

01517772939



Dave Peers
Licensing Sergeant
Manor Road Police Station Wallasey, Wirral CH44 1DA
Tel: 0151-777-2944 Fax: 0151-777-2939
Email: @merseyside.pnn.police.uk

Wirral Borough Licensing Department
Town Hall
Brighton Street
Wallasey
CH44 1DA

Our Ref.

Your ref.


Date: 6th November 2008

Dear Mr Leyland

Re- Bam Buddha, Conway Street, Birkenhead

Please find enclosed additional disclosure regarding the Bam Buddha in Conway Street, Birkenhead. You will see from these documents that an incident occurred last weekend whereby a customer was glassed to the face. This was a very serious incident that resulted, following Police consultation in a voluntary closure by the premises themselves.

As a result of this incident and a previous glassing (16/3/08 already in bundle) it is my intention to ask the panel to consider a condition that any alcohol within the premises must be served in plastic vessels.

Yours sincerely,

Dave Peers
Sergeant 6555
Police Licensing

Plastic Bottles or Plastic Surgery?

IMPORTANT: To download Blake's video, click here (12.3MB, right-click -> Save Target As to save the video). Please feel free to use this in meetings, speeches or press to highlight the dangers of glass bottles.

A study by the Prime Minister's Strategy Unit found that:

- There are 1.2 million incidents of alcohol-related violence per year.
- 40% of A&E admissions are alcohol-related.
- Rising to 70% between the hours of midnight and 5AM.
- This costs the NHS £1.7 billion per year.

This is our son, he is not a hooligan, nor was he drunk. He was working at the time and tried to assist and protect a female colleague.

Every year thousands of people are bottled in the UK.

This affects everybody in this country, if you have a family you will have brothers, sisters, nephews, nieces, grandchildren, etc.

Don't let this happen to someone you love, help us to change the law.

Please sign our petition to change glasses to polycarbonate and bottles to plastic in nightclubs and late night bars.



After the loss of four pints of blood, a transfusion and four hours in surgery to stitch his face inside and out and neck wound, missing his jugular by half an inch.



The information and pictures you have seen occurred in the early hours of Christmas Day, 2004. This went to Crown Court in June 2005, the sentence passed was two years in prison, the sentence served was seven months. We thought Britain was in the process of tackling and clamping down on anti-social behaviour.

We intend to take this to 10 Downing Street. Do you agree with us?

Name:

Address:

Occupation:

Campaign Update - ask your MP to back us

If you have signed our petition, we very much appreciate your help, but there is one more small thing you can do to help our cause. You can ask your MP to sign Early Day Motion 385 in the House of Commons, which is a proposition put forward that mirrors the campaign. You can either write to the postal address below or use this web site to locate the name and email address of your local MP.

The address is:
{The name of your MP}
House of Commons

Westminster
SW1A 0AA

Please note that the MP for North East Milton Keynes is Mark Lancaster and he has proposed this Early Day Motion. Therefore it is pointless asking him to sign it.

Many thanks once again for all your support.

© Chris Welch - welch.chris@gmail.com

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GLASSING INSIDE PREMISES

Nov 3 08:48 2008

Page 1

01614840883

Reles

INCIDENT HISTORY RECORDS

Incident#: MP0811020189 Entry: 02-Nov-2008/03:04:41

Type: 122 - Violence Against The Person
Grade: 2 Src: 3 Resp Code: 1RNF Level: 1

Location: CONWAY STREET 1 @ CONWAY STREET ,BIRKENHEAD ^C H41
Loc Info: BAMBUDDHA BAR
Dispatch Group: A2CI Beat: A518

Caller: 4374
Address:
Phone 1: 2: 3:
Ethnicity:

CallerStatus: S Police Staff On Duty

REMARKS

Date/Time Remarks
02-Nov-2008
03:04:41 req station & ambo to male assaulted
1 female arrested for sec 20
03:05:51 AMBO REF FOR THE I/P IS 441 6951
03:06:59 6518 req hurry up for ambo
male has serious facial injuries poss sec 18 assault
03:08:05 cim ac95 advised
03:08:46 noted thanks
patrol to consider scene preservation,
cctv in area,
cid to be appraised.
cim already aware.
03:09:03 AMBO HAVE UPGRADED TO RED THEY ARE MAKING IRIR
03:09:24 night cid dc roach advised
03:14:52 ambo now at scene
correction to above text ** one male has been arrested **
male identified by door staff to attending officers as
being responsible

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3 08:48 2008

Page 2

03:29:43

FROM 6518 THE SCENE IS POSS THE DANCE FLOOR ON THE R/B ROOM ON THE FIRST FLOORAND THIS HAS BEEN EMPTY AND THERE IS NO WEAPONHOWEVER THERE ARE BOTTLES EVERYWHERE

PATROL HAVE TWO WITNESSES ONE IS A DOORMAN AND A CIVIL WITNESS ALL THE REST OF THE STAF ON DUTY HAVE NOT SEEN ANYTHING ANYTHING ELES

