

BARNSELEY METROPOLITAN BOROUGH COUNCIL

**Report of the Principal
Officer (Licensing) to the
meeting of the Statutory
Licensing Regulatory Board
Sub Committee to be held
on the 15 March 2017**

**LICENSING ACT 2003
APPLICATION FOR A REVIEW OF A PREMISES LICENCE**

Whispers, 12a Regent Street, Barnsley

1. Background

- 1.1 On 23 January 2017, an application was received from South Yorkshire Police, as a Responsible Authority under the provisions of Section 51 of the Licensing Act 2003, to review the aboveforementioned premise licence.
- 1.2 Members are requested to determine the application for the review of the premises licence.
- 1.3 The premise operates as a town centre venue with the provisions for a number of licensable activities, including the sale of alcohol and regulated entertainment.

2 Premises Licence

- 2.1 The premises licence has been held by Springchoice Leisure Ltd since 14 May 2013, as set out in Appendix 1.

a) Indoor Sporting Events

Monday to Sunday 12.00 to 01.00 (following morning)

b) Live Music (Indoors Only)

Monday to Sunday 17.00 to 00.00

c) Recorded Music (Indoors Only)

Monday to Sunday 12.00 to 04.00 (following morning)

d) Performance of Dance (Indoors Only)

Monday to Sunday 12.00 to 00.00

e) Light Night Refreshment (Indoors Only)

Monday to Sunday 23.00 to 01.00 (following morning)

f) Supply of Alcohol

Monday to Sunday 12.00 to 03.00 (following morning)

g) Opening Hours of the Premise

Monday to Sunday 11.00 to 04.00

There are a number of conditions attached to Annex 2 of the Operating Schedule contained within the premise licence, as set out in Appendix 1.

- 2.2 Members are minded to note that following a previous application to review the premise licence and subsequent Statutory Licensing Sub-Committee meeting held on 12 July 2016, further conditions have been attached and contained within Annex 3, as set out in Appendix 1.
- 2.3 Members are also minded to note that on 24 January 2017, Mr Craig Allott resigned his position of Designated Premises Supervisor (DPS). Whilst the venue remains closed on its own volition, it is not permitted to sell alcohol until a new DPS has been appointed and subsequent application made.

3 The Application for a Review of the Premises Licence

- 3.1 On the 23 January 2017, an application was made by Kirsty Green (on behalf of the Chief Constable of South Yorkshire Police) as a Responsible Authority to review the premises licence in respect of Whispers, 12a Regent Street, Barnsley, as set out in Appendix 2.

The application for review relates to the following licensing objectives:-

- a) Prevention of Crime and Disorder
- b) Public Safety

4 Grounds for Review

Details of the grounds for review are contained within Section C of Appendix 2, where references have been made to the continual breach of licence conditions, anti-social behaviour and lack of confidence in the management of the premise concerned with this report.

4.1 Further supporting information is provided in the form of:

- a) Premise Chronology
- b) Event Advertisement
- c) Bar Staff Incident Log – Adrian Thompson
- d) Bar Staff Incident Log – Name Not Provided
- e) Bar Staff Incident Log – James Kershaw
- f) Bar Staff Incident Log – Name Not Provided
- g) Bar Staff Incident Log – A Thompson
- h) Chronology Post Review Hearing 12 July 2016

5 Responsible Authorities/Interested Parties

- 5.1 Comments have been received from Stephen Butler, Environmental Health & Safety Officer, (Regulatory Services) in respect of ongoing public safety concerns linked to electrical works which remain incomplete. A copy of Mr Butler's report detailing the concerns raised and communication between the officer and the venue are set out in Appendix 3.
- 5.2 Comments have also been received from Deborah Bailey, Licensing Enforcement Officer, (Regulatory Services), in respect of the continual breach of licence conditions, lack of communication from the premise and the management of incidents linked to anti-social behaviour. A copy of Mrs Bailey's email detailing such concerns with the premise licence holder and DPS connected with the premise are set out within Appendix 4.

5.3 Further comments have also been received from Ruth Holmes, Local Authority Designated Officer (Safeguarding) in respect of poor security procedures and lack of effective management, as set out in Appendix 5.

5.4 No other comments have been received from Interested Parties concerned with this matter.

6 Compatibility with the European Convention on Human Rights

The decision of the Board will amount to a determination of the Council and the rights of the applicant. Therefore, as far as it is possible to do so, the Board must comply with the requirements of Article 6 (the right to a fair trial). This means the applicant should be afforded the right to make oral representations at the meeting.

If Members decide to revoke or amend the licence then the reasons for the decision must be clearly stated.

7 Options available to the Statutory Licensing Sub-Committee

The Board must, having regard to the application for and any relevant representations, take such of the steps mentioned below as it considers necessary 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

8 Financial Implications

N/A

9 List of Appendices

Appendix 1 – Premise Licence

Appendix 2 – Application to Review Premises Licence

Appendix 3 – Health & Safety Comments

Appendix 4 – Licensing Comments

Appendix 5 – Safeguarding Comments

Officer Contact: Kate Liddall **Telephone No.** 774258 **Date:** 28 February 2017



**Place Directorate
Culture, Housing and Regulation
Regulatory Services
Head of Service : Simon Frow**

Springchoice Leisure Ltd
12A Regent Street
Barnsley
S70 2HG

My Ref: MAU 067102
Your Ref:
Date: 15 July 2016
Enquiries to: Licensing Section
Direct Dial: 01226 773843
E-Mail: regulatoryservices@barnsley.gov.uk

Dear Sir/Madam,

**Licensing Act 2003,
Reissue of Licence following conditions imposed at review
Regents, 12A Regent Street, Barnsley, S70 2HG**

With regard to the above, I enclose the Premises Licence and Premises Licence Summary.

The premises licence became effective on 1 June 2012.

Under the provisions of the Licensing Act 2003 you may, in certain circumstances, have a right of appeal against some or all of the Licensing Authority's decisions made in respect to your application. Appeals should be made to the Magistrates' Court for the area in which the premises are situated, within twenty one days of receiving the premises licence.

If you need advice on the appeal procedure, you should contact the court, but please note court staff cannot give you legal advice. If you need legal advice, for example about the likely success of an appeal, you should contact a solicitor or a Citizens Advice Bureau immediately.

If you consider there is a mistake in the premises licence or the premises licence summary, the Licensing Authority will correct anything which it accepts as being a clerical mistake. If you believe there is such a clerical mistake, please contact us. This does not affect your right to appeal.

The premises licence will last indefinitely unless it is surrendered or revoked, but will lapse in the event of the death of the holder of the premises licence or upon the licence holder becoming mentally incapable or financially insolvent.

An annual fee is payable on the anniversary of the grant of the licence, unless the premises are a school or community building (e.g. village hall) and the licence is granted in respect of regulated entertainment only. We will send you a reminder for the payment of the annual fee and advise you of what sum is then payable. The fees are set by Government and may be subject to change.

Finally, there are specific provisions in section 57 of the Licensing Act 2003 concerning the requirements for keeping, displaying and producing the premises licence and premises licence summary whenever the premises are used for any licensable activity authorised by the licence. A brief summary of these requirements is set out below for your convenience:

Premises Licence

The holder of the premises licence must ensure that the premises licence (or a certified copy of it) is kept at the premises and is either in the custody or control of the holder of the premises licence or some other specific person who works at the premises (e.g. manager).

Premises Licence Summary

The holder of the premises licence must ensure that the premises licence summary (or a certified copy of it) is prominently displayed at the premises and, if the premises licence (or a certified copy of it) is in the custody of someone other than the holder of the premises licence, a notice must also be prominently displayed stating the position (e.g. manager) of that person.

Duty to Produce

A police constable or an authorised officer (e.g. a Council licensing officer) may require such person who has custody of the premises licence (i.e. the holder of the premises licence or such other nominated person, as referred to above) to produce the licence for examination.

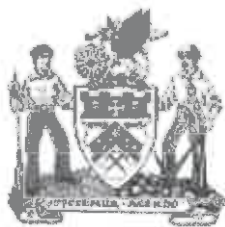
Offences

The holder of a premises licence commits an offence if they fail to comply with the above requirements relating to a premises licence and / or a premises licences summary. Anyone who has custody or control of the premises licence (i.e. the holder of the premises licence or such other nominated person, as referred to above) commits an offence if they fail, without reasonable excuse, to produce the licence in accordance with a requirement under the above duty to produce. A person guilty of an offence under section 57 is liable on summary conviction to a fine.

If you have any queries on this matter please contact the Licensing Section on 01226 772468.

Yours faithfully

Jacqueline Dodds
Licensing Technician



BARNSLEY METROPOLITAN BOROUGH COUNCIL

PREMISES LICENCE LICENSING ACT 2003

Schedule 12 Part A
Regulation 33, 34

Premises Licence Number	067102
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Date of Grant	1 June 2012
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Premises Address	Regents 12A Regent Street Barnsley
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Postcode	S70 2HG
-----------------	---------

Telephone Number	
-------------------------	--

Activities authorised by this licence
--

The sale by retail of alcohol, The provision of regulated entertainment, The provision of late night refreshment
--

Times authorised to undertake licensable activities
--

Indoor sporting events

Indoor sporting events permitted: Seven days a week from 12:00 until 01:00 (the following morning)
--

Live Music

Licensed for live music indoors (see times below):
--

Live music permitted: Seven days a week from 17:00 until 00:00
--

Recorded Music

Licensed for recorded music indoors (see times below):
--

Recorded music permitted: Seven days a week from 12:00 until 04:00 (the following morning)
--

Performances of Dance

Licensed for Performances of Dance indoors (see times below):

Performances of dance permitted: Seven days a week from 12:00 until 01:00 (the following morning)

Late Night Refreshment

Licensed to provide late night refreshment indoors (see times below):

Provision for late night refreshment available: Seven days a week from 23:00 until 01:00 (the following morning)
--

Supply of Alcohol

Supply of alcohol permitted: Seven days a week from 12:00 until 03:00 (the following morning)

Conditions consistent with a former Children's Certificate under Section 168A of the Licensing Act 1964
--

Not applicable

Embedded Restrictions

Not applicable

There shall be no adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises of an adult nature unless they are specified below:

None Specified

Opening Hours of the Premises

Hours premises are open to the public: Seven days a week from 11:00 until 04:00 (the following morning)

Whether the sale by retail of alcohol is for consumption on and/or off the premises

Alcohol-On The Premises

Name, (registered) address, telephone number and email(where relevant) of premise licence holder

Springchoice Leisure Limited
Hart Moss Doyle
The Old Co-op Building
High Street
Dodworth
Barnsley

Registered Number of Company if Applicable

02674388

Designated Premises Supervisor

(This section will be blank if the licence does not authorise the sale of alcohol)

Name and Address of the designated premises supervisor

Mr Craig Alwyn Allott
66 Racecommon Road
Barnsley

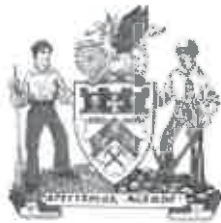
Post Code

S70 6AB

Personal Licence Number and issuing authority of the personal licence held by the designated premises supervisor

KMCPL 0771
Kirklees Metropolitan Council

REGULATORY SERVICES TEL: 01226 772468



BARNSELY METROPOLITAN BOROUGH COUNCIL

PREMISES LICENCE SUMMARY

Premises Licence No.	067102
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Premises Address:	Regents 12A Regent Street Barnsley
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Postal Code	S70 2HG
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Telephone Number	
-------------------------	--

Activities authorised by this licence
--

The sale by retail of alcohol, The provision of regulated entertainment, The provision of late night refreshment
--

Times authorised to undertake licensable activities
--

Indoor sporting events

Indoor sporting events permitted: Seven days a week from 12:00 until 01:00 (the following morning)
--

Live Music

Licensed for live music indoors (see times below):
--

Live music permitted: Seven days a week from 17:00 until 00:00
--

Recorded Music

Licensed for recorded music indoors (see times below):
--

Recorded music permitted: Seven days a week from 12:00 until 04:00 (the following morning)
--

Performances of Dance

Licensed for Performances of Dance indoors (see times below):

Performances of dance permitted: Seven days a week from 12:00 until 01:00 (the following morning)

Late Night Refreshment

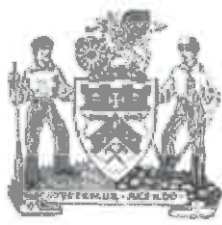
Licensed to provide late night refreshment indoors (see times below):

Provision for late night refreshment available: Seven days a week from 23:00 until 01:00 (the following morning)
--

Supply of Alcohol

Supply of alcohol permitted: Seven days a week from 12:00 until 03:00 (the following morning)

The opening hours of the premises
Hours premises are open to the public: Seven days a week from 11:00 until 04:00 (the following morning)
Where the licence authorises the sale by retail of alcohol whether this is for consumption on and/or off premises
Alcohol-On The Premises
Granted on: 1 June 2012



PREMISES LICENCE

Part B

Premises Licence Number	067102
Name, (registered) address, telephone number and email(where relevant) of premise holder	Springchoice Leisure Limited Hart Moss Doyle The Old Co-op Building High Street Dodworth Barnsley
Registered Number of Company if Applicable	02674388
Name and Address of the designated premises supervisor	Mr Craig Alwyn Allott 12a Regent Street Barnsley South Yorkshire
Post Code	S70 2HG
Personal Licence Number and issuing authority of the personal licence held by the designated permises supervisor	KMCPL 0771 Kirklees Metropolitan Council

REGULATORY SERVICES TEL: 01226 772468

ANNEX 1

MANDATORY CONDITIONS

LICENSING ACT 2003

Licence ref no.

067102

1. Supply of Alcohol

Where this Licence authorises the supply of alcohol the following conditions will apply:

- a) No supply of alcohol may be made under the premises licence-
 - i) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - ii) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- b) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

2. Door Supervision (except theatres, cinemas, bingo halls & casinos)

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must:

- i) Be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- ii) Be entitled to carry out that activity by virtue of section 4 of the Act.

2. But nothing in subsection (1) requires such a condition to be imposed:

- (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films); or
- (b) in respect of premises in relation to:
 - i) Any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
 - ii) Any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

3. For the purposes of this section:

- (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and, which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) and
- (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

3. Exhibition of Films

1. Where this licence authorises the exhibition of films, the licence includes a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.

2. Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation by that body.

3. Where –

(a) The film classification body is not specified in the licence, or

(b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question, admission of children must be restricted in accordance with any recommendation made by that licensing authority.

4. In this section “children” means any person aged under 18; and

“Film classification body” means the person or persons designated as the authority under Section 4 of the Video Recordings Act 1984 (c39) (authority to determine suitability of video works for classification).

4. Irresponsible Promotions (On Licenced Premises only)

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.

1) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises.

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 causes 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 favorable manner.

5. Dispensing of Alcohol Directly into the Mouth (On Licenced Premises only)

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

6. Tap Water (On Licenced Premises only)

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

7. Age Verification Policy

- 1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol,
- 2) The Designated Premises Supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- 3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either a holographic mark or an ultraviolet feature.

8. Measures (On Licenced Premises only)

The responsible person shall ensure that–

- 1) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –
 - i) beer or cider: ½ pint;
 - ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - iii) still wine in a glass: 125 ml; and
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (b) 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.

9. Alcohol Pricing and Duty

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.

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;
- (b) "permitted price" is the price found by applying the formula -

$$P = D + (D \times V)$$

Where -

- (i) P is the permitted price,
- (i) D is the rate 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,
 - (i) the designated premises supervisor (if any) in respect of such a licence, or
 - (ii) 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) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- (f) Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (g) (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

ANNEX 2

Conditions consistent with the Operating Schedule

Licence ref no. 067102

All incidents, such as refusals to sell alcohol, shall be recorded in an incident book which must be kept on the premises for a period of not less than 12 months. The book shall be made available for inspection by any Authorised Officer from the Police and Licensing Authority.

- A closed circuit television system (CCTV) shall be installed and maintained at the premises, this must cover all public areas including all areas where licensable activities take place and encompass the following:
 - The system shall be in good working order at all times when licensable activities take place at the premises and all recordings must be kept for a minimum of 28 days.
 - Authorised Officer from the Police and Licensing Authority shall be allowed a copy of these recordings at any reasonable hour, and in any case within 48 hours of any such request being made.
 - All recorded materials shall be kept in a safe and secure location and must not be made available or accessible to any unauthorised persons.
 - Clearly visible signage will be provided at all exits to the premises asking customers to leave the premises quietly.
 - A Challenge 21 (or higher age) policy will operate within the licensed premises, with signs predominantly displayed close to every entrance to the premises and at each bar area where the sale of alcohol may take place.
 - No speaker is located near any window, door or door entrance to prevent any noise breaking out from the premises.
- Except for access and egress, all doors and windows remain closed at all times to prevent any noise breaking out from the premises.

ANNEX 3

Conditions attached after a hearing by the Licensing Authority

Licence ref no. 067102

- A minimum of one member of staff must be assigned to act as children's safeguarding officer at the premises whenever under 18's are present. This role must be fulfilled in compliance with the guidance and training issued by the Barnsley Safeguarding Children's Board. Records in respect of any safeguarding officer to be maintained and updated as and when necessary and produced for inspection when requested.
- All under 18's to have vacated the premises by 20.00, 7 days a week
- Notification to be received by South Yorkshire Police and the Licensing Authority with a minimum of 5 working days' notice of all events held at the premises that are over and above the day to day operations. Information to include: number of security staff working, expected numbers attending the event, times of the event and who will be in managerial attendance at the event
- DPS or personal licence holder, in a managerial position, to be on site for the

duration of all planned events

- Training to be implemented and documented for all staff, this must be then reviewed and updated every 6 months and training records made available for inspection by the Licensing Authority
- The following documentation to be maintained: incident log, refusal and ejection log, and briefing for all security staff. The same documentation must be kept up to date and produced for inspection when requested
- The upstairs of the premises must not be used for any licensable activities until the Licensing Authority has certified that it is satisfied that all safety and safeguarding policies and requirements are complied with
- The DPS, or his approved deputy, must attend all meetings of Pub Watch.

ANNEX 4

Plan of the Premises to which this Licence relates:

Plan as per appendix 1
(See attached)

**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 Kirsty Green (for and on behalf of the Chief Constable, South Yorkshire Police)

(Insert name of applicant)

apply for the review of a premises licence under section 51 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 Whispers 12a, Regent Street	
Post town Barnsley	Post code (if known) S70 2HG
Name of premises licence holder or club holding club premises certificate (if known) <p align="center">Springchoice Leisure Ltd</p>	
Number of premises licence or club premises certificate (if known) 067102	

Part 2 - Applicant details

I am

Please tick yes

1) an interested party (please complete (A) or (B) below)

- a) a person living in the vicinity of the premises ☐
- b) a body representing persons living in the vicinity of the premises ☐
- c) a person involved in business in the vicinity of the premises ☐
- d) a body representing persons involved in business in the vicinity of the premises ☐

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

Mr ☐

Mrs ☐

Miss ☐

Ms ☐

Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick yes

☐

**Current postal
address if
different from
premises
address**

Post town

Post Code

Daytime contact telephone number

**E-mail address
(optional)**

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address South Yorkshire Police Liquor Licensing Dept c/o Force HQ Carbrook Hall Road Sheffield S9 2EH
Telephone number (if any) Kirsty Green 07917212736
E-mail address (optional) Barnsleylicensing@southyorks.pnn.police.uk

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

Please tick one or more boxes

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

Please state the ground(s) for review (please read guidance note 1)

The grounds for this review are based on the following aspects of the 2003 Licensing Act objectives: -

Prevention of Crime & Disorder and Public Safety

This review is for premises currently known as Whispers, formerly known as Hot Spot, Barnsley (however has a licence issued under a previous name of Regents).. The Premises Licence is No 067102 issued on 1st June 2012. The Premises Licence Holder (PLH) is Springchoice Ltd and Designated Premise Supervisor (DPS) is Craig Allott.

Since a review hearing in July 2016, within a three month period the conditions on the licence had been breached 5 times as a result of failing to notify BMBC and SYP of the required information for forthcoming events.

On the 17th December 2016 at 23:18 an incident occurred at the venue whereby two groups were involved in an altercation which resulted in a 'male being laid out on the floor'. The altercation continued outside, resulting in fighting on the street.

On the 18th December at 01:16 only an 1 hour 58 minutes after the above incident, there was an attempted murder at the venue. As this is an on-going investigation, further details cannot be disclosed at this time.

On the 23rd December 2016, a male reported having been assaulted as well as a second male who was 'laid out on the dancefloor'.

