

RESTRICTED (when complete)

WITNESS STATEMENT

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

URN

Statement of Mark David Silcock.....

Age if under 18 Over 18 (if over 18 insert "over 18") Occupation: POLICE CONSTABLE 252 ..

This statement (consisting of 5 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 anything which I know to be false or do not believe to be true.

Signature Mark David Silcock Date: 16-4-2008

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

I am a Police Constable in The South Yorkshire Police, presently stationed at Penistone Police Station, Barnsley.

At 11.30 hours on Saturday 10th November 2007 I was on duty with PC 346 Thompson when I visited Waddies Off Licence, Green Road, Penistone. Information had again been received that alcohol was being sold from the shop to person under age. Middleton denied all knowledge of the accusations and he invited my colleague and I to view his new CCTV system to prove that he had not supplied any such alcohol. The offer was declined but Middleton was advised regarding the possible consequences of supplying alcohol to young persons.

At 19.25 hours on Friday 14th December 2008 I was on duty with PC 346 Thompson when I attended at Waddies Off Licence, Green Road, Penistone. Reports had been received that a 15-year-old girl had only days previously purchased a bottle of vodka from Waddies Off Licence. Having consumed the contents of the bottle the girl had apparently collapsed and had required hospital treatment. On this occasion Middleton stated that he had in fact sold the bottle of vodka to a 25-year-old male. This male was apparently a regular customer but Middleton did not know his

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name or address. Middleton went onto say that he did see the male exit his shop with the alcohol and then supply it to two young girls outside. He went onto say that the vodka was then poured into litre bottles of Coca-Cola by the girls before they began to consume the bottles contents. Had he known the girls were to be supplied he would not have sold the Vodka in the first place. I asked if I could check his CCTV to identify the male customer but for some reason the CCTV recordings were not available.

At 18.25 hours on Sunday 17th February 2008 I was on duty with PC 346 Thompson when I attended at Waddies Off Licence, Green Road, Penistone. Reports had only minutes earlier been received that young people were sat in the Off Licence drinking alcohol. On arrival at the store there was a group of about 10 young people outside the main entrance stood about in the street. None of these people smelled of intoxicants. I entered the Off Licence to find Amy Dutton serving behind the counter. Nobody else was in the actual shop part of the premises. However in the rear room of the store where the CCTV recording equipment is situated I saw one of the [REDACTED] twins (d.o.b. [REDACTED]/91) sat on a sofa with his arm around an unknown young female. There was no evidence to suggest that alcohol was or had recently been consumed on the premises. Dutton was advised of the reason why I had attended but she made no comment. At 18.40 hours this same date I together with PC 346 Thompson attended at The Britannia Public House on Sheffield Road, Penistone. We there saw Ian Middleton who was advised about the reports being made about his Off Licence being used as a youth club. Middleton denied any knowledge of the reports.

At 15.00hours on Monday 14th April 2008 I was on duty at Penistone Police Station when I viewed exhibits DGB2, DGB3, DGB4, DGB5, DGB6, DGB7, DGB8, DGB9, DGB10 and DGB11. These exhibits were all CCTV Still Photographs/images of persons inside Waddies Off Licence at various

Signature *Mark David Silcock*

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names and dates. I can say that I have viewed each exhibit and I have been able to identify some of the persons on the CCTV Still Photographs/Images as follows:-

1) Exhibit DGB1 is a Still Photograph/Image (timed at 17.50hrs, 27 seconds on 14/03/08) of [redacted] (d.o.b. [redacted]/98) of [redacted], Penistone. I have known [redacted] for about 3 years.

2) Exhibit DGB3 is a Still Photograph/Image (timed at 18.12hrs, 43 seconds on 14/03/08) of Ian Middleton serving a male in a hooped top who I know to be [redacted] (d.o.b. [redacted]/91) of [redacted], Penistone. I have known [redacted] about 18 months and have spoken to him on several occasions about his drunken behaviour in Penistone Town Centre. [redacted] is also the subject of one Anti Social Behaviour Letter. To his right on the Still Photo is a female who I know to be [redacted] (d.o.b. [redacted]/91) of [redacted], Penistone. I have known [redacted] about 18 months. Also on this Photograph/Image are three other males, two of whom I recognise as [redacted] (d.o.b. [redacted]/92) of [redacted], Penistone, and [redacted] (d.o.b. [redacted]/92) of [redacted], Thurstone. I do not know the third male in the background of the Still Photograph/Image.

3) Exhibit DGB4 is a Still Photograph/Image (timed at 18.13hrs, 34 seconds on 14/03/08) of three males. The male in the middle of the photograph/image is [redacted] (d.o.b. [redacted]/92) of [redacted], Penistone. I have known [redacted] for three years as a result of my general duties.

The male to [redacted] left on the photograph/image I recognise as [redacted] (d.o.b. [redacted]/92) of [redacted], Thurstone. I have known [redacted] about 6 months.

[redacted] has also been issued with an Anti Social Behaviour Letter for misusing ground in Stouan Life Cemetery in May 2007.