PATROL WILL VIEW THE CCTV 3570 IS STAYING WITH THE SCENE

REQUEST FOR CSI AND CID TO ATTEND

03:30:16

FROM PATROL THE I/PS DO DEEM LIFE THREATENING HOWEVER HE DOSE HAVE GLASS IN HIS EYE

03:34:17

I HAVE LIASONED WITH DC ROACH SHE ADVISED THAT IF THERE IS A SCENE THEN A SCENE LOG IS TO BE STARTED

03:43:30

6518 UPDATED WITH THE LAST AND WILL SPEKE WITH THE CIM WHO IS NOW ON SCENE

as67..req patrol make & follow up with i/p at aph..also request clothing be seized

03:49:58

from ao95 - bambudda has been closed, all persons have left.

staff were very co-operative and enqs on-going.

03:53:17

** to confirm injuries are not life threatening **

03:55:03

ao96...prems have been closed there is no scene to preserve cctv has been viewed & loc viewed where offence has taken place loc has been checked & there is no blood at that location

04:23:38

FROM AS37 - THE MALE IS

[REDACTED] - BIDSTON

04:24:28

MALE IP IS STILL HAVING HIS INJURIES ASSESSED- HAS LACERATIONS TO HIS FACE/LEFT SIDE OF THE FACE AND AN EYE INJURY

04:32:50

When being briefed about this job I was told that there were 2 witnesses, a doorperson and a civilian witness. Could we make sure their details are included on the log and arrangements made to get the statements as a priority, given the lack of witnesses in this case. DC Roche

04:38:36

FROM AS37 -
THEY HAVE SEIZED THE MALES T SHIRT/JEANS/TRAINERS

04:38:57

THE MALE IS NOW GOING TO THEATRE IN ORDER TO TRY AND SAVE THE SIGHT IN HIS LEFT EYE

04:39:34

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08:48 2008

04:50:11 PATROL HAS ASKED THE I/P WHETHER HE WANTS HIS PARENTS CONTACT - HE STATES NO
 A095 has attended the scene and spoke with supervision. A/P has been taken to APH and I have requested officers to attend the hospital to carry out enquiries and seize clothing from A/P.

D/P taken to Custody suite and clothing seized from D/P

I have closed Bambuddha Bar and explained my decision to management at this location. They took up the offer of a voluntary closure so they will be able to re-open tonight. The scene as been examined after everyone was removed from inside the bar. Officers have examined CCTV inside the premises in order to identify the location of the assault. Officers have examined the location of the assault and there is no evidence of blood or further evidence of a crime scene.

11:37:24 Officers are obtaining statements at scene and CCTV to be seized. I have asked for information to be brought to the attention of CID (informed) and left for mornings.
 LOG FORWARDED FOR NICHE REFE TO BE APPENDED ON TO LOG BU OIC WHO I AM INFORMED IS 4374.

IDENT SUMMARY

| Status | Status Date | By | At |
|--------|----------------------|-------|------|
| WAI | 02-Nov-2008/03:04:41 | 22625 | ACR7 |
| DSP | 02-Nov-2008/03:06:27 | 22625 | ACR7 |
| ONS | 02-Nov-2008/03:06:27 | 22625 | ACR7 |
| CLR | 02-Nov-2008/11:37:30 | 25470 | ACR2 |

SOURCE SUMMARY

| Unit | Date/Time | Status |
|------|----------------------|--------|
| 4374 | 02-Nov-2008/03:06:27 | DSP |
| 4374 | 02-Nov-2008/03:06:27 | ONS |
| 4374 | 02-Nov-2008/11:37:30 | AV |
| A095 | 02-Nov-2008/03:17:24 | DSP |
| A095 | 02-Nov-2008/03:17:24 | ENR |
| A095 | 02-Nov-2008/03:32:14 | ONS |
| A095 | 02-Nov-2008/06:24:06 | AV |
| A096 | 02-Nov-2008/03:17:28 | DSP |
| A096 | 02-Nov-2008/03:17:28 | ENR |
| A096 | 02-Nov-2008/03:32:16 | ONS |
| A096 | 02-Nov-2008/06:24:04 | AV |
| AM57 | 02-Nov-2008/03:19:11 | DSP |
| AM57 | 02-Nov-2008/03:19:11 | ENR |
| AM57 | 02-Nov-2008/04:12:18 | ONS |

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RESTRICTED (when complete)

MG11W

WITNESS STATEMENT

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

URN

Statement of:

Age if under 18: over 18 (if over 18 insert 'over 18')

Occupation: Student

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

Signature:

Date 2/11/08

Tick if witness evidence is visually recorded

(supply witness details on rear)

I am the above named person and I live at the address shown overleaf. On Sunday 2nd November 2008 I was out with some friends in BAR BUDDA, CONWAY STREET, Butehead. At approximately 02:45 hrs I was walking around inside the club looking for my notes when an incident occur. I was on the dance floor in the R & B room on the first floor when I saw a male who I will describe later ^{is} in the vicinity of my friend, Andy. This male appeared to throw a drink around Andy, throwing one of his arms forwards towards Andy. I was about 1 to 2 metres from Andy at the time of the incident. The R & B Room is dark but has disco lights which came on and off intermittently. I was close enough to get what I thought was drink from the glass or bottle, however, it turned out to be blood which I assumed was Andy's. I only saw the male for a few seconds after which I went off after my mate Andy who was badly injured. His face was wrecked. It was streaming blood.