On the 26th December 2016, a male was headbutted and assaulted in the venue.

Major concerns are highlighted with regards to management, staff and security in connection with the incident on the 17.12.2016 and how it was managed and handled by all involved. There were extremely poor decisions made and there was lack of communication between all staff, management and security, which resulted in individuals who were involved in the first incident being allowed back in the venue. Incident logs produced by the DPS, which should have detailed the two incidents that occurred on the 17.12.2016 and 18.12.2016 in great length, were of exceptionally poor quality.

Due to the lack of confidence in the management of the venue, South Yorkshire Police have made the decision to submit this application for review.

Further information, outlining details of incidents and meetings, between South Yorkshire Police, and BMBC representatives is provided in the statements of Licensing Officer K Green

Please provide as much information as possible to support the application
(please read guidance note 2)

Please see attached documents.

Please tick yes

Have you made an application for review relating to this premises before ☒

If yes please state the date of that application

Month

Year

Day

1

2

0

4

1

6

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

Representations for a review of the premise licence with papers submitted April 2016 based on Protection of children from harm & Prevention of crime & disorder.

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, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature



Date January 2017

Capacity Licensing Officer - South Yorkshire Police

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

Kirsty Green
c/o South Yorkshire Police Liquor Licensing Dept
Force HQ
Carbrook Hall Road
Sheffield
S9 2EH

Post town
Sheffield

Post Code
S9 2EH

Telephone number (if any) 0114 2964308

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

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

PREMISES CHRONOLOGY

Name of premises: HOT SPOT

Address: REGENT STREET

<u>Date of intel input</u>	<u>Comment</u>	<u>Reference</u>
14.07.2016	Email received from DPS Mr Craig Allott and Mr Angus Thornton. Please refer to Kirsty Green's statement for more details.	Email received - Venue
15.07.2016	Copied into email from BMBC Licensing Officer Debbie Bailey. Please refer to Kirsty Green's statement for more details.	Email received - BMBC
15.07.2016	Email received from Debbie Bailey. Please refer to Kirsty Green's statement for more details.	Email received - BMBC
18.07.2016	Email received from Mr Allott and Mr Thornton, advising of their regular opening nights and weekly events held at the venue.	Email received - Venue
18.07.2016	Telephone call made to DPS. Please refer to Kirsty Green's statement for more details.	Telephone call - DPS
18.07.2016	Email received from Officers who advised that they had carried out a visit to the venue on the 17.07.2016 and had been told that a 25 th birthday party was not taking place. They commented that it did not look like any 'celebrations' were taking place.	Email received - SYP
20.07.2016	Licensing visit with Debbie Bailey. Please refer to Kirsty Green's statement for more details.	Licensing visit - LEO
25.07.2016	Email received from Mr Allott and Mr Thornton, advising that they had no scheduled events that week and outlining their revised opening hours.	Email received - Venue
26.07.2016	Email received from Mr Allott and Mr Thornton, advising of a planned event	Email received - Venue
01.08.2016	Email received from Mr Allott and Mr Thornton, advising of their regular opening nights and weekly events held at the venue.	Email received - Venue
02.08.2016	Licensing visit carried out with Debbie Bailey to find that all new cameras had been installed in the venue, all of which were working with the date and time stamp.	Licensing visit - LEO
05.08.2016	Copied into email from Debbie Bailey to BMBC Safeguarding Officer Ruth Holmes, enquiring if she or any of her team had had any contact with Mr Allott in relation to Safeguarding training for his staff.	Email received - BMBC
06.08.2016	Email received from Mr Allott and Mr Thornton. Please refer to Kirsty Green's statement for more details.	Email received - Venue

08.08.2016	Email received from Ruth Holmes, advising that neither she nor or her LSCB training officer, Karen Harrison, had been approach by Mr Allott.	Email received - BMBC
09.08.2016	Telephone call made to Mr Allott. Please refer to Kirsty Green's statement for more details.	Telephone call - DPS
09.08.2016	Email sent to Ruth Holmes advising that I had given her and her colleague as point of contact to Mr Allott and asked them to notify us if any contact was made from the venue.	Email sent - BMBC
11.08.2016	Email received from Mr Allott and Mr Thornton, with a copy of their current incident log for feedback and enquiring when the next pubwatch meeting was.	Email received - Venue
15.08.2016	Email sent to Mr Allott and Mr Thornton, advising that the incidents forms were a lot better and would hopefully prompt information from staff completing them. Details of next pubwatch meeting provided.	Email sent - Venue
15.08.2016	Telephone call made to Mr Allott who fed back regarding the poor turn out for the 'rave' and stated that he would not be interested in holding any further similar events.	Telephone call - DPS
16.08.2016	Telephone call made to Mr Allott. Please refer to Kirsty Green's statement for more details.	Telephone call - DPS
16.08.2016	Email received from Mr Allott and Mr Thornton, advising of their regular opening nights and weekly events held at the venue.	Email received - Venue
17.08.2016	ASB report to Police - male complaining staff have abused him because he was gay, when questioned further, everything seemed to be resolved, no further action was taken.	Incident
19.08.2016	Passed test purchase operation.	Test purchase Op
22.08.2016	Email received from Mr Allott and Mr Thornton, advising of their regular opening nights and weekly events held at the venue.	Email received - Venue
23.08.2016	Telephone call made to Mr Allott to enquire regarding an event that he was hosting on the 04.09.2016. Advised regarding bank holiday not being a working day so to ensure that details were sent in enough time to ensure compliance.	Telephone call - DPS
23.08.2016	Email received from Mr Allott and Mr Thornton. Please refer to Kirsty Green's statement for more details.	Email received - Venue
26.08.2016	Licensing visit as part of Op Tandem. No issues identified.	Visit - Op Tandem
27.08.2016	Licensing visit as part of Op Tandem. No issues identified.	Visit - Op Tandem
30.08.2016	Telephone call made to Mr Allott to query temporary event submitted and times on the application.	Telephone call - DPS

04.09.2016	ASB Incident recorded at venue, where threats were made to caller.	Incident
06.09.2016	Telephone call made to Mr Allott, however there was no response. Text message received advising that he was off until Wednesday.	Telephone call - DPS
06.09.2016	Text message sent to Mr Allott advising that I had received information that a female on pubwatch had been frequenting the venue.	Text Message - DPS
06.09.2016	Email received Mr Allott and Mr Thornton advising of amended details for forthcoming event. Also requesting details for next Pubwatch meeting.	Email received - Venue
07.09.2016	Telephone call received from a Town Centre licensee, to advise that two individuals who were currently on a pubwatch ban had been seen in Whispers drinking.	Telephone call - licensee
07.09.2016	Telephone call made to Mr Allott. Please refer to Kirsty Green's statement for more details.	Telephone call - DPS
07.09.2016	Text sent to Mr Allott to arrange a meeting on the 12.09.2016.	Text message - DPS
07.09.2016	Telephone call made to Mr Allott, no answer, therefore message left advising of meeting on the 12.09.2016.	Telephone call - DPS
07.09.2016	Email sent to Mr Allott and Mr Thornton to schedule meeting for the 12.09.2016 due to being unable to speak with Mr Allott via telephone. Reiterated concerns that were left to Mr Allott via answer machine and again stressed compliance with Pubwatch rules and potential consequences should they fail to do this.	Email sent - Venue
07.09.2016	Email sent to Mr Allott and Mr Thornton advising of details for forthcoming pubwatch meeting.	Email sent - Venue
07.09.2016	Email received from Mr Allott and Mr Thornton, advising of a new weekly event to be held at the venue.	Email received - Venue
07.09.2016	Email received from Mr Allott and Mr Thornton confirming the scheduled meeting on the 12.09.2016 and advising me of Mr Allott's new telephone number.	Email received - Venue
09.09.2016	Email received from Mr Allott and Mr Thornton asking if the meeting could be postponed until the afternoon on the 12.09.2016.	Email received - DPS
10.09.2016	Licensing visit carried out as part of Op Tandem. Please refer to Kirsty Green's statement for more details.	Licensing visit - Op Tandem
12.09.2016	Email sent to Mr Allott and Mr Thornton with new proposed time for meeting.	Email sent - Venue
12.09.2016	Telephone call made to Mr Allott regarding revised time for meeting. Mr Allott advised that other management would be present; however, it was stressed that he should be present as the DPS.	Telephone call - DPS

12.09.2016	Licensing visit with Debbie Bailey. Please refer to Kirsty Green's statement for more details.	Licensing visit - LEO
14.09.2016	Telephone call made to Mr Allott. Please refer to Kirsty Green's statement for more details.	Telephone call - DPS
14.09.2016	Email sent to Mr Allott and Mr Thornton arranging follow up visit for the 26.09.2016.	Email sent - Venue
19.09.2016	Email sent to Mr Allott and Mr Thornton arranging to empty their drug box.	Email sent - Venue
19.09.2016	Email received from Debbie Bailey regarding 'Fetish' night on 15.11.2016. Please refer to Exhibit KG 1 for advert.	Email received - BMBC
20.09.2016	Email and text message sent to Premise Licence Holder Chris Palmer, inviting him to scheduled meeting at the venue on the 26.09.2016.	Email and Text message - PLH
21.09.2016	Email received from Mr Allott and Mr Thornton regarding forthcoming event. Please refer to Kirsty Green's statement for more details.	Email received - Venue
21.09.2016	Licensing visit with BMBC. Please refer to Kirsty Green's statement for more details.	Licensing visit - LEO
26.09.2016	Licensing visit with officer to empty drugs box. Advice given as it became apparent that they had disposed of drugs in their sharps bin, with sharps also present in the bin.	Licensing visit - LEO
26.09.2016	Licensing visit with BMBC. Please refer to Kirsty Green's statement for more details.	Licensing visit - LEO
03.10.2016	Email sent to Mr Allott and Mr Thornton, requesting further information for forthcoming events.	Email sent - Venue
06.10.2016	Criminal damage reported at the venue.	Incident
18.10.2016	Security staff contacted Police to report disturbance with male and female outside.	Incident
18.10.2016	Email sent to Mr Allott and Mr Thornton. Please refer to Kirsty Green's statement for more details.	Emails sent - Venue
18.10.2016	Telephone call made to Mr Allott, no response. Answer machine message left reiterating email that I had previously sent regarding further details required for forthcoming event.	Telephone call - DPS
18.10.2016	Telephone call made to Mr Thompson. Please refer to Kirsty Green's statement for more details.	Telephone call - Manager
18.10.2016	Email sent to Officers requesting a licensing check to be carried out on the scheduled 'student night'.	Email sent - SYP

18.10.2016	Email received from Mr Allott and Mr Thornton, with further details for event on the 22.10.2016. However, notification not within 5 working days' notice, therefore considered breach of licence.	Email received - Venue
19.10.2016	Email and text message sent to Mr Palmer inviting him to a meeting on the 24.10.2016.	Text & Email - PLH
24.10.2016	Licensing visit with BMBC. Please refer to Kirsty Green's statement for more details.	Licensing visit - LEO
24.10.2016	Email received from Mr Allott and Mr Thornton, with details of forthcoming events.	Email received - Venue
24.10.2016	Copied into an email from Debbie Bailey to Mr Allott and Mr Thornton, providing them with details of who to contact in BMBC Safeguarding department to obtain the correct training or staff.	Email received - BMBC
31.10.2016	Theft recorded at the venue	Incident
31.10.2016	Email received from Mr Allott and Mr Thornton detailing event on the 09.11.2016.	Email received - Venue
02.11.2016	Telephone call made to both Mr Allott and Mr Thompson regarding the correct information not been sent through for the event on the 09.11.2016, with times of the event outstanding.	Telephone call - DPS & Manager
02.11.2016	Email received from Mr Allott and Mr Thornton with outstanding information for event on the 09.11.2016.	Email received - Venue
23.11.2016	Email received from Mr Allott and Mr Thornton detailing forthcoming events.	Email received - Venue
23.11.2016	Copied into emails that were exchanged between Debbie Bailey and Mr Allot and Mr Thornton concerning some clarification about forthcoming events.	Email received - BMBC
02.12.2016	Licensing visit carried out as part of Op Tandem, all in order.	Licensing visit - Op Tandem
09.12.2016	Email received from Mr Allott and Mr Thornton detailing forthcoming events.	Email received - Venue
14.12.2016	Licensing visit with Debbie Bailey, all paperwork reviewed and in order. Raised concerns regarding Mr Allott's capability of remaining DPS at the venue.	Licensing visit - LEO
16.12.2016	Email received from Mr Allott and Mr Thornton detailing forthcoming events.	Email received - Venue
17.12.2016	Incident at the venue, which resulted in fighting both in and outside of the venue and a male laid out on the floor.	Incident

18.12.2016	Attempted murder at the venue.	Incident
20.12.2016	Telephone call made to Mr Thornton reiterating concerns of Mr Allott remaining as DPS at the venue.	Telephone call – Mr Thornton
20.12.2016	Telephone call made to Mr Allot to arrange meeting following incident on the 17.12.2016 and 18.12.2016.	Telephone call - DPS
21.12.2016	Meeting with DPS. Please refer to Kirsty Green's statement for more details.	Meeting - LEO
21.12.2016	Email sent to Mr Palmer, Mr Allott and Mr Thornton, message also sent to Mr Allott and Mr Palmer to arrange meeting for the 04.01.2017.	Email and Text message sent to DPS & PLH
23.12.2016	Email received from Mr Allott and Mr Thornton detailing forthcoming events.	Email received - Venue
23.12.2016	A male reported being assaulted as well as a second male being laid out on the floor.	Incident
24.12.2016	Incident at venue. Please refer to Kirsty Green's statement for more details.	Incident
04.01.2016	Text message received from Mr Allott advising that neither he nor Mr Thornton would be able to attend the scheduled meeting.	Text received - DPS
04.01.2016	Meeting with Mr Palmer. Please refer to Kirsty Green's statement for more details.	Meeting - PLH
04.01.2017	Email sent to Mr Palmer, Mr Allott and Mr Thornton arranging a meeting on the 10.01.2017.	Email sent – DPS & PLH
09.01.2017	Telephone call received from Mr Allott. Please refer to Kirsty Green's statement for more details.	Telephone - DPS
09.01.2017	Text message sent to Mr Palmer confirming scheduled meeting the following day.	Text message - PLH
09.01.2016	Telephone call received from Mr Allott. Please refer to Kirsty Green's statement for more details.	Telephone call received - DPS
10.01.2017	Licensing meeting with BMBC. Please refer to Kirsty Green's statement for more details.	Licensing meeting – DPS & PLH

BETWEEN

SOUTH YORKSHIRE POLICE

Complainant

and –

**Hot Spot (Whispers), Regent Street
DPS – Craig Allott
PLH – Springchoice Leisure Ltd**

Respondent

WITNESS STATEMENT OF

Kirsty Green

I am a Licensing Enforcement Officer, employed by South Yorkshire Police currently based at Barnsley. I have been in my current role since June 2010. I have been investigating incidents that have occurred at Whispers formally known as Hot Spots, Barnsley on behalf of South Yorkshire Police. The following matters have come to the attention of South Yorkshire Police.

1. On the 14th July 2016, an email was received from a joint email address for DPS and Leaseholder Craig Allott and Joint Leaseholder Angus Thornton. It advised that over the coming weeks they would be taking over Whispers, with no involvement from Mixed Up Events or Steven Lightfoot. They advised regarding an event on the 17th July, however failed to supply all the necessary information that was imposed as a condition of their licence following the review.
2. On the 15th July 2016, I was copied into an email from BMBC Licensing Officer Debbie Bailey to Mr Allott and Mr Thornton in response to their email on the 14.07.2016. It reminded them of the conditions that were imposed at the hearing and advised them that should the event go ahead on the 17.07.2016, then they

would be in breach of their premise licence, as they had failed to give 5 working days notice or the required information.

3. On the 15th July 2016, email received from Debbie Bailey advising that she had spoken to Mr Allott who had said that he would remove the advert from Facebook for the event on the 17.07.2016 and cancel the event. However, stating that 'they will all still attend the premises as they are all regulars'. Debbie requested if possible for passing attention to be given by Police Officers working that night, to see if the party would still go ahead.
4. On the 18th July 2016, telephone call made to Mr Allott and message left asking him to return my call to discuss reports that a female on pubwatch had been attending their venue whilst on a pubwatch ban.
5. On the 20th July 2016, licensing visit carried out with Debbie Bailey to review CCTV footage of the 17.07.2016. From CCTV there appeared to be no evidence of any party taking place at the venue. It became apparent that the quality of the CCTV and the coverage was very poor, with several of the cameras not working and the ones that did work being of very poor quality. I stressed that should this not be rectified then they may be in breach of their licence. We advised that we would carry out a further visit in a week to ensure that this was corrected.
6. On the 6th August 2016, email received from Mr Thornton of an event on the 10th August 2016. No times were specified and it was exceeding the 5 working days notice, thus resulting in it being a breach of the conditions on the licence.
7. On the 9th August 2016, telephone call made to Mr Allott. I advised that I had spoken with the Officer that was dealing with an assault that occurred at his venue in May (the same incident where CCTV had been lost). I advised that at the time of her investigation she had inspected their incident log to find it of very poor quality. Stating that the log consisted only of a statement that a female had been assaulted, no details of the incident, or who was involved despite the staff being aware. Mr Allott stated that he would address this with staff and ensure that

comprehensive updates were made. I advised that I had received the email that informed me of the 'rave' night; however, I stated that 5 working days were required for all notifications, which traditionally meant weekdays. Mr Allott stated that he had misunderstood this, as they opened both Saturday and Sunday, he was under the impression that these days counted. I advised that this was not the case and that weekends did not count in the 5 working days required. I asked for further details for the event and Mr Allott stated that he would speak with Mr Thornton to ensure that we were notified of all events within the allotted time. I also queried whom he had spoken with in Safeguarding Services at BMBC. I stated that Debbie Bailey had made contact with them and they advised that they were not aware of any contact made. Mr Allott stated that he was not at work at present, so was unsure of the name; however he stated that whomever he had spoken with had directed him to the internet and the procedures and policies there. I recommended that he speak with either Ruth Holmes or Karen Harrison, to which he assured me that he would do.

8. On the 16th August 2016, telephone call made to Mr Allott. I advised that I had received information that there was to be another 'rave' next Wednesday, to which he confirmed that was not the case. I advised that I had also received information that Steven Lightfoot was still involved in the promotion of events. Mr Allott confirmed that although Steven Lightfoot was still promoting the events, they had nothing to do with him and he was not organising the events or had any say in what was held there. I advised that I had been shown a video posted on Mr Lightfoot's Facebook page and I was slightly concerned that despite there being a number of people outside, I could not see any security staff present, to ensure that no drinks were being taken outside and to monitor the crowd. Mr Allott assured me that security staff were there and had their signing in sheets to prove this.

