

WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Statement of: Mr Ian Graham

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Chief Licensing Officer, Metropolitan Police

This statement (consisting of 6 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.

Witness Signature:

Date: 25th 16

I am a member of police staff in the Metropolitan Police Central Licensing Team and hold the position of Chief Licensing Officer. I have worked in alcohol licensing for the Metropolitan Police since September 1992. I have sat on advisory groups with the Home Office, Department of Media Culture and Sport and have been directly involved as either a staff officer or advisor to the NPCC/ACPO (chief officer) lead on alcohol and licensing for over 15 years. I have undertaken numerous licensing inspections in the company of police officers and given evidence in committee hearings and at magistrates court.

In response to an incident linked to Fabric Nightclub at 77a Charterhouse Street EC1M 3HN, I was tasked to undertake a licensing visit to the premises in the company of PC 185TP Turton, who is an accredited Design Out Crime Officer and former licensing officer, and PC 425NI Harrington who is a police licensing officer in Islington.

PC Turton and I arrived at the venue at approximately 0120 hours on Sunday 3rd July 2016; we stood on the opposite side of the road to the venue with a clear line of sight and spent approximately 25 minutes watching the queue. The queue was relatively short and rarely consisted of more than about 30 persons. The demographic of the queue appeared to be predominantly white and under 30 years of age with slightly higher numbers of males than females. The queue for the premises was controlled by metal barriers approximately 1.2 metres high, divided into separate queues and were arranged parallel to the kerb and taking up most of the width of the pavement, these barriers extend for a significant distance away from the venue with the only breaks where a business fronted onto the footway and was open.

We continued to observe the venue and the interaction of the security staff managing the queue; at the time there was a single male managing the entrance to the queue which due to the low levels of patrons arriving was approximately 20 metres away from the entrance to the club. It was observed that persons producing a pre-paid entry ticket were directed into a separate queue to those who turned up on spec.

PC Turton and I walked along the length of the queue following the barriers which extended along Charterhouse Street to the junction with St John Street. At this point, there is a pissoir and I noticed a number of males in conversation including a black male approximately 6 foot tall in a light blue coloured jacket. We then walked along St John Street into Cowcross Street where I saw two males in black clothing with SIA badges displayed on their arms. We continued past Greenhill Rents which was barricaded at its entrance with the same style of

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barrier used to control the queue for the club. I saw a male at this barrier also dressed in black and displaying an SIA badge on his arm. I looked along Greenhill Rents and approximately 30 metres along I saw a Picnic style table with two persons in light coloured clothing sitting at it.

Pc Turton and I walked a little further along Cowcross Street and turned and headed back towards Charterhouse Street. As we passed Peter's Lane I noticed a Male in black clothing with a SIA badge stood in at the entrance to the Lane facing towards Cowcross Street. PC Turton and I continued back to Charterhouse Street where we stood on the footway opposite to the entrance of Fabric.

We were shortly joined by PC 425 NI Harrington; the three of us continued observations for 10 minutes and then approached the venue at approximately 0210 hours. We were immediately met by Mr Luke Laws, whom I have met on a previous visit to the premises and I know to be the General Manager, and a few moments later by Mr Paul Durrand whom I have also met before and I know to be Head of Security at the venue. PC Harrington informed Mr Laws that we were would like to undertake a licensing visit and Mr Laws invited us into the premises.

We entered the premises through the exit doors which are adjacent to the entrance doors and walked around to the entrance lobby. The lobby was segregated by a rope barrier with patrons entering the premises being directed to the search area and then up a set of stairs towards the 'ticket office'. The stairs were divided by a metal handrail which was aligned with the rope barrier directing patrons up one side of the stairs the other side for customers coming down from the ticket office and allowing entry to the main parts of the premises. Mr Laws asked us if we would like to follow him and he would take us around the premises.

Mr Laws explained the searching policy for the venue as being two separate entrances with one for males and one for females; he pointed out that each entrance had a full-size metal detecting arch that customers had to pass through and that each patron would then be subjected to a search.

I observed several patrons enter; males were called over to be searched and I observed a male in black clothing who was wearing a SIA badge on his sleeve search a number of males I would estimate to be in their mid twenties in age. The search consisted of a finger tip search of sleeves and trouser legs both on the outside of the leg and inside of the leg. Pockets were examined from the outside by feeling the contents and at no time did I witness anyone empty their pockets or be asked to do so. Patrons were not asked to remove shoes or any outer layers of clothing such as jackets.

There was a small table to one side against a wall and I saw a few items placed upon it including a bottle of Lucozade and what appeared to be a small spray type deodorant. On one occasion I witnessed a female patron place her bag on the table so that it could be searched, I saw the female open the bag and a male security officer look inside, I did not seem him search the bag or ask for any of its contents to be removed, the bag was of a cream colour and approximately 25-30cms wide and 15cms high.

