District Councillors, we are not at all surprised that this

application for review has been received but question why it has taken this long given the number of complaints made against these premises and it's management.

Clearly, three of the licensing objectives have been contravened for some considerable time in terms of prevention of crime and disorder, public safety and prevention of public nuisance.

As local elected councillors we have been contacted on numerous occasions by nearby residents in Dale Road, who have had to withstand significant and serious incidents and breaches of the licensing objectives over a long period of time.

We are shocked, but not surprised by the number of incidents detailed in the review - actual bodily harm, violence, drunkenness, drug dealing, anti social behaviour, and alleged criminal damage.

We are particularly shocked to read in the police report that Bulan bar/nightclub has had one of the highest number of incidents reported across the Districts of Chesterfield, Amber Valley and High Peak.

The lives of those residents, some with children, living on Dale Road have been made intolerable especially at weekends. All efforts and interventions by the police and the Council appear to have had no effect.

We would point out that in the police report it states that ' Bulan currently presents a significant risk to the public'. This is totally unacceptable in our town.

The opening times/sale of alcohol limits have never in our view been acceptable.

In view of all the evidence detailed, we are disappointed that the application does not seek to revoke this licence, but only to reduce the hours of operation and enhance the conditions.

If the final decision is not to revoke the licence, then we would expect the sale of alcohol on Friday/Saturday and Sunday to be limited to no later than 11pm and opening times until 11.30pm on those days. The other proposed conditions are absolutely necessary.

Kind regards

Councillor Sue Burfoot
District Councillor Matlock West Ward and County Councillor Matlock
Division

Councillor Martin Burfoot
District Councillor Matlock West Ward

From: [Tierney, Eileen](#)
To: [Tierney, Eileen](#)
Subject: Bulan Licensing Review
Date: 15 September 2023 11:41:35

From: Greenwood, Alena <Alena.Greenwood@derbyshiredales.gov.uk>

Sent: 08 September 2023 16:36

To: Community Safety <CommunitySafety@derbyshiredales.gov.uk>; Licensing Inbox <LicensingInbox@derbyshiredales.gov.uk>

Subject: Bulan Licensing Review

Good afternoon

Derbyshire Dales District Council's Community Safety Team supports the Police application for the review of the Premises Licence held in respect of Bulan Bar/Club, located on Dale Road in Matlock. Whilst Community Safety is not a Responsible Authority named in the Licensing Act 2003, the team works closely with the Police in tackling the prevention of crime and disorder and protecting community safety.

This application for a Review of the Premises Licence is supported, as it is the Police's last resort in attempting to deal with the increasing number of crime and disorder issues associated with the premises. It is considered that the revisions proposed to the operating times and the licensing conditions would assist in promoting the public safety, the prevention of public nuisance and the prevention of crime and disorder licensing objectives.

In April 2022, community safety, as the lead partner in the Community Safety Partnership, received an application for a Community Trigger (now known as an Anti-Social Behaviour (ASB) Case Review). The purpose of this review is to give victims of ASB, who are not happy with how their complaints have been handled, the opportunity to have their issues looked at again by all the agencies involved to see if there has been anything else that could have been done to address their complaint/s. This review was led by an independent chair from another local authority in Derbyshire. The complainant had issues with noise emanating from the premises and disturbance outside, particularly at closing time

Despite very little reported ASB directly to the council, the application did meet the threshold to hold the review as there were 3 incidents reported in a 6 month period. All agencies involved were asked to provide details of their response to the complaints. Those asked to respond were licensing, environmental health, community safety and the police.

The case review meeting was held on 04/05/22 and an action plan was developed as a way of addressing the ASB concerns. At the time, the police took the stance that call outs for incidents at Bulan were no greater than for any other licensed premise in Derbyshire Dales. The complainant was advised that the case review could only address ASB related issues and that all agencies involved had responded appropriately. The applicant was advised that they could seek a licensing review if they felt this was necessary.