9. On the 23rd August 2016, email received from Mr Allott and Mr Thornton advising of events being held at the venue in September. The correct information was supplied for events on the 03.09.2016, 04.09.2016 and 10.09.2016. However, for the events on the 11.09.2016, 17.09.2016 and 22.09.2016 no times of the events were specified, thus resulting in them breaching their premise licence conditions.
10. On the 7th September 2016, telephone call made to Mr Allott, however there was no response. Message left advising Mr Allott that I had received information that individuals currently on a pubwatch ban had been seen drinking in his venue. I reminded Mr Allott that it was a condition of his licence that he attend pubwatch, therefore stressing that he must adhere to the rules, otherwise he could be in danger of being excluded from the scheme and then being in breach of his licence.
11. On the 10th September 2016, Police made contact with BMBC representatives who were visiting the Town Centre as part of the Purple Flag campaign. At 21:00, they attended the Police Station for a briefing and informed Officers that they had visited Whispers at around 20:05 and had some concerns regarding the venue. They stated that were concerned about a person serving behind the bar who they described in their opinion as being under the influence of drugs, describing himself as the owner of Whispers. They also raised concerns that they thought there were a number of "young" girls in the back room of the premise. Following this information, a check was conducted at 23:00 hours, and Jamie who identified himself as the 'licence holder' was spoken with. Jamie confirmed that that there was a rave type event in the back room and they were charging £5.00 entry. At the time of the check, there did not appear to be any underage drinkers present and the barman described earlier was not present.
12. On the 12th September 2016, a licensing visit carried out with Debbie Bailey, also present was Adrian Thompson, Mr Thornton, Steven Lightfoot's wife Mrs Lightfoot, Mr Allott and event organiser Gabriel. We were advised that Mrs

Lightfoot was the new promotor for the venue and that Mr Thompson was the new manager. We asked what Mr Thompson's role was and he advised that he was there to make it a 'safer, nicer environment' and to attract more clientele. I stated that for him to be employed specifically to make it a 'safer environment' would imply that it was not already. Mr Thompson stated that that it was a safe place, but he was there to try to attract more clientele. I advised regarding the information that I had received of individuals on pubwatch bans frequenting the venue. Mr Allott advised that he had allowed a female into the venue under the 'manager's discretion' for the gay pride event that they had held. I stated that the purpose of a ban was to give a consequence to someone's actions, which would potentially mean that they would miss 'special occasions' like events, birthdays etc. Mr Allott stated that he understood this and stated that he should have spoken with the pubwatch chair to bring it to her attention so that she was aware before the event. I advised that I had also received information that another male on a pubwatch ban had been allowed into the venue for the gay pride event, and that there was photographic evidence of the said male stood on the bar dancing. Mr Allott advised that he now employed the male, which was the reason why he was present for that event. I stated that if that was the case then I asked why he was dancing on the bar. Mr Allott voiced that the male was a 'larger than life' character and alleged that he was working but had been enjoying himself at the same time. I stated that it was his decision whether to employ someone on pubwatch; however, I stressed that the ban should still be in place, in that the individual should not be allowed to socialise in the venue outside of working hours. I reminded Mr Allott that it was a condition of his licence to attend pubwatch. I stated that it was therefore essential that he adhere to the rules, otherwise he could be excluded from the scheme by members and therefore in breach of his licence. Mr Allott stated that he understood this. I advised Mr Allott that I did not feel that it was appropriate for him to use his discretion and

reiterated that he should adhere to the pubwatch rules and ensure that all bans were upheld. I also brought to Mr Allott's attention the concerns that were raised by BMBC on their purple flag assessment night. Mr Allott and the other members of staff present at the meeting alleged that they did not know who was working that night, therefore I advised them to review their CCTV to ascertain this and investigate further. After reviewing their refusal logs, I found that there had been no refusals logged on the door and three refusals recorded at the bar. I asked why three people had been refused service at the bar, but had not been challenged at the door. They stated that they would address this with their security staff. I commented that for a 'rave' night that they had hosted, I would have expected underage to try to gain entry, to which they agreed. I asked what happened to ID that was presented when individuals were refused entry/service. Mr Allott advised that often 'nothing happened'. I advised that fake ID, or ID that was being used fraudulently, should be confiscated from the individual and a bailment form completed. At this, Mr Thornton stated that they had some IDs and presented two driving licences, stating that they had had these for some weeks/months. I stressed that this was not the instruction given to them and that ID must be either handed in at the Police reception desk, or given to myself the next working day. I stated that it was not acceptable to have someone's ID for weeks or months. I recommended that they put this in their briefing to their security and carry out spot checks to ensure that their security were doing what was expected. Debbie advised that she had received complaints about litter and rubbish following the gay pride event. Mr Allott and Mr Thompson agreed that the condition of the building both in and outside was not to a satisfactory standard and they had since addressed this with staff. Debbie also advised that she had received information that they would be looking to host a student night. At this, Mr Allott stated that was the reason for Gabriel's attendance at the meeting as he was looking at organising this event. I queried whether this was the same Gabriel

that used to DJ at the venue when he was 17 years old, to which he confirmed that it was. We asked what age group the student night was targeted at, to which Gabriel stated 17/18 years old. We stressed that it would need to be strictly 18 years +, as it was a condition of the licence that anyone under the age of 18 years old had to vacate the venue by 20:00. Mr Allott stated that he had informed Gabriel of this however; he wanted Gabriel to hear this from us. Gabriel asked if an exception that could be put in place for this event. We stressed that this was not possible as it was a condition of the licence. I asked Mr Allott regarding the Safeguarding training, to which he advised that he had made enquiries, however needed to chase this up. I strongly recommended that he do this with some urgency, as it was again a condition of the licence. Mr Allott initially disputed that this was a condition, however after inspection, it was confirmed that it was. Mr Allott asked where they stood if unexpectedly a member of public frequented the venue and was underage. Debbie inspected the wording of the condition and stated that they would need to ensure that someone with the required training was present at all times that anyone underage was present. We stated that without the training in place, they would be breaching their licence to allow anyone in to the venue who was underage. We asked Gabriel what measures he would have in place for searches, drugs, security and safeguarding. Gabriel stated that there was nothing currently in place for anything that we had highlighted, which was particularly concerning as they hoped to get it up and running within the next month. We stressed that due to the venues reputation with underage and the problems surrounding this, they needed to consider how they were going to market a student night, should they go ahead with it. Gabriel stated that they would be looking at a student night for Halloween. We stressed that they would have to be especially careful with challenging for ID due to fancy dress, as they would be unable to establish if the right person was presenting the ID.

13. On the 14th September 2016, telephone call made to Mr Allott to enquire if following our meeting on the 12.09.2016 he had spoken with the safeguarding officer. Mr Allott advised that he thought Mr Thornton had made these enquiries, however would check the following day. I advised that I would arrange a follow up visit to ensure that the necessary training was in place. I stated without the training, he would have to refuse entry to anyone under 18 years old regardless of the time of day, as otherwise it would be a breach of the licence.
14. On the 21st September, email received from Mr Allott and Mr Thornton regarding forthcoming events. Notification of 'Polish Night' on the 22.10.2016, however no expected numbers, times of the event or confirmation of who would be in charge.
15. On the 21st September 2016, spoke with Mr Thornton, Mr Thompson and James Kershaw regarding the 'Fetish' event that was scheduled for November. Mr Thompson stated that he was not aware of such an event and stated that he was in charge of promotions. Mr Kershaw was eventually able to locate the advert, to which Mr Thompson again stated that he had no knowledge of it, however alleged that he had only recently taken over this role. We stated that it was only recently that this advert had been published, therefore queried why he would not have been made aware. Mr Thornton's response was that it was a 'gay night' event, therefore it must have been one of the drag queens that had arranged the event and had done the flyers. It was stressed that all events, and flyers, should be approved and agreed by management before being published and advertised. Mr Thompson agreed that the flyer was not appropriate.
16. On the 26th September 2016, licensing visit with Debbie Bailey also present was Mr Thornton, Mr Allott, Mr Thompson, Mr Palmer and Mr Kershaw. Mr Allott advised that they had enrolled two members of staff on an online training course for safeguarding and had included BMBC policy on safeguarding as part of their training. Mr Allott stated that until everyone had done the training, they were to ensure that Mr Kershaw was present and working. Debbie sent off the details of

the training to BMBC safeguarding department to ensure that the course was adequate. I asked when the training would be amended and when staff training files would be up to date, to which Mr Allott stated within the next week. Mr Allott also stated that they had drafted an information sheet with all the relevant numbers. Advertising at the venue was addressed again and we recommended that there were be one authorised person that approve all advertising and events. We stated that there again appeared to be no clear management structure, which resulted in people being unsure of who or what had been authorised. Mr Allott assured us that it was him and Mr Thornton who would give the final authorisation.

17. On the 18th October 2016, email sent to Mr Allott and Mr Thornton stating that further to the email that they sent on the 21.09.2016, which detailed forthcoming events in October, I wanted to reiterate details I had sent, in an email, on the 03.10.2016. Details being that in order to comply with the conditions on your licence for all planned events we require the following details; - 1. The number of security employed for the event. 2. Expected numbers for the event. 3. Times that the event will be running. 4. Who will be in managerial attendance for the event. I stated they should ensure that the required information was sent through as soon as possible for the forthcoming 'Polish night'.

18. On the 18th October 2016, telephone call made to Mr Thompson. I reiterated the concerns that I had raised in an email to Mr Allott and Mr Thornton and stressed the requirements to comply with the licence. I advised that due to the required information not being sent, then they were in breach of the licence. Mr Thompson stated that he would chase Mr Thornton for the information. I enquired regarding the student night and asked what ages would attend, to which Mr Thompson stated that no under 18s would be present. I stated that I had been approached by people whose children aged under 18 had stated that they would be attending the party. I stated that my fear was that already underage were planning to

attend. Mr Thompson stated that Gabriel fully understood the requirements as he had attended the last meeting. I stated that regardless of Gabriel attending the last meeting, this did not reassure me as he clearly showed no knowledge of responsibilities and requirements when we had spoken with him.

19. On the 24th October 2016, licensing visit with Debbie Bailey, also present was Mr Palmer, Mr Allott and Mr Thornton. Discussed the six breaches with all in attendance and stressed that they were not complying with the conditions on the licence. At this point, they then advised that the student party had now been cancelled. They advised that it had been cancelled on Saturday because of lack of information provided to them by the organiser Gabriel. We advised that as the event had only been cancelled on the Saturday, if it had have been allowed to go ahead, then they would have been in breach once more of the licence as they had failed to provide the required information and within the allotted time. We stressed that with the concerns, which were raised at the review hearing regarding safeguarding of children, I would have expected this to be paramount, to which they agreed and apologised. I stressed that it was not my responsibility to chase them for the information and they advised that they would now send all the correct information through 2-4 weeks in advance. Debbie advised that she had consulted with safeguarding at BMBC and they had informed her that the courses that they had sent their staff on were not adequate and not fit for purpose. Debbie advised that she would send through the contact details of the person in BMBC that they would need to speak with to arrange a more appropriate course. It was stressed that without this in place they would be in breach of their premise licence should anyone attend that was under 18 years old. Mr Allott advised that until they had this in place the venue was strictly over 18 regardless of the day or night. I stressed that any further breaches of their premise licence would result in us applying to review their licence once more.

20. On the 21st December 2016, licensing visit carried out with Debbie Bailey, also present was Mr Allott, Mr Thompson and Mr Thornton. We were unable to review the paperwork, as they had still not been given access to the building from the Police. We discussed the first incident and it was evident that an altercation between two groups of males had quickly got out of hand and resulted in furniture being thrown across the room and a male laid out on the floor. The violence then continued outside and Police were called. It became evident that the same males involved in the first incident were then involved in a second incident, on the same night, which is being treated as an attempt murder. This second incident occurred at the venue less than two hours after the first. We asked why an individual involved in the first altercation, had been allowed back into the venue, stating that all parties should have been ejected and refused re-entry. At this, they agreed. It was queried why the Police had been called by two separate callers, both reporting the same male being intimidating to staff and refusing to leave. Upon Police arrival, he was nowhere to be seen, yet the Police were contacted again only three minutes later to state that he had been hiding around the back. Mr Allott and Mr Thompson advised that after the first incident, they had both taken the injured party home and upon their return to the club, no one had voiced any concerns about anyone, including the person they have left in charge. They both then went to the office and it was shortly after this that the second incident occurred. Mr Allott and Mr Thompson were asked why they had both taken the injured party home and who they had left in charge? They advised that they had taken the injured party home due to their partner being extremely upset and that they had left Mr Kershaw in charge. We queried why upon their return to the club no member of staff, including Mr Kershaw, had advised of the on-going problems with the male. Once they were aware he was still present, and as both were aware of this male from the first incident, we queried why they had not taken responsibility to remove him from the premise. It was stressed that it was staff,

management and security, to be responsible for carrying out their duties. Had they done this then, potentially, the attempt murder may not have occurred at the venue. Mr Allott said that after the first incident, the doorman had 'vouched' for the male, and allowed him back into the premise. I queried why the doorman would 'vouch' for an individual who had just been involved in a violent altercation. There was no answer to this question. I reiterated that after the first altercation all parties should have been ejected, and refused re-entry. If they had been able to gain entry, for whatever reason, then the responsibility was on the door staff and/or Mr Kershaw, to ask them to leave. If they felt unable to do so, then a call should have been made to the Police. If this course had been taken, Officers attending could have been advised of the problem to allow them to take appropriate action. Complaints were then received about this same individual who was intimidating staff and customers with no positive action being taken by security or the person left in charge. Lack of communication with security, management and staff upon the return of the DPS and manager enabled the individual to remain in the venue. It was agreed that a further meeting was to be arranged, to review paperwork and discuss further with all parties linked to the venue including Mr Palmer. Also discussed was the capability of Mr Allott remaining as DPS. They advised that they would be reviewing this. We then asked why these individuals had not been brought up at the pubwatch meeting, which had just taken place only 30 minutes previous. Their response was "that they never thought". We strongly recommended that they get in contact with the pubwatch chair, as soon as possible, to arrange for these individuals to be placed on pubwatch, and to alert other licensees regarding the incident and potential problems.

21. On the 24th December 2016, staff reported two males causing damage to the premise CCTV. When officers arrived, it transpired that one of the males was responsible for installing the CCTV some months ago, however was yet to be

paid. Manager stated that the venue was struggling and the debt was unable to be settled. An agreement was made with management and the CCTV was reinstalled.

22. On the 4th January 2017, meeting with Mr Palmer also present was Chief Inspector Mark James and Debbie Bailey. We raised concerns regarding the capability of Mr Allot in remaining as the DPS at the venue. This was reinforced by the fact that he had been unable to attend the meeting that day. Mr Palmer stated that he would address this with Mr Allott and the other managers at the venue. Serious concerns were raised in connection with how the first incident was managed on the 17.12.2016 and then the attempted murder. We advised that we had spoken with Mr Allott, Mr Thornton and Mr Thompson on the 21.12.2016 after Pubwatch, as, due to it being treated as a crime scene, they were unable to gain entry into the venue. We advised Mr Palmer of their version of events for the evening in question and highlighted these concerns. We advised that as both parties had been involved in the altercation, in our opinion, we felt that the ejected parties should then not have been allowed re-entry, as occurred on the night. We stated that the DPS and another manager should not have taken an injured party home, leaving only one member of 'management' working and one member of security. We stated the police received calls from anonymous females, who stated that they had been asked to ring the Police, by management, to request assistance to remove a male from the venue. This was because he was being intimidating to staff and customers, leaving them afraid. Mr Palmer was advised that on Mr Allott and Mr Thompson's return, none of this had been communicated to them and despite them seeing the male still in the venue, had not addressed this either. We addressed concerns with the security guard 'vouching' for the male and allowing him re-entry into the venue. Mr Palmer advised that what we had explained to him had been a very different version of the events, of that night, that had been given to him by premise management. Mr Palmer stated that

he was unable to answer our questions as to why management had left the venue, why there had been no communication between the management team regarding the conduct of customers and why the police had been called regarding this. Mr Palmer stated that he felt that they were correct in retaining one of the groups inside from the first altercation. I advised that I believed that both groups should have been ejected and then refused entry, especially as both groups were already outside, and with Police in attendance to deal with any issues. We stated that coupled with the lack of management and security staff at the venue, there was always an increased probability of an incident occurring at the venue. Had the incident been effectively managed then the male would not have been in the venue and the second incident could have been prevented in the premise. We stressed once more that we had serious concerns regarding the management at the venue and that should Mr Palmer be unable to alleviate our concerns, we would be left with no alternative but to again seek a review of the licence. There were two further incidents over the festive period, which Mr Palmer was advised of. Mr Palmer was advised that a further meeting would be arranged for the following week to speak with Mr Allott, Mr Thornton and himself regarding this matter due to their inability to attend that day.

23. On the 9th January 2017, telephone call received from Mr Allott. He advised that they had had a break in at the venue and everything had been stolen. Mr Allott advised that he could not afford to restock and put any further money into the business, therefore he "was done". He stated that he had a meeting with Mr Palmer that day where he would inform him that he wished to leave the venue and would contact me after this meeting to inform me of the outcome. Mr Allott queried how he could remove his name as the DPS, advice and details given.

24. On the 9th January 2017, telephone call received from Mr Allott, who advised that following his meeting with Mr Palmer, Mr Palmer had expressed that he wanted him to stay. Mr Allott stated that he had 99% made up his mind that he was going

to leave the venue. Mr Palmer had asked him to think about it and let him know by the following morning. I asked Mr Allott to keep me updated.

25. On the 10th January 2017, Debbie Bailey and I attended the arranged meeting at 11.00hrs as planned, Mr Palmer was stood outside the venue, in the doorway smoking a cigarette, and making no attempt to join us until nearly 11:20hrs. Whilst we were waiting for Mr Palmer to join us, Mr Allott advised that he still hadn't given an answer yet as to whether he was going to stay or not. When Mr Palmer did join us, Debbie asked him what his position was and whether there had been any development from his side. Mr Palmer's response to this was 'possibly'. We asked if he could expand on this, to which he stated that he 'might know more at the end of the week'. We asked to review their paperwork to find that they 'could not find' any further incident logs, producing four connected to the first incident and two that detailed the attempted murder. The four incident logs completed for the first incident, were of very poor quality, each having only brief statements, an example being named male 'threw punch in unprovoked attack'. (See refer to Appendix KG 2). We queried why the incident logs had not been completed, to which Mr Allott stated that staff had been taken away after the last incident to complete statements by police. I stated that when we had spoken with Mr Allott and Mr Thompson on the 21.12.2017, they believed that one of the males had not assaulted anyone but had been involved in the altercation. Mr Allott stated that he had not seen the male assault anyone, however a member of his staff did. I therefore stressed that this was even more reason for him to have been ejected and then refused re-entry. Mr Allott alleged that he had not known the state of his involvement otherwise, he would not have been allowed back in. Mr Allott alleged that the reason he had taken the injured party home was because in his opinion, the situation had calmed down and he needed to take a break. I advised that if the situation had calmed down, as he says, then it would have been more appropriate and responsible, to remain at the premise and make

ensure all incidents logs were completed with staff and that all paperwork was in place. It would have been at this time that they could have spoken with all staff and been made aware of what had occurred during the incident and people's involvement, thus allowing the relevant action to be taken i.e. ejections. Mr Allott acknowledged that this should have been done. We read out the list of concerns that Debbie and I had compiled (See refer to Appendix KG 3). Mr Allott stated that he had spoken with all members of staff and none had admitted to asking anyone to contact police on their behalf. We stated that it was not for us to decide whether this had occurred but it was a serious concern that the calls had been made and that the male remained in the venue. Mr Allott advised that he had spoken with his member of security, who stated that when police visited because of receiving the initial concerned call, he had stated that he was 'happy for the male to remain on his own behaviour'. I queried what 'his own behaviour' meant, to which Mr Allott stated that the doorman had vouched for him, and due to his calmer behaviour, he was happy for him to remain. We queried who had given the doorman the authority to make that decision. At this, they stated no authority had been left to the doorman. I then queried where the doorman had been positioned during this time, to which Mr Allott stated that he had been on the front door. I therefore asked how he could have known what the male's behaviour was like, as he would have been unable to witness his behaviour whilst he had been inside the venue, stressing that is why he should have spoken with management and staff. Mr Allott said that when he returned he had allowed the male to remain as in his opinion he seemed to be 'chilled'. I stated that in my opinion, and regardless of his immediate behaviour, he should still have been ejected from the venue due to his involvement in the first incident. I stressed that ultimately, this has highlighted a number of failings by staff, management and security and that Mr Allott, as the DPS, is held accountable for the day-to-day, effective, running of the premise. Whilst I spoke with Mr Allott and Mr Thornton, Mr Palmer called

Debbie to one side. Debbie advised me that Mr Palmer had alleged that Mr Allott's sister might be taking over the lease, or potentially another licensee from the town centre.

I believe that the contents of this statement are true and I understand it may be placed before the court.

I also understand that the contents of this statement may be shared with agencies working in partnership with the South Yorkshire Police.

Signed.....

Dated 23/01/2017 ..

EXHIBIT KC 1.

WHISPERS PRESENTS:

FETISH NIGHT

15TH NOVEMBER



WELL WE DECIDED TO DO A
FETISH NIGHT FOR ALL
LEATHER LACE FOOT BALL
KITS ROLE PLAY DRESS UP AS
LONG AS YOUR GENITALS AND
BOOBS ARE COVERED YPU
WILL BE ALLOWED TO ENTER

FREE ENTRANCE

12 A REGENT STREET BARNSELY



NO NUDITY



WHISPERS NIGHTCLUB

Bar staff incident form

Name of Bar staff: ADRIAN THOMPSON

Date of Incident: 18/12/16

Time of Incident: 1:15 AM

Name of person/s Involved(short Description):

[REDACTED] and a gypsy looking LAD

What Happened during the Incident:

Myself and [REDACTED] were sat in the office when heard screams. [REDACTED] ran into back bar where I saw a lad known as [REDACTED] covered in blood. I was told he was stabbed. Someone was giving assistance so called an ambulance and police ran back in back to offer any assistance I could but luckily we had a girl at party that was trained in first aid and a couple of other people helping so cleared people out of club and assisted police with enquiries.