Andy turned round after the incident and walked

Signature:

Signature witnessed by:

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MG 11 (CONT)

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Page No 2 of

Continuation of Statement of:

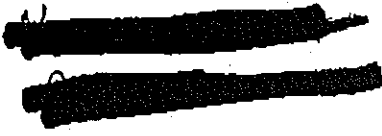
off. I followed him. I have never seen the male before. I would describe the male white, aged approximately 20 years old, about 5'10" tall, shaved hair, possibly a goatee. He had no scars that I could see. I think he was wearing a blue t-shirt.

I would like to point out that I have not been drinking this evening as I play football on Sunday evenings for the Farmers Arms in Morley. I am willing to attend court on this matter. I think I might recognize the male if I saw him.

Signature:

Signature witnessed by:

01517772939



Nov 3 08:44 2008

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+-----+
| INCIDENT HISTORY RECORDS |
+-----+

Incident#: MP0811011470 Entry: 01-Nov-2008/18:22:26

Type: 122 - Violence Against The Person
Grade: 3 Src: 2 Resp Code: 1RNF Level: 1

Location: [REDACTED] WALLASEY ^CH45 7PT
Loc Info:
Dispatch Group: A1CI Beat: A115

Caller: [REDACTED]
Address: [REDACTED], WALLASEY ^CH45 7PT
Phone 1: [REDACTED] 2: 3:
Ethnicity:

CallerStatus: V Victim

REMARKS

Date/Time Remarks

01-Nov-2008
18:22:26

REPORT OF ASSAULT

INFT REPORTING THAT SHE WAS ASSAULTED AT APPROX 0430 THIS MORNING IN BAM BUDDAH NIGHT CLUB.....CONWAY STREET...BIRKENHEAD.....

INFT STATES THAT AN ARGUMENT BEGAN WITH A 21 Y/O FEMALEWHO INFT KNOWS THROUGH A FRIEND.....WHEN THE FEMALE'S BROTHER.....NAME UNKNOWN...WHO WORKS AT THE CLUB AS GLASS COLLECTOR CAME OVER AND STARTED PUSHING INFT.....

INFT STATES MALE PUSHED HER BACK AND SHE FELL TO THE FLOOR.....AT WHICH POINT SECURITY CAME OVER AND REMOVED FEMALE AND HER BROTHER FROM THE CLUB.....

INFT STATES SHE HAS A SMALL CUT TO HER ELBOW AND HAS INCREASED BACK PAIN THROUGHOUT THE DAY.....AND INTENDS TO ATTEND MILL LANE HOSPITAL TOMORROW TO SEEK TREATMENT.....

INFT BELIEVES THE INCIDENT IS SPARKED BY JEALOUSEY....AS

01517772939

4 2008

SHE IS FRIENDS WITH A MALE ALSO KNOWN BY [REDACTED]
[REDACTED].....

INFT IS WISHING TO SPEAK TO PATROL AND MAKE A COMPLAINT.....

LOC HISTORY VIEWED

ACTION PLAN NOTED

18:23:06

INFT USED TO WORK AT THE NIGHTCLUB AND STATES THERE WILL BE CCTV OF THE INCIDENT

21:25:49

PATROLS NOW ENGD SN 1757

21:57:30

have recalled inft..spoken to her mum..clare has gone to bed because she was not feeling to good..have advised that we will ring her in the morning after 1000hrs

02-Nov-2008

10:40:19

HAVE RECALLED AND THE LINE RINGS OUT - MESSAGE LEFT ON THE A/PHONE WITH THE LOG NUMBER

10:40:21

AWAIT RECALL

19:02:46

CLAIRE HAS ATTENDED WALLASEY GEO. STATEMENT TAKEN BY CON 5484 CUCCHI AT 15:20 HOURS TODAY. CRIME NUMBER 0508144503. 4363

19:07:12

*****INCIDENT RESULT*****
RESULT AS ABOVE

INCIDENT SUMMARY

| Status | Status Date | By | At |
|--------|----------------------|-------|--------|
| WAI | 01-Nov-2008/18:22:26 | 41179 | LSCC11 |
| CLS | 02-Nov-2008/19:22:55 | 24092 | ACRSGT |