However, from fortnightly ASB Tasking meetings with the police and regular reports from residents of the area, it is clear that the situation has deteriorated. Reports of weekly noise disturbance and offensive language in the early hours of the morning from drunken patrons swearing and arguing with each other; frequent outbreaks of violence where the door staff have been ineffectual at breaking up the fighting; glass bottles and glasses being taken outside (despite restrictions prohibiting this); glass being thrown and broken against people's properties and into their gardens and drunken males urinating and vomiting in nearby gardens.

Alena Greenwood

Community Safety Lead

Community & Environmental Services

Derbyshire Dales District Council

Town Hall, Bank Road,

MATLOCK, Derbyshire. DE4 3NN

01629 761187

From: [Tierney, Eileen](#)
To: [Tierney, Eileen](#)
Subject: Dakin
Date: 06 November 2023 16:15:42

From:
Sent: 04 October 2023 14:16
To: Tierney, Eileen <eileen.tierney@derbyshiredales.gov.uk>
Subject: Re: [OFFICIAL (SENSITIVE)] URGENT - Review of Premises Licence - Bulan, Dale Road, Matlock

Warning External

Please find our representation below in relation to the above, and to support the police in the reduction of hours of operation and our reasons why:

We are aware the process has been restarted and our original representation below still stands.

Our property is directly to the side of the sensory gardens in Hall Leys Park, on Derwent Avenue. We have already reported anti-social behaviour on the park, in the early hours of the morning, which usually starts at midnight until 4:00 am in the morning.

Once people leave the venue, they continue down Old Englishe Road to the park, gather around the park bench in the sensory garden under the light. We have reported this and requested the bench be relocated. They are very loud, swearing, verbally abusive, drinking and taking drugs, going to the toilet in the Park, as well as other anti-social behaviour. There has also been assaults around this area.

We feel that 2:00 am is more than an acceptable time to close in the centre of town, at weekends; with more regulations, controls at venues in place and if possible, some sort of security presence that is able to move people on in this area, in order to disperse them at these times.

In the last few years everything now appears to be directed towards Dale Road in the evening, which is building up for more serious incidents to happen. We feel our concerns are not taken into account when licences etc are agreed.

Whilst we acknowledge the need for entertainment and social venues, this we do feel however, it should not be at the expense of local residents who are disrupted by anti-social behaviour.

There are also no signs at the top of the park just to remind people to consider/respect local residents and for them to keep the noise down outside of social hours.

Anthony and Denise Dakin
The Leys Cottage
Derwent Avenue
DE4 3LX

From: [Tierney, Eileen](#)
To: [Tierney, Eileen](#)
Subject: Glossop
Date: 06 November 2023 17:02:37

To: Tierney, Eileen <eileen.tierney@derbyshiredales.gov.uk>
Subject: [OFFICIAL (SENSITIVE)] Bulan Matlock review on staff /door staff

From: Chris Glossop
Sent: 06 October 2023 13:11
To: Licensing Inbox <LicensingInbox@derbyshiredales.gov.uk>
Subject: Bulan Matlock review on staff /door staff

Warning External

Great friendly atmosphere with fair polite doorstaff fast friendly service from the bar staff and one of the best places in matlock to go for a drink cheers Chris

Sent from [Outlook for Android](#)

From: [Tierney, Eileen](#)
To: [Tierney, Eileen](#)
Subject: Gray
Date: 06 November 2023 16:17:55

From:
Sent: 29 September 2023 17:37
To: Tierney, Eileen <eileen.tierney@derbyshiredales.gov.uk>; Licensing Inbox <LicensingInbox@derbyshiredales.gov.uk>
Subject: Re: [OFFICIAL (SENSITIVE)] URGENT - Bulan Review of Licensing Representation

Warning External

Dear Eileen,

Thank you for your call and email explanation.

As confirmed via the call, please see below my previous representation dated 5th September 2023.

Please can I submit this, acknowledging the process has started again.

Many thanks once again; have a great weekend.