Use back of page to continue

How it was Resolved:

An Ambulance took lad away

Signature Bar staff

Signature supervisor

Signature Door Staff if on Duty

Bar staff incident form

Name of Bar staff:

Date of Incident: 18/12/16

Time of Incident: 11/15/2017 11:00 AM - 11:00 AM

Name of person/s involved(short Description) :

What Happened during the Incident :

unprovoked attacked

...use back of page to continue

How It was Resolved :

Police called

Bar staff Incident Form

Name of bar staff: JAMES KERSHAW

Date of Incident: 17/12/16

Time of Incident: 11.17

Name of person(s) involved (short description)

Unknown

Unknown

What Happened during the Incident:

Fight broke out called for Dounell
Spud to break the fight up called for police

Use back of page to continue

How it was Resolved:

police was called

Signature Bar staff

Signature Supervisor

Signature Bar Staff on Duty

Day Staff Incident form

Date of Incident: 12/12/16

Time of Incident:

Name of person/s involved (short Description):

male (name unknown)

What Happened during the Incident:

Started a fight with male (name unknown) unprovoked attack

use back of page to continue

How it was Resolved:

police called

PARSONS INCIDENT FORM

Name of Bar Staff: A. Thompson

Date of Incident: 17/12/16

Time of Incident: 11:17

Name of person/s involved (short Description)

Got called to an incident in back room
Stock? Guy FIGHTING

What Happened during the incident

altercations in back bar HAD TO CALL
Police large Guy very aggressive
involving others in fight

use back of page to continue

How it was resolved

Police intervened

[REDACTED]
[REDACTED] [REDACTED] [REDACTED] [REDACTED]
1st INCIDENT 17 PM 1 1 16

STARTED IN BACK ROOM SPENT OUTSIDE
FRONT POLICE BROUGHT IN

CAME BACK INTO FRONT BAR ABOUT 1 HR LATER
STAYED ON OWN BEHAVIOUR

2nd INCIDENT

01.14 HRS 18 12 16

POLICE AND AMBULANCE ON SCENE
THROAT INJURY

18/12/16

EXHIBIT KG 3

Compiled by SYP and BMBC

- Since review in July 2016, there have been breaches of the conditions on the premise licence that were imposed at the review. This is a result of lack of information sent to SYP and BMBC for forthcoming events. A final warning was given to the DPS and Premise Licence Holder on the 24.10.2016 that any further breaches would result in the venue being taken back to review. When addressed with Premise Licence Holder, the failures were dismissed as administrative.
- **CONCERN** – Failure to carry out and comply with basic conditions of the licence.
- Constant failures to satisfy BMBC Health and Safety Officer of works that were discussed at the review in July 2016. H&S Officer still waiting for electrical certificate to satisfy completed works.
CONCERN – Failure to comply with concerns raised at the review hearing and to address threats to public safety.

Incident that occurred on the 17.12.2016 at 23:18.

- On the 9th December, email received from Angus advising of a 21st birthday party taking place at the venue, expecting 50 people and 1 doorman in attendance.
CONCERN
 1. Further information has been received from two independent sources that there were two parties being held at the venue on the 17.12.2016, the second of which we were not aware of (the second being 'Muscle Unit' Christmas party from Carlton).
 2. No increase in security staff
 3. Failure to notify BMBC and SYP of planned event.

The first report to Police reporting a disturbance at the location was from James the manager at 23:18, this was then followed by a further 3 separate calls from different individuals including the doorman to report fighting at the location.

Contact with DPS and manager on the 21.12.2016 confirmed the incident that involved two groups with parties known to them and each other. They advised that furniture was thrown across the room in the disturbance and that it quickly got out of control and spilled outside.

- DPS and manager then leave the venue to take injured party and his partner home to Shafton, leaving manager James Kershaw in charge.

CONCERN

1. Why had any injured party taken away from a potential crime scene?
 2. Why did both managers leave the venue, when it was still potentially volatile and take it upon themselves to take the injured party home.
- Two further phone calls to Police (one at 23:42, the other at 23:55) both stating that they have been asked to call on behalf of the manager, requesting assistance to remove a male from the venue who has returned and who is intimidating people and is refusing to leave. The second call details that when Police Officers attended the first time, the 'male hid round

the back of the nightclub'. They state that they are scared of him and that he was intimidating stating that he was like a 'light switch' and wanted him removing.

CONCERN

1. Why had the male being allowed re-entry into the venue after already being involved in the initial altercation that occurred at 23:18.
2. DPS/manager confirmed that he had been involved in the altercation, however had been allowed back in by the security guard initially saying that he had 'vouched' for him. Why would a doorman 'vouch' for any individual who had already been involved in an altercation?
3. Why did members of the public have to contact the Police on behalf of management?
4. When the Police arrived after the initial call asking for assistance to remove the problematic male, why was he not identified to Officers by security or management.
5. Lack of communication between managers/DPS - as upon the return neither the DPS nor Manager claimed that they had been notified of the problems that occurred in their absence.
6. Why upon their return and them admitting that they also witnessed the male still in their venue (after acknowledging that he had been involved in the first incident) did they not ask him to leave themselves?
7. Where was the security guard in the DPS' absence and why did he not ask the male to leave?
8. Severe lack of communication between all parties involved including security staff. Why did the DPS and manager not speak with the security guard and remaining manager on their return to get an update after being absent for approximately 50 minutes.
9. Why did the DPS and manager upon their return to the venue, go into the office still leaving only James downstairs?

Above evidence of poor management with no-one taking responsibility for the premise, for events occurring within nor for the safety of the public or indeed the rest of the staff.

Whispers/Whispers Lounge 12A Regent Street, Barnsley

Update of events since previous Licence Review Hearing held on 12 July 2016

I am employed by Barnsley Metropolitan Borough Council (the council) and the council has appointed me as an inspector for the purposes of the Health and Safety at Work etc. Act 1974. I am an Environmental Health Officer with over 25 years' experience as a specialist in health and safety; with a BSc in Environmental Health; an MSc in Occupational Safety and Health I am also a Chartered Environmental Health Practitioner.

During a Licence Review Hearing held by the council on **12 July 2016** I was handed an electrical inspection record EICR IPN4C/01158589 submitted by **Mr Christopher Palmer**, director of **Springchoice Leisure Limited (Appendix SRB1)**. This record showed that although the majority of electrical circuits at the nightclub had been checked and were safe there remained a number of circuits that had neither been identified nor checked for safety by the electrician.

I expressed my concern that these circuits could present a danger to members of the public using the premises and **Mr Palmer** assured the hearing on **12 July 2016** that these unidentified circuits would be permanently electrically isolated if they were not required by the business, or traced and made safe.

Following the hearing I sent an email to **Ian Greenwood** of **Whittaker Electrical Limited** on **21 July 2016** with reference to EICR IPN4C/01158589 **Whispers** which he had signed and I posed a number of questions about his findings. I include the most relevant question below with the answer provided by **Mr Greenwood** in his email response on **22 September 2016 (Appendix SRB2)**:

At Section F on page 2, eight observations are listed. You have stated for five of these (1,2,5,6 &7) '**COULD NOT IDENTIFY CIRCUITS.**'

For each of these circuits please state whether it remains energised and give your reasons for not requiring further investigation.

Answer provided by **Mr Greenwood**: the breaker was left switched off but the cables still connected to the mcb

It is known from evidence given at the previous hearing that many alterations had been carried out by previous tenants who were not competent to carry out such work. When I spoke with **Ian Greenwood** he told me that it is not possible to know whether the circuits marked '**COULD NOT IDENTIFY CIRCUITS**' are safe and if they serve the public area customers may be put in danger.

On **22 September 2016** I visited **Whispers** and met **Craig Allott** and **Angus Thornber**, the two men were the directors of **Thornber and Allott Limited** which operates **Whispers**. I checked the mini circuit breakers (MCB) and found all of the unidentified circuits were switched on (**Appendix SRB3**). **Angus Thornber** turned these off while I was present and he promised to have them "blanked off". **Craig Allott** told me that he would email the electrician's report.

On **17 October 2016** I visited without appointment and I met **Adrian Thompson** (also known as Tommo), the Bar Manager. He told me that the electrical work had not been done. I spoke on the telephone with **Craig Allott** who told me that he would email me on **Wednesday 19 October 2016** with an explanation of what has been done.

On **9 November 2016** I formally wrote to **Thornber and Allott Limited (Appendix SRB4)** and on **21 November 2016** I also wrote to **Springchoice Leisure Limited** in its capacity as entertainment licence holder and landlord to ensure that it was aware that I had written to the operators of **Whispers** and to make clear that the electrical safety concerns referred to may affect public safety and hence the entertainment licence (**Appendix SRB5**).

Mr Palmer rang on **24 November 2016** and left a message on my answerphone in which he said that he had received my letter. He said, "I have just spoken to my tenants who tell me that most of the work is now complete"

On Monday **28 November 2016** I posted a further letter to the **Thornber and Allott Limited (Appendix SRB6)**.

On **14 December 2016** I met with **Angus Thornber** at **Whispers**. He told me that **no work had been carried out on the electrical system** and he assured me that they were all **switched off**. I checked these with **Mr Thornber** and found the two unidentified circuits on distribution board DBA were in fact **switched on**. Mr Thornber told me that one of these circuits has been identified as the fire door roller shutter motor circuit (see photo **Appendix SRB7**). This circuit is clearly required to open the fire escape route which is an area that could be used by members of the public.

Despite my repeated attempts to obtain evidence that the electrical safety checks on the unidentified circuits has been carried out, the circuits have still not been tested, they have been found to be switched on more than once and at least one has been found to serve the public area.

I have discussed my concerns with colleagues in the council Licensing team and I understand that they have also asked for evidence that the electrical system has been made safe but I have received no such evidence. I have given ample opportunity for both the premises licence holder and the designated premises supervisor to provide the reassurance that the electrical circuits have been made safe. I have been told several times, by **Mr Thornber**, **Mr Allott** or **Mr Palmer** that works have been done when they have not and I therefore have no confidence in the ability of the licence holder to ensure that the public are protected from harm.

I understand that the premises are not currently open to the public but I will expect to see documentary evidence that the electrical system is safe for members of the public before it next opens.

Stephen Butler 1 February 2017

ELECTRICAL INSTALLATION CONDITION REPORT

Contractor's Reference Number

CRN/ 19493

Issued in accordance with *British Standard 7671 - Requirements for Electrical Installations* by an
Approved Contractor or Conforming Body enrolled with NICEIC, Warwick House, Houghton Hall Park,
Houghton Regis, Dunstable LU5 5ZX

A. DETAILS OF THE CLIENT

Client

WHISPERS

Address: 12A Regent Street
Barnsley
South Yorkshire

Postcode: S70 2HG

B. PURPOSE OF THE REPORT

This report must be used only for reporting on the condition of an existing installation.

Purpose for which
this report is required: Insurance

Date(s) on which inspection and testing were carried out: 01/06/2016 -- 07/07/2016

C. DETAILS OF THE INSTALLATION

Occupier: WHISPERS

Address: 12A Regent Street
Barnsley
South Yorkshire

Postcode: S70 2HG

Estimated age of the
electrical installation: 20 years Description of premises: domestic, commercial, Commercial Evidence of alterations
or additions If yes,
estimated age years

Date of previous
inspection: 04/05/2016 Electrical Installation Certificate No or previous
Periodic Inspection or Condition Report No: IPN4C/01045485

Records of installation available: yes

Records held by: WHITTAKERS

D. EXTENT OF THE INSTALLATION AND LIMITATIONS ON THE INSPECTION AND TESTING

Extent of the electrical installation covered by this report

Fixed wiring only

Agreed limitations including the reasons, if any, on the inspection and testing

2 BOARDS UPSTAIRS DISCONNECTED FROM DBA

Agreed with:

Operational limitations including the reasons (see page No.)

The inspection and testing have been carried out in accordance with BS 7671, as amended. Cables concealed within trunking and conduits, or cables and conduits
concealed under floors, in inaccessible roof spaces and generally within the fabric of the building or underground, have not been visually inspected unless
specifically agreed between the client and inspector prior to the inspection.

E. SUMMARY OF THE CONDITION OF THE INSTALLATION

General condition of the installation (in terms of electrical safety):

SATISFACTORY

Summary of the condition of the installation continued on additional pages? No ☒ Yes Specify page No(s):

Overall assessment
of the installation:

SATISFACTORY

(Delete as appropriate)

* An 'Unsatisfactory' assessment indicates that dangerous (CODE C1) and/or potentially
dangerous (CODE C2) conditions have been identified, or that Further investigation without
delay (FI) is required

This report should have been reviewed and confirmed by the registered Qualified Supervisor
of the Approved Contractor responsible for issuing it. (See declaration on page 2)

Page 1 of

22

This report is based on the model forms shown in Appendix 6 of BS 7671
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IPN4C/1

Please see the 'Notes for Recipients'
on the reverse of this page.

Original (To the person ordering the work)

Check your certificate is genuine, go to www.checkmyniceicert.com and put in the certificate number

NOTES FOR RECIPIENTS

THIS ELECTRICAL INSTALLATION CONDITION REPORT IS AN IMPORTANT AND VALUABLE DOCUMENT WHICH SHOULD BE RETAINED FOR FUTURE REFERENCE

The purpose of periodic inspection is to determine, so far as is reasonably practicable, whether an electrical installation is in a satisfactory condition for continued service (see Section E and G). This report provides an assessment of the condition of the electrical installation identified overleaf at the time it was inspected and tested, taking into account the stated extent of the installation and the limitations of the inspection and testing.

The report identifies any damage, deterioration, defects and/or conditions found by the inspector which may give rise to danger (see Section F), together with any items for which improvement is recommended.

If you were the person ordering this report, but not the user of the installation, you should pass this report, or a full copy of it including these notes, the schedules and additional pages (if any), immediately to the user.

This report should be retained in a safe place and shown to any person inspecting or undertaking further work on the electrical installation in the future. If you later vacate the property, this report will provide the new user with an assessment of the condition of the electrical installation at the time the periodic inspection was carried out.

Where the installation incorporates residual current devices (RCDs), there should be a notice at or near the distribution board stating that they should be tested quarterly. **FOR SAFETY REASONS, IT IS IMPORTANT THAT YOU CARRY OUT THE TEST REGULARLY.**

For safety reasons, the electrical installation should be re-inspected at appropriate intervals by a skilled person or persons, competent in such work. The recommended date by which the next inspection should be carried out is stated in Section I of this report. There should also be a notice at or near the main switchboard or consumer unit indicating when the next inspection of the installation is due. NICEIC* recommends that you engage the services of an Approved Contractor for the inspection.

This report has been issued in accordance with the national standard for the safety of electrical installations, British Standard 7671 (as amended) – *Requirements for Electrical Installations*.

Only an NICEIC Approved Contractor or Conforming Body is authorised to issue this NICEIC Electrical Installation Condition Report form.

You should have received the report marked 'Original' and the Approved Contractor should have retained the report marked 'Duplicate'.

The report consists of at least eight numbered pages. Additional numbered pages may have been provided to permit further relevant information relating to the installation to be recorded. For installations having more than one distribution board or more circuits than can be recorded on Pages 7 and 8, one or more additional *Schedules of Circuit Details and Schedules of Test Results* should form part of the report. The report is invalid if any of the pages identified in Section H are missing. The report has a printed seven-digit serial number, which is traceable to the Approved Contractor to which it was supplied by NICEIC.

This report form is intended to be issued only for the purpose of reporting on the condition of an existing electrical installation. The report should identify, so far as is reasonably practicable and having regard to the extent and limitations recorded in Section D, any damage, deterioration, defects, dangerous conditions and any non-compliances with the requirements of the national standard for the safety of electrical installations which may give rise to danger, together with any items for which improvement is recommended.

The report should not have been issued to certify that new electrical installation work complies with the requirements of the national safety standard. An 'Electrical Installation Certificate', a 'Domestic Electrical Installation Certificate' or a 'Minor Electrical Installation Works Certificate' (as appropriate) should be issued for the certification of new installation work.

This report should not have been issued for an electrical installation in a potentially explosive atmosphere (hazardous area) unless the Approved Contractor holds an appropriate extension to NICEIC enrolment for such work.

* NICEIC is operated by Certsure LLP, a partnership between the Electrical Contractors' Association and the charity, Electrical Safety First. NICEIC maintains and publishes registers of electrical contractors that it has assessed against particular scheme requirements (including the technical standard of electrical work).

For further information about electrical safety and how NICEIC can help you, visit www.niceic.com

continued on the reverse of page 3

GUIDANCE FOR RECIPIENTS ON THE CLASSIFICATION CODES

Only one Classification code should have been given for each recorded observation.

Classification code C1 (*Danger present*)

Where an observation has been given a Classification code C1, the safety of those using the installation is at risk and immediate remedial action is required.

The person responsible for the maintenance of the installation is advised to take action without delay to remedy the observed deficiency in the installation, or to take other appropriate action (such as switching off and isolating the affected part(s) of the installation) to remove the danger. The NICEIC Approved Contractor issuing this report will be able to provide further advice.

NICEIC makes available 'Electrical Danger Notification' forms to enable inspectors to record, and then to communicate to the person ordering the report, any dangerous condition discovered.

Classification code C2 (*Potentially dangerous*)

Classification code C2 indicates that, whilst those using the installation may not be at immediate risk, **urgent remedial action is required to remove potential danger**. The NICEIC Approved Contractor issuing this report will be able to provide further advice.

Classification code C3 (*Improvement recommended*)

Where an observation has been given a Classification code C3, the inspection and/or testing has revealed a non-compliance with the current safety standard which, whilst not presenting immediate or potential danger, would result in a significant safety improvement if remedied. Careful consideration should be given to the safety benefits of improving these aspects of the installation. The NICEIC Approved Contractor issuing this report will be able to provide further advice.

It is important to note that the recommendation given at Section I of this report (Next Inspection) for the maximum interval until the next inspection is conditional upon all items which have been given a Classification code C1 and code C2 being remedied immediately and as a matter of urgency, respectively.

It would not be reasonable for the inspector to indicate that the installation is in a satisfactory condition if any observation in this report has been given a code C1 or code C2 classification.

Code FI (*Further investigation required without delay*)

It should usually be possible for the inspector to attribute a Classification code to each observation without indicating a need for further investigation.

However, where 'FI' has been entered against an observation the inspector considers that further investigation of that observation is likely to reveal danger or potential danger that, due to the agreed extent or limitations of the inspection and/or testing, could not be fully identified at the time.

It would not be appropriate for the inspector to indicate that the installation is in a satisfactory condition if there is reasonable doubt as to whether danger or potential danger exists. Consequently, where the inspector has indicated 'Further investigation required without delay' (FI) the overall assessment of the installation (Section E) should be marked as 'Unsatisfactory'.

If the inspector has indicated that an observation requires further investigation without delay, the person ordering this report is advised to arrange for the NICEIC Approved Contractor issuing the report (or another skilled person or persons competent in such work) to undertake further examination of that aspect of the installation as a matter of urgency, to determine whether or not danger or potential danger exists.

Further information

Further information on the application of Classification codes, primarily aimed at inspectors but of possible interest to persons ordering condition reports, can be found in Electrical Safety First's Best Practice Guide entitled *Electrical installation condition reporting: Classification Codes for domestic and similar electrical installations*. The guide can be viewed or downloaded free of charge from www.electricalsafetyfirst.org.uk

NOTES FOR RECIPIENTS

(continued from the reverse of page 1)

Section D (*Extent and limitations*) should identify fully the extent of the installation covered by this report and any limitations on the inspection and testing. The inspector should have agreed these aspects with the person ordering the report and with other interested parties (licensing authority, insurance company, mortgage provider and the like) before the inspection was carried out. Some operational limitations may have been encountered during the inspection such as inability to gain access to parts of the installation or to an item of equipment. The inspector should have noted any such limitations in Section D. It should be noted that the greater the limitations applying to a report, the less its value from the safety aspect.

A declaration of the overall condition of the installation should have been given by the inspector in Section G of the report. The declaration must reflect the statement given in Section E, which summarises the observations and recommendations made in Section F. Where one or more observations have been made in Section F, the Classification code given to each by the inspector indicates the degree of urgency with which remedial action needs to be taken to restore the installation to a safe working condition.

Where the inspector has indicated an observation as code C1 (*danger present*) the safety of those using the installation is at risk, and it is recommended that a skilled person competent in electrical installation work undertakes the necessary remedial work immediately.

Where the inspector has indicated an observation as code C2 (*potentially dangerous*) the safety of those using the installation may be at risk, and it is recommended that a skilled person competent in electrical installation work undertakes the necessary remedial work as a matter of urgency.