INCIDENT CHRONOLOGY

| Date/Time | Action | Description | [Wks/Pers] |
|-------------|--------|--|----------------|
| 01-Nov-2008 | | | |
| 18:22:26 | ENTRY | | [LSCC11/41179] |
| 18:23:06 | SUPP | | [LSCC11/41179] |
| 21:25:49 | SUPP | | [ACR1/24316] |
| 21:57:30 | SUPP | | [ACR5/25953] |
| 21:58:34 | CHNG | Grade: 3 ==> D | [ACR5/25953] |
| 21:58:53 | HOLD | Incident held until 02112008/10:00:00 | [ACR5/25953] |
| 02-Nov-2008 | | | |
| 10:00:05 | HOLDX | Hold released for time: 02112008/10:00:00 | |
| 10:40:19 | SUPP | | [ACR5/25044] |

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MG11W

WITNESS STATEMENT

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

URN

Statement of:

Age if under 18: OVER 18

(if over 18 insert 'over 18')

Occupation: NURSE

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

Date: 02/11/08

Signature: X

Tick if witness evidence is visually recorded

(supply witness details on rear)

C.T
 I am the above named and I reside at the address
 written overleaf.
 At about 04.30 hours on Saturday the 1st ~~October~~ ^{November} 2008
 I was having a night out in the Barbuda with my
 friends celebrating Halloween. I was having a dance
 when I spotted my friend Pete so I went over to
 speak to him. As I approached I noticed Pete was
 with a girl and her boyfriend. I then said, 'PETE
 HERE'S KATIE' because he had been looking for her and
 I had found her. The girl with Pete then squared up
 to me so close that her nose was touching my face.
 She started shouting, 'YOU WERE AT HIS PARTY AND
 YOU TRIED TO GET INTO MY FELLA' She was referring to
 a party from several months ago. I then informed her
 that this wasn't true. She carried on shouting at me
 and started pushing me. At this point I was
 scared because she was being very aggressive and
 because she is a lot bigger than me. Then the female
 brother came over and got in between the girl and me

Signature: X C.TOWNS

Signature witnessed by:

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MG 11 (CONT)

RESTRICTED (when complete)

Page No 2 of 3

Continuation of Statement of: [Redacted]

He then pushed me really hard in my chest, causing me to go flying backwards slamming into the bar with the top of my back causing me to then fall to the floor very hard which made me go dizzy and I was hit in a lot of pain with my lower back. I suffer from psoriasis and the impact with the floor caused it to really hurt and start to bleed. A member of the public then helped me to my feet. The female had now gone and so had the male who pushed me. I then left the Bombuddah bar because I was too weak to stand up. I didn't see the female or male again.

I know the female because she knows my friend Pete. Her name is [Redacted]. I would describe her as being tall and thin with long dark hair. She is about 22 years old. The male involved was her brother, but I don't know his name. I would describe him as being short in height and a bit chubby with dark spiky hair. He was about 18 years old. I know he is Lyndsay's brother because my ex manager who is the manager of Bombuddah told me so.

I am willing to go to court over this matter. I am going to see my doctor with my injuries which I will allow Merseyside Police to access. I will abide by any decision made by Merseyside Police. The victim's personal statement has been explained to me however I don't want to take part at this

Signature: [Signature]

Signature witnessed by:

01517772939

RESTRICTED (when complete)

MG11W

WITNESS STATEMENT

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

URN

Statement of:

Age if under 18: 018

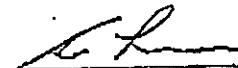
(if over 18 insert 'over 18')

Occupation:

Education

This statement (consisting of 5 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it, anything which I know to be false or do not believe to be true.

Signature:



Date

06/11/08

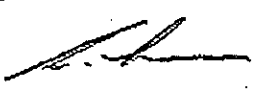
Tick if witness evidence is visually recorded

(supply witness details on rear)

I am the above named person and I live at the address overleaf.

On Saturday 1st November 2008 at approx 2200hours I went with my friend to a 21st Birthday Party at the Social Club on the Ford. We stayed there until about midnight. Scott drove me in to Bikenhead we called in at Slices and then went to Sherlocks. Me and Scott took another one of our friends home to Oxtan as he wasn't feeling well. We were gone for about 20 minutes and then returned to Bikenhead. We went to sherlocks and from there we went in to the Bam Buddha. Up until this point in the evening I had been having a good time. I had not argued

Signature:



Signature witnessed by:

RESTRICTED (when complete)

01517772939

MG II (CONT)

RESTRICTED (when complete)

Page No 2.5 of

Continuation of Statement of:

with anyone I got in to Barn Buddha about 0230 hours. I spoke to a couple of people downstairs and then me and Scott went upstairs.

Throughout the evening I had drunk about 3 pints of normal strength lager and I was drinking a vodka and Red Bull. I was drunk but I can remember the night clearly.