Kind regards,
Alexander Gray

From: Alexander Gray
Sent: 05 September 2023 12:31
To: Licensing Inbox <LicensingInbox@derbyshiredales.gov.uk>
Subject: Bulan Review of Licensing Representation

Warning External

Dear Sir/Madam,

I hope this email finds you well.

Thanks to the efforts of local residents and PC Holdgate, I've seen the licensing review application and wish to make a representation with regards to this matter.

My experience with Bulan has not been favourable and my comments are specific to reducing nuisance and crime / disorder.

My partner and I live at 2 Olde Englishe road, Matlock, DE43RR. This is located approximately 50/70 meters from the rear service entrance and outdoor seating area of Bulan.

We have experienced a weekend of discomfort, every single weekend since it was opened. I struggle with sleep quality/quantity on a nightly basis and since Bulan has opened it has only become worse. This is due to several factors.

- Loud Bass - through the walls of our building (we are connected via another building) and sounds emanating from Bulan - windows closed is annoying, windows open is unbearable. This causes me hours of sleeplessness even with ear protection to reduce background noise.
- I also added for context the harmful effects of even low level / low frequency sounds to the human brain at night in respect to its disturbance of REM sleep cycles and cortisol production resulting in lower moods and sleep quality. <https://pubmed.ncbi.nlm.nih.gov/12493567/>
- Loud Treble and Vocals - We have lost the use of our upstairs guest bedroom since guests couldn't get a night's sleep due to the ridiculous levels of sound coming through directly from Bulan. All windows closed and yet nothing to be done.
- Loud Guests - Drunken guests with doors open on the outdoor area releasing yet more noise into the night further adds disturbance.

We have had several noise scanners fitted by licensing and reviewed, unfortunately they didn't pick up the exact level of noise to enable enforcement at that time however, we also noticed an uptake in levels, however - this requires me and my partner to get out of bed between 23:00 and 03:30 to press the record button, further adding disruption. We did raise the issue that there isn't an 'exact' level to be determined as a nuisance but there is one for there to be enforcement.

We have raised the issue with Mr L Taylor on several occasions with no positive effect. Over the last 2/3 weeks those noise levels have only increased, I assume to windows and doors being left open on their building.

Lastly we also note a repeated smell of Cannabis coming from the property at intervals throughout the week, which leaves us questioning the suitability of the licence holder/guests and on site dwellers in this respect.

We agree the licensing parameters should be amended with further review of the buildings sound proofing (ie has Bulan been fitted with reasonable solutions to contain the noise) plus a noise abatement noticed enforced, levels fitting to a protected area of natural beauty and tourism.

My personal details are - Alexander Gray, 2 Olde Englishe Road, Matlock, DE43RR -
Kind regards,
Alexander Gray

Representation from Mr Richard & Mrs Sarah Plant

96 Dale Road, Matlock, Derbyshire, DE4 3LU

Sunday 10th September 2023

We are writing in response to the review of the licence at Bulan Nightclub, 119-121 Dale Road, Matlock.

Our complaints to the council and police are well documented, and we ask that these are included and form part of our representation. The information below is to be appended to this history.

Our request is that the licence is to be revoked completely as the licensee has shown that he is incapable of controlling the antisocial behaviour and crime despite vast amounts of council and police time spent in support. The licence is inconsistent with the location which is mixed residential and a conservation area.

As an overview, our complaint relates to noise nuisance from loud music, fights and shouting from people gathered outside the club into the early hours of the morning, along with antisocial behaviour and crime that we see on our street directly in front of our house. This has had a huge negative effect on our family, depriving us of sleep and causing lasting upset to our children who have been affected by sleepless nights and their witnessing violent crime from their bedroom windows. We have suffered this along with people using our front garden as a toilet and entering our rear garden to smoke and socialise. We have provided evidence of the havoc caused by patrons of this club, including video recordings of violence, brawls and other anti-social behaviour. We have been engaged multiple times by the police to provide witness statements after crimes have taken place in front of our house, and spent a considerable amount of time and effort on behalf of the victims of these crimes.