Where the inspector has indicated that an item requires further investigation (FI), the investigation should be carried out without delay to determine whether danger or potential danger exists. For further guidance on the Classification codes, please see the reverse of page 2.

Where the installation can be supplied by more than one source, such as the public supply and a standby generator or microgenerator, the number of sources should have been recorded in Section K *Supply Characteristics and Earthing Arrangements* on page 3 of the report, and the *Schedule of Test Results* compiled accordingly.

Where inadequacies in the electricity distributor's or supplier's equipment have been observed (Section 1 of the inspection schedule), the person ordering the inspection should inform the distributor and/or supplier as appropriate.

Should the person ordering this report have reason to believe that it does not reasonably reflect the condition of the electrical installation reported on, that person should in the first instance raise the specific concerns in writing with the Approved Contractor. If the concerns remain unresolved, the person ordering this report may make a formal complaint to NICEIC, for which purpose a complaint form is available on request.

The complaints procedure offered by NICEIC is subject to certain terms and conditions, full details of which are available upon application. NICEIC does not investigate complaints relating to the operational performance of electrical installations (such as lighting levels), or to contractual or commercial issues (such as time or cost).

ELECTRICAL INSTALLATION CONDITION REPORT

F. OBSERVATIONS AND RECOMMENDATIONS FOR ACTIONS TO BE TAKEN

Referring to the attached schedules of inspection and test results, and subject to the limitations at D:

There are no items adversely affecting electrical safety

or

The following observations and recommendations for action are made:

✓

[illegible]

Additional pages? No ☒ Yes ☐ Specify page No(s)

† One of the following codes, as appropriate, has been allocated to each of the observations made above to indicate to the person(s) responsible for the installation the degree of urgency for remedial action:

Code C1 'Danger present'. Risk of injury. Immediate remedial action required

Code C2 'Potentially dangerous'. Urgent remedial action required

Code C3 *'Improvement recommended'.*

Code FI *'Further investigation required without delay'.*

**Immediate remedial action
required for items:**

Urgent remedial action required for items:

Further investigation required without delay for items:

Improvement recommended for items: 1-8

Please see the reverse of this page for guidance regarding the Classification codes.

G. DECLARATION

I/We, being the person(s) responsible for the inspection and testing of the electrical installation (as indicated by my/our signatures below), particulars of which are described on page 1 (see C), having exercised reasonable skill and care when carrying out the inspection and testing, hereby declare that the information in this report, including the observations (see F) and the attached schedules (see H), provides an accurate assessment of the condition of the electrical installation taking into account the stated extent of the installation and the limitations of the inspection and testing (see D).

I/We further declare that in my/our judgement, the overall assessment of the installation in terms of its suitability for continued use is

SATISFACTORY / [REDACTED] (see F) at the time the inspection was carried out, and that it should be further inspected as recommended (see I).

Delete as appropriate

* An 'Unsatisfactory' assessment indicates that dangerous (CODE C1) and/or potentially dangerous (CODE C2) conditions have been identified, or that Further investigation without delay (FI) is required.

INSPECTION, TESTING AND ASSESSMENT BY:

REPORT REVIEWED AND CONFIRMED BY:

Signature:

Signature: [Signature]

Name: I GREENWOOD
(CAPITALS)

Name: I GREENWOOD

(Registered Qualified Supervisor for the Approved Contractor at J)

Position: Q MANAGER

Date: 08/07/2016

Date: 08/07/2016

ELECTRICAL INSTALLATION CONDITION REPORT

H. SCHEDULES AND ADDITIONAL PAGES

Inspection Schedule: Page(s) No 4, 5, 6

Additional pages, including additional source(s) data sheets

Page No(s)

Schedule of Circuit Details for the Installation: Page No(s) 7, 11, 13, 15, 17, 19, 21, 23

Schedule of Test Results for the Installation: Page No(s)

8, 10, 12, 14, 16, 18, 20, 22, 24

The pages identified are an essential part of this report. The report is valid only if accompanied by all the schedules and additional pages identified above.

I. NEXT INSPECTION

I/We recommend that this installation is further inspected and tested after an interval of not more than 5 YEARS

(Enter interval in terms of years, months or weeks, as appropriate)

provided that any items at F which have been attributed a Classification code C1 (danger present) are remedied immediately and that any items which have been attributed a code C2 (potentially dangerous) or F1 (further investigation required without delay) are remedied or investigated respectively as a matter of urgency. Items which have been attributed a Classification code C3 should be improved as soon as practicable (see F).

J. DETAILS OF NICEIC APPROVED CONTRACTOR

Trading title: Whittaker Electrical Ltd

Address: 214 Pontefract Road
Barnsley

Telephone number: 01226 244299

Email address: iangreenwood1@btconnect.com



Enrolment number:
(Essential information)

0 1 9 4 9 3

Postcode: S71 5PN

Branch number:
(if applicable)

0 0 0

K. SUPPLY CHARACTERISTICS AND EARTHING ARRANGEMENTS

Characteristics of primary supply overcurrent protective device(s)

System type(s)	Number and type of live conductors				Nature of supply parameters				Characteristics of primary supply overcurrent protective device(s)	
TNS: N/A	a.c.	✓	d.c.		Nominal voltage(s), $U^{(1)}$	400	V	$U_s^{(1)}$ 230	V	BS(EN) 88
TNCS: ✓	1-phase (2-wire) N/A	1-phase (3-wire) N/A	2-pole N/A		Nominal frequency, $f^{(1)}$	50	Hz	Notes (1) by enquiry (2) by enquiry or by measurement (3) where more than one supply, record the higher or highest values (4) by measurement	Type	gG
TNC: N/A	2-phase (3-wire) N/A		3-pole ✓		Prospective fault current, $I_{pf}^{(2)(3)}$	0.94	kA		Rated current	200 A
TT: N/A	3-phase (3-wire) N/A	3-phase (4-wire) ✓	other		External earth fault loop impedance, $Z_o^{(3)(4)}$	0.21	Ω		Short-circuit capacity	33 kA
IT: N/A	Other	Please state			Number of sources	1			Confirmation of supply polarity	✓ (✓)

L. PARTICULARS OF INSTALLATION AT THE ORIGIN

Means of earthing			Details of installation earth electrode (where applicable)			
Distributor's facility: ✓	Type (eg rod(s), tape(s) etc)		Location			
Installation earth electrode: N/A	Electrode resistance, R_A		(Ω)	Method of measurement		
Main Switch/Switch-Fuse/Circuit-Breaker/ RCD				Earthing and protective bonding conductors		
Type: BS(EN) 60947-3	Voltage rating 400	V		Earth conductor	Main protective bonding conductors	Bonding of extraneous-conductive-parts (✓)
No of poles 3	Rated current, I_n 200	A		Conductor material copper	Conductor material copper	Water installation pipes ✓ Lightning protection N/A
Primary supply conductors material copper	RCD operating current, $I_{\Delta n}^*$ N/A	mA		Conductor csa 25	Conductor csa 16	Oil installation pipes N/A Structural steel N/A
Primary supply conductors csa 50	Rated time delay* N/A	ms		Connection/continuity verified ✓ (✓)	Connection/continuity verified ✓ (✓)	Gas installation pipes ✓
	RCD operating time (at $I_{\Delta n}^*$) N/A	ms				Other

* (applicable only where an RCD is suitable and is used as a main circuit-breaker)

ELECTRICAL INSTALLATION CONDITION REPORT

INSPECTION SCHEDULE FOR DISTRIBUTION BOARDS AND CIRCUITS

Item	Description	Outcome*	Location reference
1.0	Condition/adequacy of distributor's/supply intake equipment†		
1.1	Service cable	✓	
1.2	Service head	✓	
1.3	Distributor's earthing arrangement(s)	✓	
1.4	Meter tails – Distributor/ Consumer	✓	
1.5	Metering equipment	✓	
1.6	Means of main isolation (where present)	N/A	
2.0	Presence of adequate arrangements for parallel or switched alternative sources		
2.1	Adequate arrangements where a generating set operates as a switched alternative to the public supply	N/A	
2.2	Adequate arrangements where a generating set operates in parallel with the public supply	N/A	
3.0	Automatic disconnection of supply		
3.1	Main earthing and bonding arrangements		
	• Presence and condition of distributor's earthing arrangement	✓	
	• Presence and condition of earth electrode arrangement	N/A	
	• Adequacy of earthing conductor size	✓	
	• Adequacy of earthing conductor connections	✓	
	• Accessibility of earthing conductor connections	✓	
	• Adequacy of main protective bonding conductor size(s)	✓	
	• Adequacy of main protective bonding conductor connections	✓	
	• Accessibility of main protective bonding connections	✓	
	• Accessibility and condition of other protective bonding connections	✓	
	• Provision of earthing/bonding labels at all appropriate locations	✓	
3.2	FELV		
	• Source providing at least simple separation	N/A	
	• Plugs, socket-outlets and the like not interchangeable with those of other systems within the premises	N/A	
3.3	Reduced low voltage		
	• Adequacy of source	N/A	
	• Plugs, socket-outlets and the like not interchangeable with those of other systems within the premises	N/A	
4.0	Other methods of protection (where the methods of protection listed below are employed, details should be provided on separate sheets)		
4.1	Double insulation	✓	
4.2	Reinforced insulation	✓	
4.3	Use of obstacles	N/A	
4.4	Placing out of reach	N/A	
4.5	Non-conducting location	N/A	
4.6	Earth-free local equipotential bonding	N/A	
4.7	Electrical separation for more than one item of equipment	✓	
5.0	Distribution equipment		
5.1	Adequacy of working space/accessibility of equipment	✓	
5.2	Security of fixing	✓	
5.3	Condition of insulation of live parts	✓	
5.4	Adequacy/security of barriers	✓	
5.5	Condition of enclosure(s) in terms of IP rating	✓	
5.6	Condition of enclosure(s) in terms of fire rating	✓	
5.7	Enclosure not damaged/deteriorated so as to impair safety	✓	
5.8	Presence of main switch(es), linked where required	N/A	
5.9	Operation of main switch(es) (functional check)	✓	
5.10	Correct identification of circuit protective devices	✓	
5.11	Adequacy of protective devices for prospective fault current	✓	
5.12	RCD(s) provided for fault protection – includes RCBOs	✓	
5.13	RCD(s) provided for additional protection – includes RCBOs	✓	

* All Outcome boxes must be completed.

✓ indicates Acceptable condition

LIM indicates a Limitation

N/A indicates Not applicable

Unacceptable condition state C1 or C2

Improvement recommended state C3

Further investigation required without delay state F1
(to determine whether danger or potential danger exists)

Outcome

Provide additional comment where appropriate on attached numbered sheets. C1, C2, C3 and F1 coded items to be recorded in Section F of the report.

† Where inadequacies in distributor's equipment are encountered, it is recommended that the person ordering the report informs the appropriate authority.

ELECTRICAL INSTALLATION CONDITION REPORT

INSPECTION SCHEDULE FOR DISTRIBUTION BOARDS AND CIRCUITS

Item	Description	Outcome*	Location reference
5.14	RCD(s) provided for protection against fire – includes RCBOs	✓	
5.15	Manual operation of circuit-breakers and RCDs to prove disconnection	✓	
5.16	Presence of RCD retest notice at or near equipment where required	✓	
5.17	Presence of diagrams, charts or schedules at or near equipment, where required	✓	
5.18	Presence of non-standard (mixed) cable colour warning notice at or near equipment where required	✓	
5.19	Presence of alternative/additional supply arrangement warning notice(s) at or near equipment where required	N/A	
5.20	Presence of replacement next inspection recommendation label	✓	
5.21	Presence of other required labelling (<i>specify</i>)	N/A	
5.22	Examination of protective device(s) and base(s), correct type and rating (<i>no signs of unacceptable thermal damage, arcing or overheating</i>)	✓	
5.23	Single-pole switching or protective devices in line conductors only	✓	
5.24	Protection against mechanical damage where cables enter equipment	✓	
5.25	Protection against electromagnetic effects where cables enter metallic enclosures	✓	
6.0	Distribution/final circuits		
6.1	Identification of conductors	✓	
6.2	Cables correctly supported throughout their length	✓	
6.3	Condition of insulation of live parts	✓	
6.4	Non-sheathed cables protected by enclosure in conduit, ducting or trunking	✓	
6.5	Suitability of containment systems for continued use (<i>including flexible conduit</i>)	✓	
6.6	Cables correctly terminated in enclosures (<i>indicate extent of sampling in Section D of report</i>)	✓	
6.7	Confirmation of indication that SPD(s) are functional	N/A	
6.8	Confirmation that ALL conductor connections, including connections to busbars are correctly located in terminals and are tight and secure	✓	
6.9	Examination of cables for signs of unacceptable thermal and mechanical damage/deterioration	✓	
6.10	Adequacy of cables for current-carrying capacity with regard to the type and nature of installation	✓	
6.11	Adequacy of protective devices; type and rated current for fault protection	✓	
6.12	Presence and adequacy of circuit protective conductors	✓	
6.13	Co-ordination between conductors and overload protective devices	✓	
6.14	Cable installation methods/practices appropriate to the type and nature of installation and external influences	✓	
6.15	Cables where exposed to direct sunlight, of a suitable type	N/A	
6.16	Cables installed under floors, above ceilings, in walls / partitions, adequately protected against damage		
	• installed in prescribed zones (see Section D. Extent and limitations)	✓	
	• incorporating earthed armour or sheath, or installed within earthed wiring system, or otherwise protected against mechanical damage by nails, screws and the like (see Section D. Extent and limitations)	✓	
6.17	Provision of additional protection by 30 mA RCD		
	• † for mobile equipment not exceeding a rating of 32 A for use outdoors	✓	
	• † for all socket-outlets of rating 20 A or less, unless exempt	✓	
	• † for cables installed in walls / partitions at a depth of less than 50 mm	✓	
	• † for cables installed in walls / partitions containing metal parts regardless of depth	✓	
6.18	Provision of fire barriers, sealing arrangements and protection against thermal effects	✓	
6.19	Band II cables segregated/separated from Band I cables	✓	
6.20	Cables segregated/separated from non-electrical services	✓	
6.21	Termination of cables at enclosures (<i>identify numbers and locations of items inspected in Section D</i>)		
	• Connections under no undue strain	✓	
	• No basic insulation of a conductor visible outside an enclosure	✓	
	• Connections of live conductors adequately enclosed	✓	
	• Adequacy of connection at point of entry to enclosure (<i>gland, bush or similar</i>)	✓	
6.22	General condition of wiring systems	✓	
6.23	Temperature rating of cable insulation	✓	
6.24	Condition of accessories including socket-outlets, switches and joint boxes	✓	
6.25	Suitability of accessories for external influences	✓	
6.26	Single-pole switching or protective devices in line conductors only	✓	
6.27	Adequacy of connections, including cpcs, within accessories and to fixed and stationary equipment – identify /record numbers and locations of items inspected	✓	

† Note: Older installations designed prior to BS 7671:2008 may not have been provided with RCDs for additional protection

* All Outcome boxes must be completed.

✓ indicates Acceptable condition

'LIM' indicates a Limitation

'N/A' indicates Not applicable

Unacceptable condition state C1 or C2

Improvement recommended state C3

Further investigation required without delay state F1
(to determine whether danger or potential danger exists)

Outcome

Provide additional comment where appropriate on attached numbered sheets. C1, C2, C3 and F1 coded items to be recorded in Section F of the report.

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ELECTRICAL INSTALLATION CONDITION REPORT

INSPECTION SCHEDULE FOR DISTRIBUTION BOARDS AND CIRCUITS

Item	Description	Outcome*	Location reference
7.0	Isolation and switching		
7.1	Isolators		
	• presence and condition of appropriate devices	✓	
	• acceptable location (state if local or remote)	✓	
	• capable of being secured in the OFF position	✓	
	• correct operation verified	✓	
	• clearly identified by position and/or durable marking(s)	✓	
	• Warning label posted in situations where live parts cannot be isolated by the operation of a single device	✓	
7.2	Switching off for mechanical maintenance		
	• presence and condition of appropriate devices	✓	
	• acceptable location	✓	
	• capable of being secured in the OFF position	✓	
	• correct operation verified	✓	
	• clearly identified by position and/or durable marking(s)	✓	
7.3	Emergency switching/stopping		
	• presence and condition of appropriate devices	N/A	
	• readily accessible for operation where danger might occur	N/A	
	• correct operation verified	N/A	
	• clearly identified by position and/or durable marking(s)	N/A	
7.4	Functional switching		
	• presence and condition of appropriate devices	✓	
	• correct operation verified	✓	
8.0	Current-using equipment (<i>permanently connected</i>)		
8.1	Condition of equipment in terms of IP rating	✓	
8.2	Equipment does not constitute a fire hazard	✓	
8.3	Enclosure not damaged/deteriorated so as to impair safety	✓	
8.4	Suitability for the environment and external influences	✓	
8.5	Security of fixing	✓	
8.6	Cable entry holes in ceiling above luminaires, sized or sealed so as to restrict the spread of fire (<i>indicate extent of sampling in Section D of report</i>)	✓	
8.7	Recessed luminaires (e.g. downlighters)		
	• correct type of lamps fitted	✓	
	• installed to minimise build-up of heat by use of "fire rated" fittings, insulation displacement box or similar	✓	
	• no signs of overheating to surrounding building fabric	✓	
	• no signs of overheating to conductors/terminations	✓	
9.0	Location(s) containing a bath or shower		
9.1	Additional protection by RCD not exceeding 30 mA		
	• for low voltage circuits serving the location	✓	
	• for low voltage circuits passing through Zone 1 and Zone 2 not serving the location	✓	
9.2	Where used as a protective measure, requirements for SELV or PELV are met	N/A	
9.3	Shaver sockets comply with BS EN 61558-2-5 or BS 3535	N/A	
9.4	Presence of supplementary bonding conductors unless not required by BS 7671: 2008	✓	
9.5	Low voltage (e.g. 230 volts) socket-outlets sited at least 3 m from zone 1	✓	
9.6	Suitability of equipment for external influences for installed location in terms of IP rating	✓	
9.7	Suitability of equipment for installation in a particular zone	✓	
9.8	Suitability of current-using equipment for a particular position within the location	✓	
10.0	Other special installations or locations		
	List special locations present, if any. List the results of particular inspections applied (a separate page is required for each location).	✓	

* All Outcome boxes must be completed.

✓ indicates Acceptable condition

'LIM' indicates a Limitation

'N/A' indicates Not applicable

Unacceptable condition state C1 or C2

Improvement recommended state C3

Further investigation required without delay state F1
(to determine whether danger or potential danger exists)

Outcome

Provide additional comment where appropriate on attached numbered sheets. C1, C2, C3 and F1 coded items to be recorded in Section F of the report.

SCHEDULE OF CIRCUIT DETAILS FOR THE PRIMARY DISTRIBUTION BOARD

TO BE COMPLETED IN EVERY CASE	TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED DIRECTLY TO THE ORIGIN OF THE INSTALLATION*
Location of distribution board: SIDE ENTRANCE CUPBOARD	Supply to distribution board is from: No of phases: Nominal voltage: V
Distribution board designation: DB-A	Overcurrent protective device for the distribution circuit: Associated RCD (if any): BS (EN) RCD No of poles: I _{Δn} mA
	Type: BS (EN) Rating: A

CIRCUIT DETAILS													
Circuit number and line	Circuit designation	Type of wiring (see code below)	Reference method	Number of points served	Circuit conductors: csa		Max disconnection time permitted by BS 7671 (s)	Overcurrent protective devices				RCD	
					Live	cpc		BS (EN)		Type	Rating (A)	Short-circuit capacity (kA)	Operating current, I _{Δn} (mA)
					(mm ²)	(mm ²)							Maximum Z _s permitted by BS 7671 (Ω)
1L1	SPARE												
1L2	SUB MAIN TO DB-G	A	100	1	6	2.5	0.4	60898	B	40	10	N/A	1.09
1L3	FIRE ALARM	O	C	1	1.5	1.5	0.4	60898	B	10	10	N/A	4.37
2L1	UNKNOWN	A			1.5	1	0.4	60898	B	10	10	N/A	4.37
2L2	LIGHTS MENS WC + FANS	A	100	6	1.5	1	0.4	60898	B	10	10	N/A	4.37
2L3	UNKNOWN	A	100		2.5	1.5	0.4	3871	3	20	10	N/A	1.09
3TP	SUB MAIN TO DB B (cctv room)	F	C	1	16	SWA	5	3871	2	32	10	N/A	0.97
4L1	SPARE												
4L2	SPARE												
4L3	SPARE												
5TP	SUB MAIN TO DB-C (rear kitchen)	F	C	1	16	SWA	5	60898	C	20	10	N/A	1.09
6L1	SPARE												
6L2	SPARE												
6L3	SPARE												
7L1	SPARE												
7L2	SPARE												
7L3	SPARE												
8L1	SPARE												
8L2	SPARE												
8L3	SPARE												
9TP	SUB MAIN TO DB-D (upstairs)	F	C	1	10	SWA	5	60898	C	63	10	N/A	0.34
10L1	SPARE												
10L2	SPARE												
10L3	SPARE												

* In such cases, details of the distribution (sub-main) circuit(s), together with the test results for the circuit(s), must also be provided on continuation schedules.