I was on the dance floor, dancing when I saw a friend called Stacey. I went up to her and spoke to her. I have known her for a few years, we used to hang around together. We were just talking about what we had been up to. We were only talking for about a minute when I got pushed on my left shoulder. I looked up and saw a male shouted something like "WHAT ARE YOU DOING". I then saw the male throw the glass he was drinking out of at me. The glass hit me above my left eye and shattered. The male threw the glass like he was throwing a ball with force. He threw under

Signature: 

Signature witnessed by:

01517772939

MG II (CONT)

RESTRICTED (when complete)

Page No. 3 of 5

Continuation of Statement of:

arm. I wiped my face on my arm. I saw my arm was full of blood. I felt Scott take hold of me and guide me towards a member of Door Staff. They then took me to a room and gave me tissue. The door staff took the outside where I waited for an ambulance and I met up with Scott. Scott went and got his car and followed the Ambulance up to the Hospital.

The male who assaulted me was white, male, tanned complexion, dark cropped hair, big ears, he was wearing a black top, dark trousers and black shoes on. I have seen the male before possibly out in Birkenhead. I would recognise him again. He is about 5ft 7 aged 18-20 years old.

He was in my view for about 10 seconds, he was about 1 meter away from me when he threw the glass. Visibility was good, it was dark but there is some lighting. I would recognise the male again.

The glass shattered when it hit me. I would describe the glass

Signature: 

Signature witnessed by:

01517772939

MG 11 (CONT)

RESTRICTED (when complete)

Page No 45 of 5

Continuation of Statement of:

was a half pint glass with a really thick base to it. I work in a bar and have dropped this type of glass and they don't ~~smash~~ smash. It is tough glass!

I remember being at the hospital, my eye and was very sore. I couldn't open my eye. I also remember the Police coming to see me. The next morning I went in to surgery on my left eye. I stayed in hospital on the Sunday night and I went home on Monday afternoon.

At the hospital they told me I might lose the sight in my eye and I might also have my eye taken out. During the operation they removed 3 pieces of glass from my eye and I have had 14 stitches above my eye on my forehead. I have had 20 stitches in my eyeball.

I returned to hospital today and I have been told I need two further operations if I want any vision back and even then it may only be shadows and

Signature: 

Signature witnessed by:

01517772939

MG 11 (CONT)

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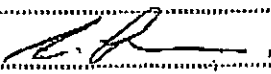
Page No. 5 of 5

Continuation of Statement of:

some light I may be able to see. The treatment will be over the next 5 months. I need my cornea and the lense in my eye totally replacing. I also have around 8 stitches in my nose.

No one has the right to assault me. This was a totally unprovoked attack.

I am willing to go to court on this matter.

Signature: 

Signature witnessed by:

01517772939

RESTRICTED (when complete)
VICTIM PERSONAL STATEMENT

WITNESS STATEMENT

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

URN

| | | | |
|--|--|--|--|
| | | | |
|--|--|--|--|

Statement of: [Redacted]

Age if under 18: 0/16 (if over 18 insert 'over 18') Occupation: Education

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

Signature: [Signature] Date 06/11/08

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

I have been given the victim personal statement (VPS) leaflet and the VPS scheme has been explained to me. What follows is what I wish to say in connection with this matter. I understand that what I say may be used in various ways and that it may be disclosed to the defence/

This attack has effected my whole life. I do sport in college and I wanted to be a P.E. teacher. I do not know how losing my sight will effect my sport

The doctors have told me I can not get an infection in my eye or I may lose the eye I am paranoid about infections and I dont want to go out and I can't go to work in the bar as I am worried about infection.

I am detemind to carry on with my college work and still want to go to University. I may want to add to this statement at a later date.

Signature: [Signature] Signature witnessed by: _____

KAM BUDDAH 0508147555

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

Statement of: [Redacted]

URN [] [] [] []

Age if under 18: Over 18 (if over 18 insert 'over 18')

Occupation: Unemployed.

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

Signature: X - [Redacted]

Date 8/11/08

Tick if witness evidence is visually recorded

(supply witness details on rear)

I am the above named person and I live at the address overleaf
On Saturday 8th November 2008 at about 0100 hours I went to Roubudda Bar Bikerhead with my friend Lacey. We had been drinking in Moreton. I have had a few but I can not drink.
I went for a cigarette with Lacey and as we were walking back up the stairs I saw a female I know to be Clare. I know her as this as a few years ago we were seen the same lad unbeknown to each other. Clare is a white female, about 5 foot 6 inches, with blonde hair extension, medium build and she was wearing a white skirt.
Clare was standing at the top of the

Signature: [Redacted]

Signature witnessed by: [Signature] PG 4172

2008(1)

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Continuation of Statement of: [REDACTED]