Signature: *[Handwritten Signature]* Signature Witnessed by: _____

Continuation of Statement of: Mark David Silcock

times and dates. I can say that I have viewed each exhibit and I have been able to identify some of the persons on the CCTV Still Photographs/Images as follows. -

- 1) Exhibit DGB1 is a Still Photograph/Image (timed at 17.50hrs, 27 seconds on 14/03/08) of [REDACTED] (d.o.b. [REDACTED]/93) of [REDACTED], Penistone. I have known [REDACTED] for about 3 years.
- 2) Exhibit DGB3 is a Still Photograph/Image (timed at 18.12hrs, 43 seconds on 14/03/08) of Ian Middleton serving a male in a hooped top who I know to be [REDACTED] (d.o.b. [REDACTED]/91) of [REDACTED], Penistone. I have known [REDACTED] about 18 months and have spoken to him on several occasions about his drunken behaviour in Penistone Town Centre. [REDACTED] is also the subject of one Anti Social Behaviour Letter. To his right on the Still Photo is a female who I know to be [REDACTED] (d.o.b. [REDACTED]/91) of [REDACTED], Penistone. I have known [REDACTED] about 16 months. Also on this Photograph/Image are three other males, two of whom I recognise as [REDACTED] (d.o.b. [REDACTED]/92) of [REDACTED], Penistone, and [REDACTED] (d.o.b. [REDACTED]/92) of [REDACTED], Thurstone. I do not know the third male in the background of the Still Photograph/Image.
- 3) Exhibit DGB4 is a Still Photograph/Image (timed at 18.13hrs, 34 seconds on 14/03/08) of three males. The male in the middle of the photograph/image is [REDACTED] (d.o.b. [REDACTED]/92) of [REDACTED], Penistone. I have known [REDACTED] for three years as a result of my general duties.

The male to [REDACTED] left on the photograph/image I recognise as [REDACTED] (d.o.b. [REDACTED]/92) of [REDACTED], Thurstone. I have known [REDACTED] about 6 months. [REDACTED] has also been issued with an Anti Social Behaviour Letter for misusing alcohol in Stottercliffe Cemetery in May 2007.

Signature: *[Handwritten Signature]* Signature Witnessed by: _____

Continuation of Statement of: Mark David Silcock

The third male on this photograph/still standing to [redacted] right is [redacted] (d.o.b. [redacted]/91) of [redacted], Doodworth, Barnsley. I have only known this male since 4th April 2008. I saw him in Wilson Avenue, Penistone, (an area occupied predominantly by the elderly) consuming alcohol. On this occasion I confiscated three opened 1 litre bottles of Bacardi Breezer from him.

4) Exhibit DGB5 is a Still Photograph/image (timed at 18.18hrs, 48 seconds on 07/03/08) of a male I recognise as [redacted] (d.o.b. [redacted]92) of [redacted], Cubley, Penistone. I have known [redacted] about 2 years and have regularly spoken to him during this time for congregating with others on street corners in Penistone Town Centre. I have interviewed him recently for causing Criminal Damage at a Penistone Playground area.

5) Exhibit DGB6 is a Still Photograph/Image (timed at 18.20hrs, 53 seconds on 07/03/08) of three young people being served by a female shop assistant. The female shop assistant I know to be Amy Dutton. The male in this photograph/image is [redacted] (d.o.b. [redacted]92) of [redacted]. I have known [redacted] since 4th of April 2008. He was with [redacted] in Wilson Avenue, Penistone, when I confiscated the three bottles of Bacardi Breezer. To Brewers right in the picture is a female I know to be [redacted] (d.o.b. [redacted]92) from [redacted] Wortley. I have known [redacted] about 16 years. The other female in the photograph/image to [redacted] right is a female I know to be [redacted].

6) Exhibit DGB7 is a Still Photograph/Image (timed at 18.21hrs, 24 seconds on 07/03/08) of Amy Dutton serving a male I know to be [redacted] (d.o.b. [redacted]⁹² [redacted] [redacted] of [redacted] Thurstone. There are two other males in this photograph/still who I do not recognise due to their backs facing the camera or due to them wearing hoods over their heads.

Signature: *[Handwritten Signature]* Signature Witnessed by: _____

- 7) Exhibit DGB8 is a Still Photograph/Image (timed at 18.22hrs, 15seconds on 07/03/08) of Amy Dutton serving [REDACTED] (d.o.b. [REDACTED]/92) with [REDACTED] (d.o.b. [REDACTED]/89) of [REDACTED], Penistone, wearing light coloured trousers, stood in the background.
- 8) Exhibit DGB9 is a Still Photograph/Image (timed at 18.36hrs, 9 seconds on 07/03/08) of Amy Dutton serving a female who I believe to be [REDACTED] (d.o.b. [REDACTED]/93) of [REDACTED], Penistone. I do not know the female stood to [REDACTED] right but the female to her left is [REDACTED] (d.o.b. [REDACTED]/92) of [REDACTED] Street, Penistone. I have known [REDACTED] about three years.
- 9) Exhibit DGB10 is a Still Photograph/Image (timed at 18.36 hrs, 55 seconds on 07/03/08) of two unknown people being served by Amy Dutton, with Ian Middleton stood in the background.
- 10) Exhibit DGB11 is a Still Photograph/Image (timed at 18.59 hrs, 26 seconds on 07/03/08) of Ian Middleton behind the shop counter with [REDACTED] (d.o.b. [REDACTED]/93) formerly of [REDACTED] Penistone, behind the counter with him. I have known [REDACTED] at least four years and [REDACTED] is currently the subject of a Civil Court Anti Social Behaviour Order, issued in July 2007 at Barnsley Magistrates Court. Also in the photograph/image is a male with a pack of what appears to be Fosters Lager on his shoulder. This male I know to be [REDACTED] [REDACTED] (d.o.b. [REDACTED]/92) of [REDACTED], Oxspring. This male I have known for two years and have interviewed him on numerous occasions for Criminal Damage type offences in and around Penistone Town Centre. He is also the subject of two Anti-Social Behaviour Letters. The others in this picture I do not recognise.

Signature:

Mark David Silcock

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