↑ See Table 4A2 of Appendix 4 of BS 7671

CODES FOR TYPE OF WIRING								
A	B	C	D	E	F	G	H	0 (Other - please state)
Thermoplastic insulated/sheathed cables	Thermoplastic cables in metallic conduit	Thermoplastic cables in non-metallic conduit	Thermoplastic cables in metallic trunking	Thermoplastic cables in non-metallic trunking	Thermoplastic /SWA cables	Thermosetting /SWA cables	Mineral-insulated cables	FP 200

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See next page for
Schedule of Test Results

SCHEDULE OF TEST RESULTS FOR THE PRIMARY DISTRIBUTION BOARD

<p>TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED DIRECTLY TO THE ORIGIN OF THE INSTALLATION</p> <p>Characteristics at this distribution board</p> <p>Confirmation of supply polarity</p> <p>★ See note below</p> <p>Z_s Ω Operating times of associated RCD (if any) At $I_{\Delta n}$ ms</p> <p>I_{pf} kA At $5I_{\Delta n}$ (if applicable) ms</p> <p>Phase sequence confirmed (where appropriate) (✓)</p>				<p>Test instruments (serial numbers) used:</p> <p>Earth fault loop impedance TEST KIT 5 RCD TEST KIT 5</p> <p>Insulation resistance TEST KIT 5 Multi function</p> <p>Continuity TEST KIT 5 Other</p>			
--	--	--	--	---	--	--	--

TEST RESULTS														
Circuit number and line	Circuit impedances (Ω)					Insulation resistance <i>Record lower or lowest value</i>				Polarity (✓)	Maximum measured earth fault loop impedance, Z_s^* (Ω)	RCD		
	Ring final circuits only (measured end to end)			All circuits (At least one column to be completed)		Line/Line (MΩ)	Line/Neutral (MΩ)	Line/Earth (MΩ)	Neutral/Earth (MΩ)			Operating times		Test button operation (✓)
	r ₁ (Line)	r _n (Neutral)	r ₂ (cpc)	(R ₁ + R ₂)	R ₂							at I _{Δn} (ms)	at 5I _{Δn} (if applicable) (ms)	
1L1														
1L2	N/A	N/A	N/A	0.27	N/A	N/A	200	200	200	✓	0.48	N/A	N/A	N/A
1L3	N/A	N/A	N/A	0.87	N/A	N/A	200	200	200	✓	1.05	N/A	N/A	N/A
2L1														
2L2	N/A	N/A	N/A	0.64	N/A	N/A	200	200	200	✓	0.82	N/A	N/A	N/A
2L3														
3TP	N/A	N/A	N/A	0.3	N/A	200	200	200	200	✓	0.51	N/A	N/A	N/A
4L1														
4L2														
4L3														
5TP	N/A	N/A	N/A	0.12	N/A	200	200	200	200	✓	0.33	N/A	N/A	N/A
6L1														
6L2														
6L3														
7L1														
7L2														
7L3														
8L1														
8L2														
8L3														
9TP	N/A	N/A	N/A	0.17	N/A	200	200	200	200	✓	0.38	N/A	N/A	N/A
10L1														
10L2														
10L3														

Note: Where the installation can be supplied by more than one source, such as a primary source (e.g. public supply) and a secondary source (e.g. standby generator), the higher or highest values must be recorded.

TESTED BY

Signature

[Signature]

Position: Q MANAGER

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22

Name: GREENWOOD

Date of testing: 08/07/2016

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Schedule of Circuit Details

Contractor's Reference Number

CRN/ 19493

SCHEDULE OF CIRCUIT DETAILS FOR THE INSTALLATION - CONTINUATION

TO BE COMPLETED IN EVERY CASE		TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED DIRECTLY TO THE ORIGIN OF THE INSTALLATION*					
Location of distribution board	SIDE ENTRANCE CUPBOARD	Supply to distribution board is from	Origin of Supply []	No of phases	3	Nominal voltage	V
Distribution board designation	DB-A	Overcurrent protective device for the distribution circuit		Associated RCD (if any): BS(EN)			
		Type: BS(EN)	Rating	A	RCD No of poles	I _{Δn}	mA

CIRCUIT DETAILS														
Circuit number and line	Circuit designation	Type of wiring (see code below)	Reference method	Number of points served	Circuit conductors csa			Overcurrent protective devices				RCD		
					Live (mm²)	cpc (mm²)	Max disconnection time permitted by BS 7671 (s)	BS (EN)	Type	Rating (A)	Short-circuit capacity (kA)	Operating current I _{Δn} (mA)	Maximum Z _s permitted by BS 7671 (Ω)	
11L1	AMP SOCKETS	O	C	8	2.5	2.5	0.4	3871	3	20	10	N/A	1.09	
11L2	SPARE													
11L3	SPARE													
12L1	CELLAR SOCKETS	A	B	4	1	1	0.4	60898	B	10	10	N/A	4.37	
12L2	LIGHTS CELLAR + PASSAGE	A	B	6	1	1	0.4	60898	B	10	10	N/A	4.37	
12L3	SPARE													
13L1	SPARE													
13L2	SPARE													
13L3	SPARE													
14L1	SPARE													
14L2	SPARE													
14L3	SPARE													
15L1	SPARE													
15L2	SPARE													
15L3	SPARE													
16L1	SPARE													
16L2	SPARE													
16L3	SPARE													

↑ See Table 4A2 of Appendix 4 of BS 7671

CODES FOR TYPE OF WIRING								
A	B	C	D	E	F	G	H	0 (Other - please state)
Thermoplastic insulated/sheathed cables	Thermoplastic cables in metallic conduit	Thermoplastic cables in non-metallic conduit	Thermoplastic cables in metallic trunking	Thermoplastic cables in non-metallic trunking	Thermoplastic /SWA cables	Thermosetting /SWA cables	Mineral-insulated cables	FP 200

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* In such cases, details of the distribution (sub-main) circuit(s), together with the test results for the circuit(s), must also be provided on continuation schedules.

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Contractor's Reference Number

CRN/ 19493

SCHEDULE OF TEST RESULTS FOR THE INSTALLATION - CONTINUATION

**TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED
DIRECTLY TO THE ORIGIN OF THE INSTALLATION**

Characteristics at this distribution board

Confirmation of supply polarity

☆ See note below
☆

 \mathbb{Z}_2 I_{pt}

Operating times

At $t_{\Delta n}$

MS

kA RCD (if any)

At 51 Δ_n
(if applicable)

(4) applicable

ms

Phase sequence confirmed (where appropriate)

(✓)

Test instruments {serial numbers} used:

Earth fault loop impedance TEST KIT 5

RCD TEST KIT 5

Insulation resistance TEST KIT 5

Multi-function

Continuity TEST KIT 5

Other

TEST RESULTS

[illegible]

* *Note: Where the installation can be supplied by more than one source, such as a primary source (e.g. public supply) and a secondary source (e.g. standby generator), the higher or highest values must be recorded.*

TESTED BY

Signature: _____

Position: Q MANAGER

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Name: I GREENWOOD
(CAPITALS)

Date of testing: 08/07/2016

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Original (To the person ordering the work)

Contractor's Reference Number

CRN/ 19493

SCHEDULE OF CIRCUIT DETAILS FOR THE INSTALLATION - CONTINUATION

TO BE COMPLETED IN EVERY CASE		TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED DIRECTLY TO THE ORIGIN OF THE INSTALLATION*						
Location of distribution board	DOWNSTAIRS ENTRANCE BAR	Supply to distribution board is from:	DB-A [1L2]	No of phases:	1	Nominal voltage:	230	V
Distribution board designation:	SUB MAIN TO DB-G	Overcurrent protective device for the distribution circuit	Type: 60898	Rating:	40	Associated RCD (if any): BS(EN) 61008		
			BS(EN)			RCD No of poles:	2	
						I _{Δn}	N/A	mA

[illegible]

↑ See Table 4A2 of Appendix 4 of BS 7671

CODES FOR TYPE OF WIRING								
A	B	C	D	E	F	G	H	O (Other - please state)
Thermoplastic insulated/ sheathed cables	Thermoplastic in metallic conduit	Thermoplastic cables in non-metallic conduit	Thermoplastic cables in metallic trunking	Thermoplastic cables in non-metallic trunking	Thermoplastic /SWA cables	Thermosetting /SWA cables	Mineral-insulated cables	

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* In such cases, details of the distribution (sub-main) circuit(s), together with the test results for the circuit(s), must also be provided on continuation schedules.

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SCHEDULE OF TEST RESULTS FOR THE INSTALLATION - CONTINUATION

**TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED
DIRECTLY TO THE ORIGIN OF THE INSTALLATION**

Characteristics at this distribution board

✓ **Confirmation of supply polarity**

★ See note below

Z_s	0.48	Ω	Operating times of associated RCD (if any)	At $I_{\Delta n}$	N/A	ms
I_{pf}	0.52	kA		At $I_{\Delta n}$ (if applicable)	N/A	ms

Phase sequence confirmed (where appropriate) N/A (✓)

Test instruments (serial numbers) used:

Earth fault loop impedance	TEST KIT 5	RCD	TEST KIT 5
Insulation resistance	TEST KIT 5	Multi-function	
Continuity	TEST KIT 5	Other	

TEST RESULTS

[illegible]

* **Note:** Where the installation can be supplied by more than one source, such as a primary source (e.g. public supply) and a secondary source (e.g. standby generator), the higher or highest values must be recorded.

TESTED BY

Signature: 

Position: Q MANAGER

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Name: I GREENWOOD
{CAPITALS}

Date of testing: 08/07/2016

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Contractor's Reference Number

CRN/ 19493

SCHEDULE OF CIRCUIT DETAILS FOR THE INSTALLATION - CONTINUATION

TO BE COMPLETED IN EVERY CASE		TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED DIRECTLY TO THE ORIGIN OF THE INSTALLATION*						
Location of distribution board	CCTV ROOM	Supply to distribution board is from	DB-A [3TP]	No of phases	3	Nominal voltage	400	V
Distribution board designation	SUB MAIN TO DB B (cctv room)	Overcurrent protective device for the distribution circuit	Type: BS(EN) 3871	Rating	32	A	RCD No of poles	I _{Δn} N/A mA

CIRCUIT DETAILS														
Circuit number and line	Circuit designation	Type of wiring (see code below)	↑ Reference method	Number of points served	Circuit conductors, csa			Max. disconnection time permitted by BS 7671 (s)	Overcurrent protective devices				RCD	
					Live (mm ²)	cpc (mm ²)	BS (EN)		Type	Rating (A)	Short-circuit capacity (kA)	Operating current, I _{Δn} (mA)	Maximum Z _s permitted by BS 7671 (Ω)	
1L1	LIGHTS FAR CORNER VIA GRID SWITCH	A	100	2	1	1	0.4	60898	C	10	10	N/A	2.18	
1L2	SECURITY ALARM	A	B	1	1	1	0.4	60898	B	6	6	N/A	7.28	
1L3	SPARE													
2L1	FRONT SIGN	A	B	3	1.5	1	0.4	60898	B	10	6	N/A	4.37	
2L2	UNKNOWN	A			1.5	1	0.4	60898	B	10	6	N/A	4.37	
2L3	HIGH LEVEL RING	A	B	7	2.5	1.5	0.4	61009	C	32	10	30	0.68	
3L1	EMERG KITCHEN ENTRANCE	A	100	1	1.5	1	0.4	60898	B	10	6	N/A	4.37	
3L2	HAND DRYERS	A	B	2	2.5	1.5	0.4	61009	C	32	10	30	0.68	
3L3	SUB MAIN TO DB-B1 KITCHEN	A	B	1	6	2.5	0.4	60898	B	32	6	N/A	1.36	
4L1	3 X SOCKETS NEW BAR	A	B	3	2.5	1.5	0.4	60898	B	32	6	N/A	1.36	
4L2	BANDIT SOCKET	A	100	1	2.5	1.5	0.4	60898	B	20	6	N/A	2.18	
4L3	SPARE													
5L1	SPARE													
5L2	SPARE													
5L3	SPARE													
6L1	SPARE													
6L2	SPARE													
6L3	SOCKET BELOW DB	A	B	1	2.5	1.5	0.4	60898	B	20	6	N/A	2.18	
7L1	OVERDOOR SHUTTER	A	100	1	2.5	1.5	0.4	60898	C	10	6	N/A	2.18	
7L2	LIGHTS GRID SW EMERG THIS RM +WALL LIGHTS	A	100	20	1.5	1	0.4	60898	B	10	6	N/A	4.37	
7L3	FAN HEATING	A	100	1	2.5	1.5	0.4	60898	B	20	6	N/A	2.18	
8L1	LIGHTS GRID SWITCH+ENTRANCE+TOILETS	A	100	19	1.5	1	0.4	60898	B	10	6	N/A	4.37	
8L2	PUB LTS PACK-SPOTS RHS	D	B	8	6	2.5	0.4	61009	C	32	10	30	0.68	
8L3	SPARE													

↑ See Table 4A2 of Appendix 4 of BS 7671

CODES FOR TYPE OF WIRING								
A	B	C	D	E	F	G	H	O (Other - please state)
Thermoplastic insulated/sheathed cables	Thermoplastic cables in metallic conduit	Thermoplastic cables in non-metallic conduit	Thermoplastic cables in metallic trunking	Thermoplastic cables in non-metallic trunking	Thermoplastic /SWA cables	Thermosetting /SWA cables	Mineral-insulated cables	

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* In such cases, details of the distribution (sub-main) circuit(s), together with the test results for the circuit(s), must also be provided on continuation schedules.

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Contractor's Reference Number

CRN/ 19493

SCHEDULE OF TEST RESULTS FOR THE INSTALLATION - CONTINUATION

<p>TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED DIRECTLY TO THE ORIGIN OF THE INSTALLATION</p> <p>Characteristics at this distribution board</p> <p>✓ Confirmation of supply polarity</p> <p>★ See note below</p> <p>Z_s 0.51 Ω Operating times of associated RCD (if any) At $I_{\Delta n}$ N/A ms</p> <p>I_{pf} 0.41 kA At $5I_{\Delta n}$ (if applicable) N/A ms</p> <p>Phase sequence confirmed (where appropriate) ✓ (✓)</p>						<p>Test instruments (serial numbers) used:</p> <p>Earth fault loop impedance TEST KIT 5 RCD TEST KIT 5</p> <p>Insulation resistance TEST KIT 5 Multi-function</p> <p>Continuity TEST KIT 5 Other</p>					
--	--	--	--	--	--	--	--	--	--	--	--

TEST RESULTS														
Circuit number and line	Circuit impedances (Ω)					Insulation resistance † Record lower or lowest value				Polarity	Maximum measured earth fault loop impedance, Z_s^* (Ω)	RCD		
	Ring final circuits only (measured end to end)			All circuits (At least one column to be completed)		Line/Line †	Line/Neutral †	Line/Earth †	Neutral/Earth			operating times		Test button operation (✓)
												at $I_{\Delta n}$	at $5I_{\Delta n}$ (if applicable)	
	r_1 (Line)	r_n (Neutral)	r_2 (cpc)	$(R_1 + R_2)$	R_2	(MΩ)	(MΩ)	(MΩ)	(MΩ)			(✓)	(ms)	(ms)
1L1	N/A	N/A	N/A	0.65	N/A	N/A	200	200	200	✓	1.14	N/A	N/A	N/A
1L2	N/A	N/A	N/A	0.04	N/A	N/A	200	200	200	✓	0.53	N/A	N/A	N/A
1L3														
2L1	N/A	N/A	N/A	0.04		N/A	200	200	200	✓	0.53	N/A	N/A	N/A
2L2														
2L3	0.88	0.91	1.59	0.38	N/A	N/A	200	200	200	✓	0.87	33	13	✓
3L1	N/A	N/A	N/A	0.7	N/A	N/A	50	200	50	✓	1.19	N/A	N/A	N/A
3L2	0.31	0.31	0.54	0.36	N/A	N/A	200	200	200	✓	0.85	39	19	✓
3L3	N/A	N/A	N/A	0.11	N/A	N/A	200	200	200	✓	0.62	N/A	N/A	N/A
4L1	0.22	0.22	0.35	0.22	N/A	N/A	200	200	200	✓	0.71	N/A	N/A	N/A
4L2	N/A	N/A	N/A	0.21	N/A	N/A	200	200	200	✓	0.70	N/A	N/A	N/A
4L3														
5L1														
5L2														
5L3														
6L1														
6L2														
6L3	N/A	N/A	N/A	0.15	N/A	N/A	200	200	200	✓	0.64	N/A	N/A	N/A
7L1	N/A	N/A	N/A	0.65	N/A	N/A	200	200	200	✓	1.14	N/A	N/A	N/A
7L2	N/A	N/A	N/A	0.92	N/A	N/A	200	200	200	✓	1.41	N/A	N/A	N/A
7L3	N/A	N/A	N/A	0.12	N/A	N/A	200	200	200	✓	0.61	N/A	N/A	N/A
8L1	N/A	N/A	N/A	0.60	N/A	N/A	200	200	200	✓	1.09	N/A	N/A	N/A
8L2	N/A	N/A	N/A	0.08	N/A	N/A	200	200	200	✓	0.57	39	19	✓
8L3														

* Note: Where the installation can be supplied by more than one source, such as a primary source (e.g. public supply) and a secondary source (e.g. standby generator), the higher or highest values must be recorded.

TESTED BY

Signature: *[Signature]*

Position: Q MANAGER

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Name: I GREENWOOD
(CAPITALS)

Date of testing: 08/07/2016

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CRN/ 19493

SCHEDULE OF CIRCUIT DETAILS FOR THE INSTALLATION - CONTINUATION

TO BE COMPLETED IN EVERY CASE		TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED DIRECTLY TO THE ORIGIN OF THE INSTALLATION*							
Location of distribution board	FRONT KITCHEN HIGH LEVEL	Supply to distribution board is from:	SUB MAIN TO DB B (cctv room) [3L3]		No of phases:	1	Nominal voltage	230	V
		Overcurrent protective device for the distribution circuit			Associated RCD (if any):	BS[EN]			
Distribution board designation	SUB MAIN TO DB-B1 KITCHEN	Type: 60898	Rating	32	A	RCD No of poles:	I _{Δn}	N/A	mA
		BS[EN]							

CIRCUIT DETAILS

[illegible]

↑ See Table 4A2 of Appendix 4 of BS 7671

CODES FOR TYPE OF WIRING								
A	B	C	D	E	F	G	H	0 (Other - please state)
Thermoplastic insulated/sheathed cables	Thermoplastic in metallic conduit	Thermoplastic in non-metallic conduit	Thermoplastic cables in metallic trunking	Thermoplastic cables in non-metallic trunking	Thermoplastic /SWA cables	Thermosetting /SWA cables	Mineral-insulated cables	

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* In such cases, details of the distribution (sub-main) circuit(s), together with the test results for the circuit(s), must also be provided on continuation schedules.