Although the police review is based on the events of the previous past 12 months, we have been disturbed and intimidated by this establishment since their opening 2 years ago.

The licence holder has shown not only that they are incapable of running the premises in a way that does not make the premises a crime hotspot and a major disturbance to those living around it, they have also evidenced that they are unable to improve the situation, even with the extraordinary amount of help, visits and support they have received from the police and council. They have broken the licence terms by staying open longer than they should, and ignored the letter from Lorraine Johnson from Derbyshire County Council on the 26th August 2022 instructing them not to obstruct the footway with their barriers.

We feel that the review of the licence should suggest that the licence should be removed from the property altogether as it has been demonstrated repeatedly that it cannot be run without significant disturbance and increase in crime in the area. Our evidence for this is as follows:

- The council have supported this venue to reduce crime and disturbance but has failed to reduce incidents as evidenced by the police report and recent breaches of the premises licence conditions.
- The police have made regular visits, providing training and support, but the club is still not able to reduce the crime and disturbance sufficiently.

- Residents have had to suffer continual disturbance from anti-social behaviour and crime during the club's hours of operation.
- The license was issued before the smoking ban in July 2007, meaning that where customers were previously able to smoke inside, they now gather in the illegal smoking enclosure on the street, disturbing residents at unreasonable hours.
- The area is a conservation zone, which restricts residents from taking action to protect their properties against the noise nuisance from this premises.
- The council do not have a mechanism to support local residents affected by disturbance from late licences, such as an out of hours phonenumber or on-duty officer. The police do, but only for crime, not for noise nuisance or environmental health issues.

The police review suggests that the hours are reduced to 2am. We would like to draw attention to the fact that not all crime and disturbance took place in this 2-3am window and reducing the time frame may only compress the issue rather than reduce the crime caused by this venue.

We firmly believe the council and police have invested sufficient resource in support of the club, and the crimes listed in the last 12 months are evidence that the licence is inappropriate and should be removed.

Why a 2am Licence is Insufficient Change

The anti-social behaviour and crime isn't restricted to the period 2:00 AM – 3:00 AM. Please see below some instances of problems outside those times:

- Nov 14, 2021. Fight at 1:11
- Feb 13, 2022. Fight at 1:13
- July 2, 2022. Fight at 0:50
- Jul 3, 2022. Fight at 1:17
- Jan 27, 2023. Fight at 11:43
- Jan 28, 2023. Fight at 1:19
- Feb 04, 2023. Fight at 0:43

Our security camera has picked up many more instances of fights, antisocial behaviour, vandalism, breaches of the licence terms, drinking in the street and trespass. The ones above are just a sample of the problems BEFORE 2AM. That is why we want the licence removed all together.

Why the Recent Period is Not Proof of Improvement

Although through the duration of the review period we have not needed to call the police for a fight, we believe this is due to very low attendance at the club. We are still woken by shouting and disturbance from patrons leaving, but there is a very low attendance, far below the 304 people permitted by the licence. Even last night (16th Oct) a girl had to be pulled away as she shouted abuse at someone after coming out of the club.

We are certain that if changes to the licence are not made, and if the visitors increase, we will be at the start of this process again with a drain on police and council resources.

From: [Tierney, Eileen](#)
To: [Tierney, Eileen](#)
Subject: Scheinkonig
Date: 06 November 2023 16:21:18

From:
Sent: 05 October 2023 14:57
To: KRIS SCHEINKONIG
Tierney, Eileen <eileen.tierney@derbyshiredales.gov.uk>
Subject: Re: Application for a Review of a Premises Licence, Bulan night club

Warning External

We are aware the process for reviewing Bulan's licence has been re-started for technical/administrative reasons. Our objections still stand and we re-submit our letter

----- Original Message -----

From: "KRIS SCHEINKONIG"

To: eileen.tierney@derbyshiredales.gov.uk

Sent: Sunday, 10 Sep, 23 At 15:16

Subject: Application for a Review of a Premises Licence, Bulan night club

As residents of Derwent Avenue, please add our support to the Police in their request for a Premises Licence Review held by Bulan (Late Bar/Night Club) 119 Dale Road, Matlock. The number and range of incidents, including violence, have increased in the past 12 months. We are frequently disturbed in the early hours of the weekend by drunken anti-social behaviour, especially around what was referred to as the blind garden.