Page No. 2 of 3

stairs with her boyfriend and one of her mates. Lacey was behind me. I knew Clare was there but didn't make eye contact with her. As I walked past she threw the contents of a blue WKA at me. It went on my hair, chest and cheeks. She did that 3 times. Clare did not say anything. Clare then threw the bottle towards us but it missed. He and Lacey went to find the bouncer and we went into the toilets. The bouncer waited outside and I was putting my hair up as it was drenched. I then came out the toilet and Clare was standing with the bouncer. I told the Bouncer that was her. Her Boyfriend was with her and she began to make comments about her hair and me. I didn't even have chance to say anything and then Clare punched me on my right eye. It really hurt. The Bouncers separated us and Clare was removed. Outside I was approached by the Police and told them what had

Signature: [REDACTED] Signature witnessed by: [Signature] PC 11572

2003(1)

RESTRICTED (when complete)

Continuation of Statement of: [REDACTED]

happened and Clare was arrested. My right eye lid is swollen and my eye ball is slightly red. I feel dizzy but I have declined an ambulance. No one has the right to assault me or hurt me in any way. I am willing to attend Court and abide by the Police's decision. The VPS has been explained to me and I don't wish to make one of this time. This incident has totally ruined my night. The Police have taken a series of photographs of my injury.

Signature: [REDACTED]

Signature witnessed by: [Signature] 4572

2003(1)

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Crime - 24hr Crime Summary

RESTRICTED

| CRIME REACTYPE OF CRIME (STATUS) | MO | BEAT / CRIME ADDRESS | EARLIEST / LATEST DATE COMMITTED | INVOLVED SUSPECT(S) / OFFENDER (S) | INVOLVED VICTIM(S) | INVOLVED PROP- ERTY / VEHICLE(S) | INVESTIGATING OF- FICER / REMARKS |
|--|----|-------------------------|--|--|--------------------|-------------------------------------|---|
| 0508148237 Burglary Oth- er / ATTEMPT- ED BURGL- ARY IN A BUILDING OTHER THAN A DWELLING (NEW) | | [REDACTED] | 07/11/2008 20:07 / 07/11/2008 20:07 | [REDACTED] | [REDACTED] | [REDACTED] | # 1 ***CRIME*** AT- TEMPTED BURG- BUILDING OTHER, NO SOLVABILITY'S |
| 0508148132 Robbery Busi- ness / ROB- BERRY OF BUSINESS PROPERTY (NEW) | | [REDACTED] | 07/11/2008 20:30 / 07/11/2008 20:30 | [REDACTED] | [REDACTED] | [REDACTED] | #1997 O'ROURKE / ***CRIME*** ROB- BERRY BUSINESS. WITNESSED CCTV AVAILABLE. 1 X DE- SCRIBED MALES SUSPECT |
| 0508147801 Theft Shop / THEFT FROM SHOPS AND STALLS (NEW) | | [REDACTED] | 07/11/2008 20:30 / 07/11/2008 20:30 | [REDACTED] | [REDACTED] | [REDACTED] | #881 FLECH- ER / ***CRIME*** WIT- NESSED THEFT SHOP SUSPECT DESCRIBED CCTV AVAILABLE |
| 0508147892 Theft Shop / THEFT FROM SHOPS AND STALLS (NEW) | | [REDACTED] | 11/2008 21:40 / 11/2008 21:40 | [REDACTED] | [REDACTED] | [REDACTED] | #2508 SUDLOW / ***CRIME*** THEFT SHOP, CCTV AVAIL- ABLE |
| 0508147555 Violence / SEC 47. ASSAULT OCCASION- ING ACTUAL BODILY HARM (NEW) | | [REDACTED] | 08/11/2008 01:00 / 08/11/2008 01:00 | [REDACTED] | [REDACTED] | [REDACTED] | #4891 SMITH / ***CUS- TODYCRIME*** SEC 47 ASSAULT... 1 FE- MALE ARRESTED AND CAUTIONED |

RESTRICTED

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FIVE IN COURT after ASSAULTS in bar

Town centre police crackdown

FIVE men from Birkenhead have been charged with affray and 16 counts of assault following an incident in the early hours of Sunday, August 3, in a bar in Birkenhead town centre.

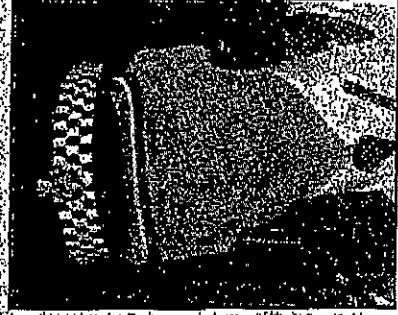
They are due to appear at Wirral magistrates' court on October 3.

Neighbourhood Inspector Mick Blaise said: "Merseyside Police are actively targeting violence and disorder on Wirral, and in particular, Birkenhead town centre.

"We are allocating more resources to investigate and obtain evidence on violent crimes so we can prosecute more."

"In the past, offenders may have been charged with a disorder offence or given a fixed penalty ticket but, due to close working with the Crown Prosecution Service, we are working to ensure that the most appropriate charges are laid."