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SCHEDULE OF TEST RESULTS FOR THE INSTALLATION - CONTINUATION

TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED DIRECTLY TO THE ORIGIN OF THE INSTALLATION			
Characteristics at this distribution board			
✓ Confirmation of supply polarity			
★ See note below			
Z_s	0.62	Ω	Operating times of associated RCD (if any) At $I_{\Delta n}$ N/A ms
I_{pf}	0.32	kA	At $5I_{\Delta n}$ (if applicable) N/A ms
Phase sequence confirmed (where appropriate) N/A (✓)			

Test instruments (serial numbers) used:			
Earth fault loop impedance	TEST KIT 5	RCD	TEST KIT 5
Insulation resistance	TEST KIT 5	Multi-function	
Continuity	TEST KIT 5	Other	

TEST RESULTS

[illegible]

* *Note: Where the installation can be supplied by more than one source, such as a primary source (e.g. public supply) and a secondary source (e.g. standby generator), the higher or highest values must be recorded.*

TESTED BY

Signature: *[Signature]*

Position: Q MANAGER

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Name: I GREENWOOD
(CAPITALS)

Date of testing: 08/07/2016

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SCHEDULE OF CIRCUIT DETAILS FOR THE INSTALLATION - CONTINUATION

Contractor's Reference Number

CRN/ 19493

TO BE COMPLETED IN EVERY CASE	TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED DIRECTLY TO THE ORIGIN OF THE INSTALLATION*				
Location of distribution board:	Supply to distribution board is from:	DB-A [5TP]	No of phases:	3	Nominal voltage: V
Distribution board designation:	Overcurrent protective device for the distribution circuit:	Type: 60898 BS(EN)	Rating: 20	A	RCD No of poles: I _{Δn} N/A mA
				Associated RCD (if any): BS(EN)	

CIRCUIT DETAILS														
Circuit number and line	Circuit designation	Type of wiring (see code below)	Reference method	Number of points served	Circuit conductors: csa			Overcurrent protective devices				RCD		
					Live (mm²)	cpc (mm²)	Max. disconnection time permitted by BS 7671 (s)	BS (EN)	Type	Rating (A)	Short-circuit capacity (kA)	Operating current I _{Δn} (mA)	Maximum Z _s permitted by BS 7671 (Ω)	
1L1	SPARE													
1L2	SPARE													
1L3	SPARE													
2L1	TILL SOCKETS	A	B	4	2.5	1.5	0.4	61009	C	20	10	30	1.09	
2L2	SOCKETS ABOVE DANCE FLOOR	A	B	12	2.5	1.5	0.4	61009	C	32	10	30	0.68	
2L3	SUB MAIN TO DB C1 REAR KITCHEN	A	100	1	6	2.5	0.4	60898	B	32	6	N/A	1.36	
3L1	LIGHTS KITCHEN AREA	A	100	2	1	1	0.4	60898	B	10	6	N/A	4.37	
3L2	SPARE													
3L3	WASH ROOM LIGHTS +2X FLOODS	A	100	6	1	1	0.4	61009	C	10	10	30	2.18	
4TP	3 PHASE ISOLATOR FOR OLD WASHER	F	C	1	4	2.5	5	60898	C	20	10	N/A	1.09	
5L1	SPARE													
5L2	SPARE													
5L3	SPARE													
6L1	BOILER IN WASHROOM	A	100	1	2.5	1.5	0.4	61009	C	20	10	30	1.09	
6L2	SOCKET ABOVE DANCE FLOOR	A	100	1	2.5	1.5	0.4	61009	C	20	10	30	1.09	
6L3	SOCKET ABOVE DJ	A	100	1	2.5	1.5	0.4	61009	C	20	10	30	1.09	
7L1	UNKNOWN				1.5	1	0.4	61009	C	10	10	30	2.18	
7L2	KITCHEN SKT+LL DJ SOCKETS	A	100	9	4	2.5	0.4	60898	B	20	6	N/A	2.18	
7L3	BAR+DANCE FLOOR LIGHTS	A	100	49	1	1	0.4	60898	B	10	6	N/A	4.37	
8L1	SOCKETS HIGH LEVEL NEXT TO DB	A	B	2	6	2.5	0.4	60898	B	32	6	N/A	1.36	
8L2	SPARE													
8L3	SPARE													

↑ See Table 4A2 of Appendix 4 of BS 7671

CODES FOR TYPE OF WIRING								
A	B	C	D	E	F	G	H	0 (Other - please state)
Thermoplastic insulated/sheathed cables	Thermoplastic cables in metallic conduit	Thermoplastic cables in non-metallic conduit	Thermoplastic cables in metallic trunking	Thermoplastic cables in non-metallic trunking	Thermoplastic /SWA cables	Thermosetting /SWA cables	Mineral-insulated cables	

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* In such cases, details of the distribution (sub-main) circuit(s), together with the test results for the circuit(s), must also be provided on continuation schedules.

This certificate is based on the model forms shown in Appendix 6 of BS 7671

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See next page for
Schedule of Test Results

Contractor's Reference Number

CRN/ 19493

SCHEDULE OF TEST RESULTS FOR THE INSTALLATION - CONTINUATION

<p>TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED DIRECTLY TO THE ORIGIN OF THE INSTALLATION</p> <p>Characteristics at this distribution board</p> <p>✓ Confirmation of supply polarity</p> <p>★ See note below</p> <p>Z_s 0.33 Ω Operating times of associated RCD (if any) At $I_{\Delta n}$ N/A ms</p> <p>I_{pf} kA At $5I_{\Delta n}$ (if applicable) N/A ms</p> <p>Phase sequence confirmed (where appropriate) (✓)</p>	<p>Test instruments (serial numbers) used:</p> <p>Earth fault loop impedance RCD</p> <p>Insulation resistance Multi-function</p> <p>Continuity Other</p>
--	---

TEST RESULTS														
Circuit number and line	Circuit impedances (Ω)					Insulation resistance † Record lower or lowest value				Polarity	Maximum measured earth fault loop impedance, Z_s^* (Ω)	RCD		
	Ring final circuits only (measured end to end)			All circuits (At least one column to be completed)		Line/Line †	Line/Neutral †	Line/Earth †	Neutral/Earth			operating times		Test button operation (✓)
	r_1 (Line)	r_n (Neutral)	r_2 (cpc)	$(R_1 + R_2)$	R_2							(ms)	at $I_{\Delta n}$ (ms)	
1L1														
1L2														
1L3														
2L1	N/A	N/A	N/A	0.14	N/A	N/A	200	200	200	✓	0.47	19	18	✓
2L2	0.63	0.63	0.99	0.45	N/A	N/A	200	200	200	✓	0.78	20	18	✓
2L3	N/A	N/A	N/A	0.02	N/A	N/A	200	200	200	✓	0.32	N/A	N/A	N/A
3L1	N/A	N/A	N/A	0.22	N/A	N/A	200	200	200	✓	0.55	N/A	N/A	N/A
3L2														
3L3	N/A	N/A	N/A	0.69	N/A	N/A	200	200	200	✓	1.02	39	19	✓
4TP	N/A	N/A	N/A	0.11	N/A	200	200	200	200	✓	0.44	N/A	N/A	N/A
5L1														
5L2														
5L3														
6L1	N/A	N/A	N/A	0.34	N/A	N/A	200	200	200	✓	0.67	19	19	✓
6L2	N/A	N/A	N/A	0.57	N/A	N/A	200	200	200	✓	0.90	21	19	✓
6L3	N/A	N/A	N/A	0.37	N/A	N/A	200	200	200	✓	0.70	19	19	✓
7L1														
7L2	N/A	N/A	N/A	0.25	N/A	N/A	200	200	200	✓	0.58	N/A	N/A	N/A
7L3	N/A	N/A	N/A	1.64	N/A	N/A	200	200	200	✓	1.97	N/A	N/A	N/A
8L1	N/A	N/A	N/A	0.15	N/A	N/A	200	200	200	✓	0.48	N/A	N/A	N/A
8L2														
8L3														

* Note: Where the installation can be supplied by more than one source, such as a primary source (e.g. public supply) and a secondary source (e.g. standby generator), the higher or highest values must be recorded.

TESTED BY

Signature:

Position:

Page 18 of 22

Name:
(CAPITALS)

Date of
testing:

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See previous page
for Circuit Details

Contractor's Reference Number

CRN/ 19493

SCHEDULE OF CIRCUIT DETAILS FOR THE INSTALLATION - CONTINUATION

TO BE COMPLETED IN EVERY CASE		TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED DIRECTLY TO THE ORIGIN OF THE INSTALLATION*							
Location of distribution board	REAR KITCHEN	Supply to distribution board is from	SUB MAIN TO DB-C (rear kitchen) [2L3]		No of phases	1	Nominal voltage	230	V
Distribution board designation	SUB MAIN TO DB C1 REAR KITCHEN	Overcurrent protective device for the distribution circuit	Type	60898	Rating	32	A	I _{Δn}	N/A
			BS(EN)						mA
	</								

CIRCUIT DETAILS

[illegible]

↑ See Table 4A2 of Appendix 4 of BS 7671

CODES FOR TYPE OF WIRING								
A	B	C	D	E	F	G	H	0 (Other - please state)
Thermoplastic insulated/sheathed cables	Thermoplastic cables in metallic conduit	Thermoplastic cables in non-metallic conduit	Thermoplastic cables in metallic trunking	Thermoplastic cables in non-metallic trunking	Thermoplastic /SWA cables	Thermosetting /SWA cables	Mineral-insulated cables	

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* In such cases, details of the distribution (sub-main) circuit(s), together with the test results for the circuit(s), must also be provided on continuation schedules.

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Schedule of Test Results

Contractor's Reference Number

CRN/ 19493

SCHEDULE OF TEST RESULTS FOR THE INSTALLATION - CONTINUATION

**TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED
DIRECTLY TO THE ORIGIN OF THE INSTALLATION**

Characteristics at this distribution board

Confirmation of supply polarity	
Z_s 0.32	Operating times of associated RCD (if any) At 1A N/A ms
I_{pf} 0.62	At 51A (if applicable) N/A ms

Phase sequence confirmed (where appropriate) N/A (✓)

Test instruments (serial numbers) used:

Earth fault loop impedance	TEST KIT 5	RCD	TEST KIT 5
Insulation resistance	TEST KIT 5	Multi-function	
Continuity	TEST KIT 5	Other	

TEST RESULTS

[illegible]

* **Note:** Where the installation can be supplied by more than one source, such as a primary source (e.g. public supply) and a secondary source (e.g. standby generator), the higher or highest values must be recorded.

TESTED BY

Signature:

Name: I GREENWOOD
(CAPITALS)

Position: Q MANAGER

Date of testing: 08/07/2016

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See previous page
for Circuit Details

Contractor's Reference Number

CRN/ 19493

SCHEDULE OF CIRCUIT DETAILS FOR THE INSTALLATION - CONTINUATION

TO BE COMPLETED IN EVERY CASE		TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED DIRECTLY TO THE ORIGIN OF THE INSTALLATION*						
Location of distribution board	UPSTAIRS BAR STORE ROOM	Supply to distribution board is from	DB-A [9TP]	No of phases	3	Nominal voltage	400	V
Distribution board designation	SUB MAIN TO DB-D (upstairs)	Overcurrent protective device for the distribution circuit	Type: 60898 BS(EN)	Rating	63	A	Associated RCD (if any): BS(EN) RCD No of poles	I _{Δn} N/A mA

CIRCUIT DETAILS														
Circuit number and line	Circuit designation	Type of wiring (see code below)	Reference method	Number of points served	Circuit conductors csa		Max. disconnection time permitted by BS 7671 (s)	Overcurrent protective devices				RCD		
					Live (mm²)	cpc (mm²)		BS (EN)	Type	Rating (A)	Short-circuit capacity (kA)	Operating current, I _{Δn} (mA)	Maximum Z _s permitted by BS 7671 (Ω)	
1L1	SPARE													
1L2	SPARE													
1L3	TILL SOCKETS	A	B	2	2.5	1.5	0.4	60898	B	20	6	30	2.18	
2L1	BAR SOCKETS	A	B	8	2.5	1.5	0.4	60898	B	32	6	N/A	1.36	
2L2	SPARE													
2L3	SPARE													
3L1	SPARE													
3L2	SPARE													
3L3	SPARE													
4L1	BAR DOUBLE SOCKET	A	B	1	2.5	1.5	0.4	60898	B	10	6	N/A	4.37	
4L2	SPARE													
4L3	LT DB STORE	A	B	1	1	1	0.4	60898	B	10	6	N/A	4.37	
5L1	SPARE													
5L2	SPARE													
5L3	SPARE													
6L1	DANCE FLOOR FLOUROS	A	B	2	2.5	2.5	0.4	60898	B	20	6	N/A	2.18	
6L2	SPARE													
6L3	SPARE													
7L1	SPARE													
7L2	SPARE													
7L3	SPARE													
8L1	SPARE													
8L2	SPARE													
8L3	SPARE													

† See Table 4A2 of Appendix 4 of BS 7671

CODES FOR TYPE OF WIRING								
A	B	C	D	E	F	G	H	0 (Other - please state)
Thermoplastic insulated/sheathed cables	Thermoplastic cables in metallic conduit	Thermoplastic cables in non-metallic conduit	Thermoplastic cables in metallic trunking	Thermoplastic cables in non-metallic trunking	Thermoplastic /SWA cables	Thermosetting /SWA cables	Mineral-insulated cables	

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* In such cases, details of the distribution (sub-main) circuit(s), together with the test results for the circuit(s), must also be provided on continuation schedules.

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Schedule of Test Results

Contractor's Reference Number

CRN/ 19493

SCHEDULE OF TEST RESULTS FOR THE INSTALLATION - CONTINUATION

TO BE COMPLETED ONLY IF THE DISTRIBUTION BOARD IS NOT CONNECTED DIRECTLY TO THE ORIGIN OF THE INSTALLATION				Test instruments (serial numbers) used:			
Characteristics at this distribution board				Earth fault loop impedance TEST KIT 5 RCD TEST KIT 5			
Confirmation of supply polarity ✓				Insulation resistance TEST KIT 5 Multi-function			
* See note below Z_s 0.38 Ω	Operating times of associated RCD (if any)	At $I_{\Delta n}$ N/A ms		Continuity TEST KIT 5 Other			
I_{pf} 0.59 kA		At $5I_{\Delta n}$ (if applicable) N/A ms					
Phase sequence confirmed (where appropriate) ✓ (✓)							

TEST RESULTS														
Circuit number and line	Circuit impedances (Ω)					Insulation resistance † Record lower or lowest value				Polarity	Maximum measured earth fault loop impedance, Z_s^* (Ω)	RCD		
	Ring final circuits only (measured end to end)			All circuits (At least one column to be completed)		Line/Line +	Line/Neutral +	Line/Earth +	Neutral/Earth			operating times		Test button operation (✓)
	r_1 (Line)	r_n (Neutral)	r_2 (cpc)	$(R_1 + R_2)$	R_2							at $I_{\Delta n}$ (ms)	at $5I_{\Delta n}$ (if applicable) (ms)	
1L1										✓				
1L2														
1L3	N/A	N/A	N/A	0.34	N/A	N/A	200	200	200	✓	0.68	N/A	N/A	N/A
2L1	0.29	0.28	0.78	0.7	N/A	N/A	200	200	200	✓	1.04	N/A	N/A	N/A
2L2														
2L3														
3L1														
3L2														
3L3														
4L1	N/A	N/A	N/A	0.13	N/A	N/A	200	200	200	✓	0.47	N/A	N/A	N/A
4L2														
4L3	N/A	N/A	N/A	0.21	N/A	N/A	200	200	200	✓	0.55	N/A	N/A	N/A
5L1														
5L2														
5L3														
6L1	N/A	N/A	N/A	0.33	N/A	N/A	200	200	200	✓	0.67	N/A	N/A	N/A
6L2														
6L3														
7L1														
7L2														
7L3														
8L1														
8L2														
8L3														

* Note: Where the installation can be supplied by more than one source, such as a primary source (e.g. public supply) and a secondary source (e.g. standby generator), the higher or highest values must be recorded.

TESTED BY

Signature: 

Position: Q MANAGER

Page 22 of 22

Name: I GREENWOOD
(CAPITALS)

Date of testing: 08/07/2016

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See previous page
for Circuit Details

Ward , William

From: Ian Greenwood <iangreenwood1@btconnect.com>
Sent: 22 September 2016 13:07
To: Butler , Stephen
Subject: Re: EICR Whispers 12a Regent Street, Barnsley
Attachments: scan0469.pdf; scan0468.pdf

With ref to EICR IPN4C/01158589 Whispers.

1a dbc, dbf were the 2 boards disconnected from dba

1b Mr Booth request

1c cables removed from mcbs and taken out of dba

1d Mr Booth

2a the breaker was left switched off but the cables still connected to the mcb

3a earth loop tester ser number 4102381

Rcd tester ser number 4101279

insulation & continuity ser number 3258266

3b we operate a system that each meter is self checked on a monthly basis, please find attached sample test for July and August as well as calibration cert for self checker

hope these will help

regards

Ian Greenwood

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

From: Butler , Stephen

To: Ian Greenwood

Sent: Friday, September 16, 2016 9:21 AM

Subject: RE: EICR Whispers 12a Regent Street, Barnsley

Thank you

Stephen Butler

email: stephenbutler@barnsley.gov.uk

Tel: (01226) 773863

From: Ian Greenwood [mailto:iangreenwood1@btconnect.com]

Sent: 16 September 2016 08:29

To: Butler , Stephen

Subject: Re: EICR Whispers 12a Regent Street, Barnsley

Hi Steve,

Ian is on leave until Thursday 22nd September. I'll leave a message for him but you will get him on that day.

Regards

Ian Whittaker

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

From: Butler, Stephen

To: iangreenwood1@btconnect.com

Sent: Tuesday, September 13, 2016 5:24 PM

Subject: RE: EICR Whispers 12a Regent Street, Barnsley

Dear Mr Greenwood,

I have attempted to telephone you on a number of occasions but I have been unable to get through.

Please telephone me on my landline or (preferably) reply to this email with your response.

Yours sincerely

Stephen Butler

email: stephenbutler@barnsley.gov.uk

Tel: (01226) 773863

From: Butler, Stephen

Sent: 21 July 2016 12:21

To: iangreenwood1@btconnect.com

Subject: EICR Whispers 12a Regent Street, Barnsley

Dear Mr Greenwood,

EICR IPN4C/01158589 Whispers 12a Regent Street, Barnsley S70 2HG

I have been handed a paper copy of your report by Mr Christopher Palmer in relation to Improvement Notices served on the owners and occupiers of these premises and also to a formal license review hearing. You will appreciate that in such formal proceedings there can be no room for ambiguity. Please write to me by return email to clarify the following points relating to your report:

1. At Section D on page 1 in the box headed 'Agreed limitations including reasons, if any, on inspection and testing' you state, '2 BOARDS UPSTAIRS DISCONNECTED FROM DBA'.
 - a. What are the names of these boards?
 - b. What are the reasons for not testing them?
 - c. How have they been permanently isolated from the electrical system?
 - d. Who was this action agreed with?
2. At Section F on page 2 eight observations are listed. You have stated for five of these (1,2,5,6 &7) 'COULD NOT IDENTIFY CIRCUITS'.
 - a. For each of these circuits please state whether it remains energised and give your reasons for not requiring further investigation.
3. In the schedules in the box marked 'Test instruments (serial numbers) used' you have written 'TEST KIT 5'.
 - a. Provide the serial number of each test instrument used.
 - b. Provide evidence that each test instrument used was within calibration at the time of use.

I look forward to receiving your reply but if you have any question about this email please contact me for clarification.

Yours sincerely,

Stephen Butler

Environmental Health Officer

Regulatory Services

Place Directorate

Barnsley Metropolitan Borough Council

PO Box 634

Barnsley

S70 9GG

Tel: (01226) 773863 Fax: (01226) 775699 Mob: (07786) 525848

email: stephenbutler@barnsley.gov.uk

Web: www.barnsley.gov.uk

Chartered Institute of
Environmental Health



Chartered Environmental
Health Practitioner

***** Barnsley MBC Disclaimer:**

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Approved By :
Phil Simpkin

Customer: WHITTAKERS

Manufacturer: METREL
Model No.: CS2099
Description: CHECKBOX
Serial No.: 0512051
Asset No.:

Environmental : TEMPERATURE 20C +/- 3C RELATIVE HUMIDITY 50% +/- 20%

Calibration Equipment: ROBIN TX8000 - J800641 FLUKE 9100 - 212765421

Comments :

Instrument tested and compliant with requirements of EN61557 on both accuracy and performance

Uncertainties :

AC Voltage	0-1000 V: 0.02% +/- 1 digit
DC Voltage	0-1000 V: 0.05% +/- 1 digit
AC Current	0-20 A: 0.2% +/- 1 digit
DC Current	0-20 A: 0.1% +/- 1 digit
Resistance	0-10 MOhms: 0.005% +/- 1 digit 10 MOhms to 1 GOhm 0.5% +/- 1 digit
Loop Impedance	1% +/- 1 digit
RCD Time	1 mS
RCD Current	1.5%

This certificate provides traceability of measurement to recognised National Standards and to the units of measurement realised at the National Physical Laboratory or other National Standards laboratories.