Our hope is the licensing authority will support the review and seek to reduce the opening hours, and introduce measures that will reduce the risk of serious incidents and anti-social behaviour.

Kris and Gill Scheinkonig

From: [Tierney, Eileen](#)
To: [Tierney, Eileen](#)
Subject: venter
Date: 06 November 2023 16:22:18

From: Elizabeth Venter
Sent: 30 September 2023 17:34
To: Tierney, Eileen <eileen.tierney@derbyshiredales.gov.uk>
Subject: Application for a Review of a premises licence: Bulan Bar / Nightclub, dale road Matlock

Warning External

Dear Madam we are writing in support of the Police enquiry into this matter.

We have experienced the noise, and anti social behaviour of the revellers from this premises since it was the sportsman's bar.

When they lock there doors at 3am in the morning it takes a good 90min, before it is quiet,

The people go to the park and shout, scream, swear or just talk very loudly

They also come into Derwent Ave , very noisy and wake everyone .

They use the street and gardens to relieve themselves.

We will be very happy if you could change their licence to sensible hours.

Thank You

Sincerely

Willem & Elizabeth Venter

Cedar House
Derwent Ave

From: [Tierney, Eileen](#)
To: [Tierney, Eileen](#)
Subject: Wain - Cllr
Date: 06 November 2023 16:23:17

From: Wain, Councillor Steve <Steve.Wain@derbyshiredales.gov.uk>

Sent: 19 October 2023 08:22

To: Licensing Inbox <LicensingInbox@derbyshiredales.gov.uk>

Subject: Support for the licensing review of BULAN.

Eileen.

I write regarding the application for a review of the premises license for the Bulan bar/nightclub on Dale Road, Matlock.

I am one of the Ward members for the area in which these premises are located and I fully support the application for a review of the premises licence.

It is clear from the information I have received from residents and also the comprehensive report provided by the Police, that the review of this licence is justified, necessary and proportionate.

However, upon reading the report from the Police, **I was surprised that they were only seeking a one hour reduction in opening hours.**

I have been contacted on numerous occasions by local residents who have been and continue to be significantly impacted by the unacceptable violence, anti social behaviour and nuisance emanating from these premises. These incidents which breach three of the licensing objectives include:-

- Arguments spilling into the street from within the licensed premises,
- Fights on the pavement outside the venue and also in the centre of the highway,
- Criminal damage being caused to nearby properties,
- Patrons from the venue using adjacent gardens to urinate,
- Excessive noise by people leaving the premises.

I have been advised that these incidents have often occurred in the view of door staff.

This behaviour is wholly unacceptable and does not have a place in our town.

When the premises were previously run as Harveys, a similar late night venue, I cannot recall such a high volume of incidents.

It is highly concerning to see such a high volume of violence, antisocial behaviour and nuisance that has been associated with these premises, particularly when compared with other towns in Derbyshire..

Whilst I fully support innovative business in the town, ensuring its vitality and its ability to thrive, I find it difficult to support a business that allows such behaviour to consistently occur, particularly after the numerous warnings that appear to have remained unheeded.

I strongly believe that should these premises be allowed to continue utilising the existing licence there will be continued instances of violence, antisocial behaviour and nuisance spilling from the premises into the highway.

This will increase public nuisance and have a detrimental affect on public safety.

Furthermore, the compelling evidence provided by the Police, indicates to me that if the premises are allowed to continue with the current licensing conditions, it is highly likely to undermine the strong desire of our Council and Community to reduce incidents of crime and disorder.