● Right: Inspector Mick Blaise



It's eyes down for bird bingo

GLORIOUS sunshine and bumper crowds ensured that Wirral RSPB Family Day on Sunday at Wirral Country Park, Thurston.

The event was one of a number of initiatives being held to celebrate the group's 25th anniversary.

● Jeremy Brandshaw, of Wirral RSPB, with a group of children playing Bird Bingo at the RSPCA fun day

A warm welcome awaits you at Kingsmead School's Autumn

OPEN MORNING

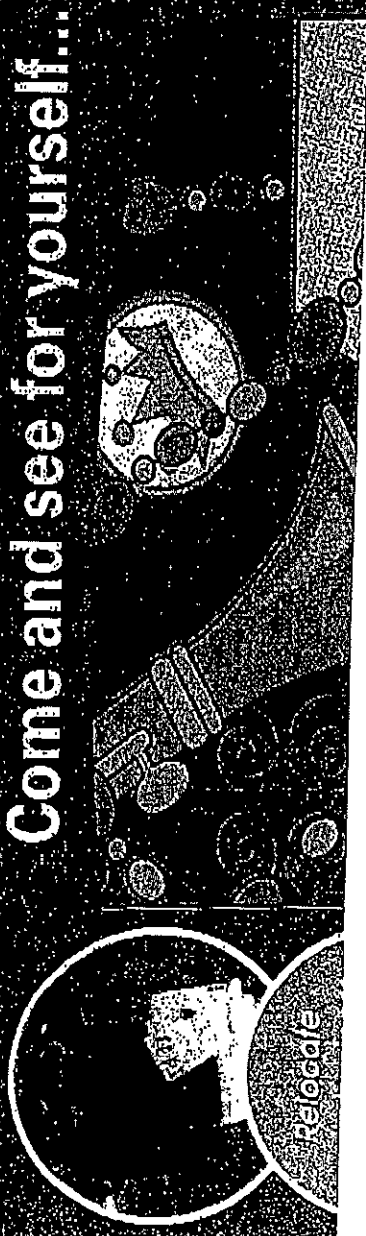
SATURDAY 4th OCTOBER, 10am-12noon

Do take this chance to see our wonderful school for yourself...



IT'S MAGIC IN THE MARKET

Come and see for yourself...



Relocate

Bam Buddha Lounge – 32-42 Conway Street, Birkenhead

Response to Application for Review by Merseyside Police

1. It is contended that the Bam Buddha Lounge is properly and adequately run under the new regime of Mr Sam Finney .
2. It is believed that the incidents related to the Bam Buddha Lounge are no worse than other nightclubs in the area.
3. It is contended that the late licence on Saturday evenings/Sunday morning to 06:00 hours is within the spirit of The Licensing Act 2003.
4. There is no evidence within the Schedule that these premises are ill conducted. It is a matter of sincere regret that the premises were without a Designated Premises Supervisor and a Premises Licence Holder but it is contended that throughout this period Mr J Smith and Mr S Finney were present at all times both of whom hold a Premises Licence and Mr S Finney has made application to become the Designated Premises Supervisor.

There is no evidence within the Schedule that the premises are ill conducted and there is no suggestion that there is underage drinking; no suggestion of covert drug taking within the premises and no suggestion that the licensing hours are being strictly adhered to.

5. In the Application for Review, Merseyside Police are saying there is only one incident that in their opinion can be directly attributed to the late licence and that relates to an incident that took place several hundred yards away. It is unfair to blame the proprietors of the Bam Buddha Lounge for any incident in Argyle Street and on no account is it accepted that this is directly resulting from mismanagement. The Proprietors can hardly be blamed for an un-witnessed theft of a handbag or an un-witnessed theft of a mobile phone and for isolated acts of violence which unfortunately occur in licensed premises throughout the country.

6. The Proprietors of the Bam Buddha Lounge to conduct the premises of the best of their ability and in accordance with the licensing objective.
7. A Premises Licence Holder is now in place as is a Designated Premises Supervisor.
8. In relation to the list, there is only incident beyond 4:00am recorded within the premises at item 9.
9. The Proprietors are extremely enthusiastic to work in conjunction with the Police to achieve licensing objectives and also the Local Authority.
10. It is contended the Bam Buddha are well conducted premises but that unfortunately incidents will occur in nightclub premises notwithstanding the efficiency of Management.
11. There have been no complaints by any member of the public concerning the conduct of these premises.