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This certificate complies with the requirements of BS EN ISO 10012:2013

WHITTAKER ELECTRICAL LTD
214 PONTEFRAC T RD.
LUNDWOOD.
BARN SLEY. S71 5PN

INTERNAL CALIBRATION FORM

INSTRUMENT Robin Test kit 5
SERIAL NUMBER 4102381-4101279-3258266
EARTH LOOP + I CHECK... 3.0 Ω
EARTH LOOP + II CHECK... 10.98 Ω
INSULATION 2M CHECK... 2 M Ω
INSULATION 50M CHECK... 50 M Ω
CONTINUITY 0.5 CHECK... 1.36 Ω
CONTINUITY 5 CHECK... 5 Ω
CONTINUITY 15 CHECK... 15.1 Ω
RCD X 1 CHECK... 49 ms
RCD X 5 CHECK... 49 ms

Instrument in order (YES).....NO.....

Signed Jon Greenwood.....

Date August 2016.....

WHITTAKER ELECTRICAL LTD
214 PONTEFRAC T RD.
LUNDWOOD.
BARN SLEY. S71 5PN

INTERNAL CALIBRATION FORM

INSTRUMENT Robin Test kit 5
SERIAL NUMBER 4102381-4101279-3258266
EARTH LOOP + I CHECK..... 2.8.....
EARTH LOOP + II CHECK..... 10.98.....
INSULATION 2M CHECK..... 2 Mr.....
INSULATION 50M CHECK..... 50 Ma.....
CONTINUITY 0.5 CHECK..... 1.4 Ω
CONTINUITY 5 CHECK..... 5 Ω
CONTINUITY 15 CHECK..... 15.2 Ω
RCD X 1 CHECK..... 49.....
RCD X 5 CHECK..... 49.....

Instrument in order ☒ YES..... NO.....

Signed Jon Greenwood.....

Date July 2016.....

THE PROCEEDINGS
CAT NO. NUTTIN

SB100

SB100

RCBO
C32
100A
P8532M

RCBO
C32
100A
P8532M

RCBO
C32
100A
P8532M

22.09.2016



**Place Directorate
Culture, Housing and Regulation
Regulatory Services
Head of Service : Simon Frow**

Thornber & Allott Ltd
4 Beever Lane
BARNSLEY
S75 2RP

My Ref: R 340548
Your Ref:
Date: 9 November 2016
Enquiries to: Stephen Butler
Direct Dial: 01226 773863
E-Mail: stephenbutler@barnsley.gov.uk

Dear sir,

**HEALTH AND SAFETY AT WORK ETC. ACT 1974 SECTIONS 2 AND 3 AND
ELECTRICITY AT WORK REGULATIONS 1989
CONTROL OF NOISE AT WORK REGULATIONS 2005
WHISPERS 12A REGENT STREET BARNSLEY S70 2HG**

I refer to my visit to WHISPERS on 22 September 2016 when I met with directors Angus Thornber and Craig Allott and to my subsequent revisits on 17 October and 8 November 2016 when the directors were not present.

On 22 September I required that you take action to remedy the following items that may affect the health, safety and welfare of your employees and/or your customers:

1. Have all electrical circuits marked as **COULD NOT IDENTIFY CIRCUITS** on the electrical record EICR IPN4C/01158589 tested by a competent person to ensure that they are safe or permanently isolated from the electrical supply by a competent person.
2. Obtain a record from the competent person to demonstrate that these circuits have been tested and are safe/have been made safe.
3. Using the competent person permanently isolated any circuit that has not been tested from the electrical supply.
4. Carry out a Noise at Work assessment for each of your employees who may be exposed to a weekly dose of noise (loud music) in excess of 80 decibels (the lower exposure action value) using an appropriate competent person. Identify the measures which need to be taken to meet the requirements of the Noise at Work Regulations.
5. Ensure that all emergency escape routes from the first floor are unlocked and are clear of combustible refuse and any other obstructions before any person works in that first floor area.

It is your duty as an employer to comply with these legal requirements.

A health and safety inspection of the premises will be made without an appointment being made on or after 1 December 2016.

If you will have any difficulty in complying with these requirements please let me know.

If you wish to discuss this correspondence further you may also contact my line manager, Mr Ian Clarke on (01226) 773743.

Yours faithfully

A handwritten signature in black ink, appearing to read 'S. Butler', written over a horizontal line.

Stephen Butler
Environmental Health Officer

Enclosures:

What to expect when a Health and Safety Inspector Calls 



**Place Directorate
Culture, Housing and Regulation
Regulatory Services
Head of Service : Simon Frow**

Springchoice Leisure Limited
69 High Street
Dodworth
BARNSLEY
S75 3RQ

My Ref: R 340548/Springchoice
Your Ref:
Date: 21 November 2016
Enquiries to: Stephen Butler
Direct Dial: 01226 773863
E-Mail: stephenbutler@barnsley.gov.uk

Dear sir,

**HEALTH AND SAFETY AT WORK ETC. ACT 1974 SECTIONS 2 AND 3 AND
ELECTRICITY AT WORK REGULATIONS 1989
CONTROL OF NOISE AT WORK REGULATIONS 2005
WHISPERS 12A REGENT STREET BARNSELY S70 2HG**

As the premises license holder for 12A Regent Street Barnsley you have an interest in the property currently known as Whispers.

Find attached for your information a copy of a letter sent to the current tenants which is principally concerned with electrical safety issues that remain unresolved at the licensed premises.

If the issues are not resolved a further representation will be made to the Licensing Authority.

I am sure that you will want to discuss this matter with your tenants.

If you would like to discuss this letter with me, if you have any further information that you would like to provide me with or if I can help in any other way please get in touch.

Yours faithfully

Stephen Butler
Environmental Health Officer

Enclosures:

1. Letter sent to Thornber and Allott Ltd dated 9 November 2016
2. What to expect when a Health and Safety Inspector Calls



**Place Directorate
Culture, Housing and Regulation
Regulatory Services
Head of Service : Simon Frow**

Thornber & Allott Ltd
4 Beaver Lane
BARNSLEY
S75 2RP

My Ref: R 340548
Your Ref:
Date: 28 November 2016
Enquiries to: Stephen Butler
Direct Dial: 01226 773863
E-Mail: stephenbutler@barnsley.gov.uk

Dear sir,

**HEALTH AND SAFETY AT WORK ETC. ACT 1974 SECTIONS 2 AND 3 AND
ELECTRICITY AT WORK REGULATIONS 1989
CONTROL OF NOISE AT WORK REGULATIONS 2005
WHISPERS 12A REGENT STREET BARNSELY S70 2HG**

I have received a telephone message from Mr Christopher Palmer, director of Springchoice Leisure Limited in which he refers to my letter to you dated 9 November 2016. Mr Palmer has suggested that Mr Angus Thornber has not seen the letter.

I can confirm that the letter (copy attached) was posted first class on 9 November 2016 addressed to the company at this, the only registered correspondence address for the company and each of its directors.

I would appreciate it if you will ensure that each director of the company is shown a copy of the attached letter so that they are aware of its contents.

If you wish to discuss this correspondence further you may also contact my line manager, Mr Ian Clarke on (01226) 773743.

Yours faithfully

Stephen Butler
Environmental Health Officer

Enclosures:

Letter to Thornber&Allott Limited R 340548 dated 9 November 2016
What to expect when a Health and Safety Inspector Calls



BARNSLEY
Metropolitan Borough Council

Place Directorate
Culture, Housing and Regulation
Regulatory Services
Head of Service : Simon Frow

Thornber & Allott Ltd
4 Beaver Lane
BARNSLEY
S75 2RP

My Ref: R 340548
Your Ref:
Date: 9 November 2016
Enquiries to: Stephen Butler
Direct Dial: 01226 773863
E-Mail: stephenbutler@barnsley.gov.uk

Dear sir,

**HEALTH AND SAFETY AT WORK ETC. ACT 1974 SECTIONS 2 AND 3 AND
ELECTRICITY AT WORK REGULATIONS 1989
CONTROL OF NOISE AT WORK REGULATIONS 2005
WHISPERS 12A REGENT STREET BARNSELY S70 2HG**

I refer to my visit to WHISPERS on 22 September 2016 when I met with directors Angus Thornber and Craig Allott and to my subsequent revisits on 17 October and 8 November 2016 when the directors were not present.

On 22 September I required that you take action to remedy the following items that may affect the health, safety and welfare of your employees and/or your customers:

1. Have all electrical circuits marked as COULD NOT IDENTIFY CIRCUITS on the electrical record EICR IPN4C/01158589 tested by a competent person to ensure that they are safe or permanently isolated from the electrical supply by a competent person.
2. Obtain a record from the competent person to demonstrate that these circuits have been tested and are safe/have been made safe.
3. Using the competent person permanently isolated any circuit that has not been tested from the electrical supply.
4. Carry out a Noise at Work assessment for each of your employees who may be exposed to a weekly dose of noise (loud music) in excess of 80 decibels (the lower exposure action value) using an appropriate competent person. Identify the measures which need to be taken to meet the requirements of the Noise at Work Regulations.
5. Ensure that all emergency escape routes from the first floor are unlocked and are clear of combustible refuse and any other obstructions before any person works in that first floor area.

It is your duty as an employer to comply with these legal requirements.

PO Box 634, Barnsley, South Yorkshire S70 9GG

A health and safety inspection of the premises will be made without an appointment being made on or after 1 December 2016.

If you will have any difficulty in complying with these requirements please let me know.

If you wish to discuss this correspondence further you may also contact my line manager, Mr Ian Clarke on (01226) 773743.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Stephen Butler', written in a cursive style.

Stephen Butler
Environmental Health Officer

Enclosures:

What to expect when a Health and Safety Inspector Calls 



BARNSLEY

Metropolitan Borough Council

Planning & Regulatory Services
PO Box 634, Barnsley S70 9GG

What to expect when a health and safety inspector calls

A brief guide for businesses, employees and their representatives

About this leaflet

This leaflet is intended for those in business who have duties under health and safety law ('duty holders'), for example employers and those in control of workplaces. It explains what you can expect when a health and safety inspector calls at your workplace. It also tells employees and their representatives what information they may expect from an inspector during a visit.

Who enforces health and safety law?

Health and safety law is enforced by inspectors from the Health and Safety Executive (HSE) or by inspectors from your local authority, Barnsley Metropolitan Borough Council.

Inspectors have the right to enter any workplace without giving notice, though notice may be given where the inspector thinks it is appropriate. On a normal inspection visit an inspector would expect to look at the workplace, the work activities, your management of health and safety, and to check that you are complying with health and safety law. The inspector may offer guidance or advice to help you. He/she may also talk to employees and their representatives, take photographs and samples, serve improvement notices and take action if there is a risk to health and safety which needs to be dealt with immediately.

Enforcing health and safety law

On finding a breach of health and safety law, the inspector will decide what action to take. The action will depend on the nature of the breach, and will be based on the principles set out in the BMBC Regulatory Services *Enforcement Policy Statement*. The inspector should provide employees or their representatives with information about any action taken, or which is necessary for the purpose of keeping them informed about matters affecting their health, safety and welfare.

Inspectors may take enforcement action in several ways to deal with a breach of the law. In most cases these are:

Informal

Where the breach of the law is relatively minor, the inspector may tell the duty holder, for example the employer or contractor, what to do to comply with the law, and explain why. The inspector will, if asked, write to confirm any advice, and to distinguish legal requirements from best practice advice.

Improvement notice

Where the breach of the law is more serious, the inspector may issue an improvement notice to tell the duty holder to do something to comply with the law.

The inspector will discuss the improvement notice and, if possible, resolve points of difference before serving it. The notice will say what needs to be done, why, and by when. The time period within which to take the remedial action will be at least 21 days, to allow the dutyholder time to appeal to an Employment Tribunal if they so wish (see 'Appeals' below). The inspector can take further legal action if the notice is not complied with within the specified time period.

Prohibition notice

Where an activity involves, or will involve, a risk of serious personal injury, the inspector may serve a prohibition notice prohibiting the activity immediately or after a specified time period, and not allowing it to be resumed until remedial action has been taken. The notice will explain why the action is necessary. The dutyholder will be told in writing about the right of appeal to an Employment Tribunal (see 'Appeals' below).

Prosecution

In some cases the inspector may consider that it is also necessary to initiate a prosecution. Decisions on whether to prosecute are informed by the principles in BMBC Regulatory Services *Enforcement Policy Statement*. Health and safety law gives the courts considerable scope for punishing offenders and deterring others. For example, a failure to comply with an improvement or prohibition notice, or a court remedy order, carries a fine, or six months' imprisonment, or both.

Unlimited fines and in some cases imprisonment may be imposed by higher courts.

Appeals

A dutyholder will be told in writing about the right of appeal to an Employment Tribunal when an improvement or prohibition notice is served. The appeal mechanism is also explained on the reverse of the notice. The dutyholder will be told:

- how to appeal, and given a form with which to appeal;
- where and within what period an appeal may be brought; and
- that the remedial action required by an improvement notice is suspended while an appeal is pending.

Information to employees or their representatives

During a normal inspection visit an inspector will expect to check that those in charge, eg employers, have arrangements in place for consulting and informing employees or their representatives, eg safety representatives, about health and safety matters. Such arrangements are required by law.

An inspector will meet or speak to employees or their representatives during a visit, wherever possible, unless this is clearly inappropriate because of the purpose of the visit. When they meet, employees or their representatives should always be given the opportunity to speak privately to the inspector, if they so wish. The inspector will provide employees or their representatives with certain information where necessary for the purpose of keeping them informed about matters affecting their health, safety and welfare. This information relates to the workplace or activity taking place there, and action which the inspector has taken or proposes to take. The type of information that an inspector will provide includes:

- matters which an inspector considers to be of serious concern;
- details of any enforcement action taken by the inspector; and
- an intention to prosecute the business (but not before the dutyholder is informed).

Depending on the circumstances, the inspector may provide this information orally or in writing.

Complaints

This leaflet sets out what you can expect when a health and safety inspector calls at your workplace. If you have a complaint that these procedures have not been followed then you can contact the inspector's manager to discuss the matter.

The inspector who has given you this leaflet is from **Barnsley Metropolitan Borough Council (BMBC)**. You can contact the inspector's manager and ask for your complaint to be investigated. If you are still not satisfied you can use the BMBC formal complaints procedure. In cases of maladministration you can also make a complaint to the Local Government Ombudsman in England, Scotland or Wales.

If you are still not satisfied you can contact the Independent Regulatory Challenge Panel who will look into complaints regarding advice given by HSE or LA inspectors about health and safety which you think is incorrect or goes beyond what is required to control the risk adequately. Before you raise an issue with the panel you should have first tried to resolve the matter with the relevant HSE or LA inspector and their manager.

Further information can be found at: <http://www.hse.gov.uk/contact/challenge-panel.htm>

How to find out more about health and safety law and how it is enforced

More Information, including what businesses must do by law, can be found in this HSE leaflet: *An introduction to health and safety. Health and safety in small businesses* Leaflet INDG259 HSE Books, web version:

www.hse.gov.uk/pubns/indg259.pdf

Further information

HSE priced and free publications are available by mail order from HSE Books, PO Box 1999, Sudbury, Suffolk CO10 2WA Tel: 01787 881165 Fax: 01787 313995 Website: www.hsebooks.co.uk (HSE priced publications and free leaflets can be downloaded from HSE's website: www.hse.gov.uk.)

For information about health and safety visit www.barnsley.gov.uk/safety-health-and-safety-regulation-and-inspection or www.hse.gov.uk.

This document contains notes on good practice which are not compulsory but which you may find helpful in considering what you need to do.

Your enforcing authority is:

Barnsley Metropolitan Borough Council, Regulatory Services, PO Box 634, BARNLEY S70 9GG
Tel: 01226 772468 email: regulatoryservices@barnsley.gov.uk

- FIRE ALARM

- SHUTTER

- LTS - men's toilet + fan

- ?

DB-B
CCTV ROOM

SPARE

Rear Kitchen

DB-C

SPARE

SPARE

Upstairs

SPARE

23 sockets
for
AMP

SPARE

SPARE

sockets SKES

LTS - cellar +
passage

SPARE

DB-E near of
UPSTAIRS

SPARE

SPARE

SPARE

SPARE

SPARE

SPARE

Ward , William

From: Bailey , Debbie
Sent: 03 February 2017 13:26
To: Liddall , Kate
Subject: Whispers Review

Good afternoon Kate,

Following the submission of the review papers for Whispers, Regent Street, Barnsley from South Yorkshire Police I would like to also put forward my representation as I too have continued concerns with the management of the premises and the lack of responsibility actively taken by the premise licence holder Mr Chris Palmer.

Following the last review in July 2016 there has been several occasions when the conditions imposed on the premises licence have not been adhered to and there have been failings in communication which have resulted in more time and attention being paid to the said premises.

An attempted murder at the premises in December 2016 again highlighted the failings of the management at the premises and the lack of communication between the DPS and the premise licence holder and again the lack of responsibility taken by management for the nights events has left further concerns as to their joint ability to actively manage a licensed town centre premise.

Many Thanks,

Debbie

Deborah Bailey
Regulatory Services Field Officer
Culture Housing and Regulation
Business Unit 5
Place Directorate
Barnsley MBC
01226 775696
07786525961
debbieBailey@barnsley.gov.uk

Ward , William

From: Holmes , Ruth
Sent: 23 January 2017 16:48
To: Licensing
Cc: Liddall , Kate
Subject: RE: Application for the review of premise licence at Whispers, 12a regent Street, Town Centre, Barnsley, S70 2HG

Dear Colleagues,

Given the concerns which led to the previous review did directly link to Safeguarding Children issues and the fact that this application makes reference to poor security procedures and lack of effective management (both of which can directly impact on Safeguarding of Children and Vulnerable Adults), and in the light of the events outlined in the application, I would support the application for a review of the premises licence.

Best wishes,

Ruth

Ruth M Holmes
 LADO & CPC Chair,
 Safeguarding Children Unit,
 Level 7,
 Gateway Plaza,
 Sackville Street,
 Barnsley
 S70 2DR
 Postal address:
 Barnsley Metropolitan Borough Council,
 Safeguarding Children Unit,
 PO Box 634,
 Barnsley
 S70 9GG
 Telephone - Direct line: 01226 772341
 Mobile: 07969 529779
 Safeguarding Unit: 01226 772400
 E-mail: RuthHolmes@barnsley.gov.uk
 Secure e-mail: RuthHolmes@barnsley.gcsx.gov.uk

From: Dodds , Jacqueline **On Behalf Of** Licensing

Sent: 23 January 2017 12:11

To: Holmes , Ruth


Cc: Liddall , Kate

Subject: FW: Application for the review of premise licence at Whispers, 12a regent Street, Town Centre, Barnsley, S70 2HG

Last reps 19th February

Jacqueline Dodds
Licensing Technician
Regulatory Services
Culture, Housing and Regulation
Place Directorate
Barnsley MBC
P O Box 602
Barnsley
S70 9FB

 Tel +44 (0)1226 773843

 Fax +44 (0)1226 775699

From: KIRSTY GREEN [mailto:Kirsty.Green@southyorks.pnn.police.uk]

Sent: 23 January 2017 11:32

To: Trading Standards; PollutionControl; Licensing; RegulatoryServices; 'planning@barnsley.gov.uk'; Burrows, Julia; 'jacquelinedodds@barnsley.gov.uk'

Cc: MICHELLE HUDSON; BENITA MUMBY

Subject: Application for the review of premise licence at Whispers, 12a regent Street, Town Centre, Barnsley, S70 2HG

23rd January 2017

Licensing Act 2003

Application for the review of premise licence at Whispers, 12a Regent Street, Town Centre, Barnsley, S70 2HG.

On behalf of the Chief Constable of South Yorkshire Police, an application for the review of the premise licence under section 51 of the Licensing Act 2003 is being made for Whispers, 12a Regent Street, Town Centre, Barnsley, S70 2HG.

The grounds for review are based on the following aspects of the 2003 Licensing Act Objectives - **Crime and Disorder & Public Safety.**

Yours faithfully,

For and on behalf of

Chief Constable, South Yorkshire Police

Kirsty Green

Licensing Enforcement Officer

South Yorkshire Police Licensing Department

c/o Barnsley Police Headquarters

Churchfields

Barnsley

S70 2DL

Email: kirsty.green@southyorks.pnn.police.uk

T: 01226 736046

M: 07917212736

Website address - southyorks.police.uk



Tackling child sexual exploitation is a priority for the Force and it is the responsibility of everyone to help spot the signs and say something.

For more information visit www.southyorkshire.police.uk/spotthesigns

Please be advised that the content of emails may be submitted as evidence to a Licensing hearing should issues arising not be resolved. The Local Council may post them as part of the process on their Website which has public access.