Best wishes.

Steve.

Steve Wain.

Chair of Derbyshire Dales District Council.

Liberal Democrat District Councillor for Matlock West.

steve.wain@derbyshiredales.gov.uk

Town Hall | Matlock | Derbyshire, DE4 3NN.

From: [Tierney, Eileen](#)
To: [Tierney, Eileen](#)
Subject: Wibberley
Date: 06 November 2023 16:55:20

-----Original Message-----

From: Luke Wibberley
Sent: 06 October 2023 17:47
To: Licensing Inbox <LicensingInbox@derbyshiredales.gov.uk>
Subject: Bulan

<p style="border-style: solid; border-color: #ff0000; text-align: center;">Warning External
</p>

Reference to Bulan
Luke Wibberley
4 Vernon Cottages Cromford Road DE4 4FN

Bulan is a great nightclub great atmosphere and friendly bar staff and door staff

Sent from my iPhone=

From: [Tierney, Eileen](#)
To: [Tierney, Eileen](#)
Subject: FW: Williams
Date: 06 November 2023 17:00:58

To: Tierney, Eileen <eileen.tierney@derbyshiredales.gov.uk>
-----Original Message-----

From: Elisha Williams
Sent: 06 October 2023 10:22
To: Licensing Inbox <LicensingInbox@derbyshiredales.gov.uk>
Subject: bulan
name: elisha williams
home address: 21 overdale de43es

i am writing a review on bulan, the staff at bulan are amazing, so kind and always helpful, the doorman's are also amazing, very friendly to everyone as well.

Sent from my iPhone

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LICENSING & APPEALS COMMITTEE PROCEDURE (Review of Licence)

1. Following the election of a Chair of the Sub-Committee, the Chair will ask fellow councillors and officers to introduce themselves to those present and explain their roles for the purpose of the hearing.
2. The Chair will explain the procedure to be followed by the Sub-Committee, which will normally take the form of:
 - (a) The Licensing Officer(s) will present the relevant details, but make no recommendations regarding a decision on the application to the Sub-Committee, together with information regarding any details relevant to the application, which may have come to light since the report was written. Questions may then be put to the Officer(s), through and with the consent of the Chair.
 - (b) The Party or Parties that raised the review or his/her representative can present his/her case, including calling any witnesses. Responsible authorities (within the meaning of the legislation) will present their cases before interested parties. Questions may then be put to the party, through and with the consent of the Chair.
 - (c) The licensee or his/her representative will present their objections to the review. Questions may then be put to those persons, through and with the consent of the Chair.
 - (d) Before final submissions the Chair may seek clarification from any party during the hearing in response to issues raised in order for the Sub-Committee to make informed decision.
 - (e) The Licensing Officer(s) will be invited to sum up their case.
 - (f) The licensee will be invited to sum up their case.
 - (g) The Party or Parties that raised the objections will be invited to sum up his/her case.
 - (h) The Sub-Committee will be invited to adjourn to come to its decision. Upon adjournment, all parties will withdraw, directly or through retirement of the Sub-Committee. The only colleagues who may remain with the Sub-Committee during its adjournment shall be the legal advisor and the Democratic Services Officer.
 - (i) Where the Sub-Committee has made a decision at the end of the hearing, all parties will be called back and informed orally of the decision of the Sub-Committee and any conditions made, with the reasons for those conditions.

3. The Council's constitution allows speakers 3 minutes in order to make their representations at Committee hearings. The Chair may allow more time if they consider it would help the Sub-Committee to hear all the evidence.
4. The Chair must allow equal time, in total, to both those for and against the application, For example if there are 10 speakers against given 3 minutes each, the applicant will be allowed 30 minutes to respond.
5. If a Ward Councillor wishes to speak at the Sub-Committee on behalf of residents they must inform the Democratic Services Officer prior to the hearing which residents they representing.