Dated this 31st day of October 2008

**Haworth & Gallagher
39 Hamilton Square
Birkenhead
Wirral**

CH41 5BP
Haworth & Gallagher

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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 David Peers

(Insert name of applicant)

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

Part 1 - Premises or club premises details

| | |
|---|-------------------------------|
| Postal address of premises or, if none, ordnance survey map reference or description Bam Buddha 34 - 42 Conway Street Birkenhead CH41 6JD | |
| Post town Birkenhead | Post code (if known) CH41 6JD |

| |
|---|
| Name of premises licence holder or club holding club premises certificate (if known) Mr Sam Finney |
|---|

| |
|--|
| Number of premises licence or club premises certificate (if known) LN/206001092 |
|--|

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 | <input type="checkbox"/> |
| b) a body representing persons living in the vicinity of the premises | <input type="checkbox"/> |
| c) a person involved in business in the vicinity of the premises | <input type="checkbox"/> |
| d) a body representing persons involved in business in the vicinity of the premises | <input type="checkbox"/> |
| 2) a responsible authority (please complete (C) below) | <input checked="" type="checkbox"/> |

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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)

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(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

| |
|---|
| Name and address David Peers, Sergeant 6555 Manor Road Police Station Manor Road Wallasey CH44 1DA |
| Telephone number (if any) 0151 777 2944 |
| E-mail address (optional) 6555@merseyside.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

Please state the ground(s) for review (please read guidance note 1)
 Merseyside police believe that the current hours granted at a hearing in September 2007 have resulted in increased crime and disorder within the vicinity.

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

The Bam Buddha lounge was originally licensed until 0400 hrs in the morning however in Summer 2007 they applied to extend the hours on a Saturday night to allow the premises to serve alcohol until 0600 hrs. The Police objected to this application and a licensing hearing was held on 26/9/07 during which the extra hours requested were granted.

For the following few months there appeared to be no particular incidents that were directly linked to the later hours. Incidents continued to occur but not to any particular pattern and those incidents were of a similar type and frequency as prior to the licensing change.

In 2008 the following incidents have occurred at the Bam Buddha Lounge

1. 16/3/08 0352 hrs male glassed in face. Minor facial injury AP refused to make complaint.
2. 16/3/08 0547 hrs complaint of doormen causing problems with customers. No arrests all parties advised.
3. 13/4/08 0242 hrs 20 year old female collapsed in toilets. removed by ambulance.
4. 13/4/08 time unknown complaint that daughter was assaulted on dance floor and then ejected by staff. Advice to all parties.
5. 27/4/08 0527 hrs male assaulted within premises kicked and punched.
6. 19/5/08 0303 hrs male in altercation with doorstaff. Male arrested D & D
7. 27/6/08 0200 hrs Unwitnessed theft of handbag
8. 27/6/08 no time Unwitnessed theft of mobile (different AP)
9. 6/7/08 0500 hrs S47 assault within premises.
10. 3/8/08 0612 hrs Disturbance in Argyle Street. 5 persons arrested charged numerous counts of assault and Affray.
11. 10/8/08 0225 hrs 2 X S47 assaults on male and female in premises.
12. 6/9/08 0230 hrs report of assault within premises. When seen by patrol no complaint made.

The incident on 3rd August 2008 is of particular note as it was of such a violent nature that it attracted publicity in the local media. During interview the five offending males gave differing accounts but it can be established that they visited other clubs before finishing their drinking in the Bam Buddha lounge until 0600 hrs when the premises closed. Several described themselves as drunk and must have been in such a condition while in the Bam Buddha.

As a result of the concern over the incidents occurring within the premises I met with the owner of the premises Gary Sandland on 21st May 2008 where we discussed some of the issues. A further meeting took place some weeks later between Gary

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Sandland and Chief Inspector Harrison from the Wirral Area. The DPS Lee Pritchard was not present during these meetings.

On 17th September 2008 as a result of a telephone enquiry a letter was received in this office from Lee Pritchard who had been both the Premises Licence Holder and the DPS for the Bam Buddha since September 2006. He stated that he had left the premises in May 2008 and was told by the Bam Buddha that they would complete the necessary paperwork and transfer the licence to Samuel Finney. No notification of such a change was ever received by this office or the Town Hall until 30th September 2008.

Effectively the Bam Buddha Lounge has been operating without an effective Premises Licence Holder or Designated Premises Supervisor for some 4 months. During those months several incidents have occurred within the premises. The owner of the premises has been seen on two occasions by the Police and no mention made of any changes taking place. During a visit to the premises on 13th June 2008 by Town Hall Licensing Enforcement several breaches of the licence were found.

The incident on 3rd August can be directly attributed to the late hours drinking at the Bam Buddha and at the time of this incident there was no effective management in place. Other incidents have occurred some of which have again been during the hours of extended opening.

It is suggested that the lack of management of the premises together with the extended hours has undermined the crime and disorder objective.

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Have you made an application for review relating to this premises before Please tick yes

If yes please state the date of that application

Day Month Year

| | | | | | | | |
|--|--|--|--|--|--|--|--|
| | | | | | | | |
|--|--|--|--|--|--|--|--|

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

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- 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

D Peas

Date

1st October 2008

Capacity

Licensing Sergeant

| | |
|--|-------------------------|
| <p>Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)</p> | |
| <p>Post town</p> | <p>Post Code</p> |
| <p>Telephone number (if any)</p> | |
| <p>If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)</p> | |

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.