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Mr Laws then asked us to follow him up the stairs to the ticket office so that we could 'follow the route' a patron would take. The entrance being used for female patrons is immediately adjacent to the bottom of the stairs, as passed I overheard a female patron ask if it was necessary for her bra to be searched and she then stated that she was ticklish. I did not stay to watch the search but it is clear that the search takes place in full view of all patrons passing to go up the stairs.

We then proceeded up the stairs to the ticket office where there was a queue of about 30 patrons; we walked past this queue and back down the stairs. The entrance, stairs and ticket office were in my opinion moderately lit but with no specific spotlights or task lights focused on the entrance or search area.

The layout of the premises is on multiple levels with various interconnecting stairs with the majority of the premises being subterranean. We followed Mr Laws and Mr Durrand down a further set of stairs into the main body of the club. We were taken through the venue as we proceeded through the club I noticed that the light levels were significantly reduced in most areas. I did see security staff mainly as they interacted with Mr Laws and Mr Durrand; they were all dressed in dark clothing and would not have been as easy to identify had I not been with Mr Laws and Mr Durrand.

We entered the VIP area which is a mezzanine area above room 1. This area was not particularly busy and as we walked the length of the mezzanine, on one table I noticed a number of glasses and a bottle cooler which contained a frosted bottle; there were no patrons sitting at the table at this time. We reached the far end of the VIP area which overlooks the dance floor in room 1. Mr Laws spoke to PC Turton, I was standing immediately next to PC Turton but due to the volume of the music I was unable to hear anything Mr Laws said to PC Turton. Similarly, PC Harrington was immediately behind me and spoke to Mr Durrand and again I could not hear any part of the conversation. I then spoke to PC Turton and had to raise my voice considerably to make myself heard. I consider that I have normal hearing.

On viewing the dance floor area from the balcony of the mezzanine apart from a high intensity 'lightshow' the ambient lighting in the venue made it all but impossible to identify individuals from my position directly above the dance floor which was approximately 4-5 metres below me. I observed the dance floor and as far as I could see into room 1 with the exceptionally low light levels for several minutes and during that time was unable to identify any security staff.

We all exited the mezzanine and down another set of stairs into room 1, we passed a bar area that was lit above the general ambient lighting levels en route and I noticed a number of patrons exhibiting varying levels of intoxication including a male sat slumped on a low seating area staring straight ahead without blinking.

Mr Laws showed us an area where merchandise may be purchased that also was used to provide free drinking water to patrons. I looked but could not see any signage advising patrons of this but I did witness one male ask for, and be given, a clear plastic cup of tap water. Whilst standing at this area, immediately to the right is a bar and I observed a male purchase a bottle of water and a female purchase a dark coloured drink in clear plastic glass.

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Overall during the course of the entire visit, I observed relatively few patrons drinking anything, with those that I did observe, split evenly between bottled water and drinks in clear plastic drinkware.

We continued through the area shown on the plans as the sunken bar and into room 2; this area has a similar size dance floor shown on the plans to room 1 but is approximately half the overall size of room 1. Considering the relative size of room 2 to room 1, it was considerably less busy than room 1.

As we exited room 2, we entered the sunken bar again where a male was observed to be moving in front of the bar in an exaggerated and erratic manner which resembled no form of dance I had previously seen. As this was not a 'dance floor' and was taking place directly in front of the bar, I expected Mr Laws, or more particularly Mr Durrant, to summon his security team and identify if the patron was dancing or in some form of distress or suffering the effects of intoxication. However, the only comment made was by Mr Durrant, who laughed and described the individual concerned as 'break dancing'. The movements being performed did not resemble any form of 'body popping' spins or steps that I could recognise as a traditional form of break dancing.

We continued up a set of stairs and onto a steel walkway above the sunken bar; from this position I could see that the male whom I had observed 'dancing in an erratic fashion' was continuing to do so with no intervention from staff at the venue.

We continued into room 3 which was much cooler and had a better ambient lighting set-up; the area being used as a 'chill out' area and had low level seating and large 'bean bag' style furniture. The level of music could be described as moderate and it was possible to hold a conversation with voices at a normal level. PC Turton and Mr Laws had a technical discussion about the air circulation system in the venue and the complexities of cooling the venue without adding air conditioning units.

We left this room and headed towards the smoking area which is located to the rear of the venue. As we exited the venue towards the smoking area, we were shown into the medical room. This consisted of three beds arranged around the wall of the room; above the bed nearest to the door, Mr Laws pointed about an air conditioning unit to be used on patrons that had become 'overheated'. In the room, was a female medic dressed in a green uniform with a female patron aged approximately 25-30 years old who was exhibiting signs of significant intoxication. Her eyes were bloodshot and she struggled to focus on us as we stood in the entrance, her expression was uncomprehending and she was holding a small plastic cup filled with a clear liquid. Mr Laws pointed out the room also doubled up as an overflow cloakroom and pointed to an area to the rear of the room which contained rails with hangers upon them. We left this room and continued to the smoking area access to this is across 'Greenhill Rents', a cul de sac to the rear of the venue. Patrons are directed to the smoking area via a walkway created from the same 1.2 metre barriers used to control the queue at the front of the venue.

The smoking area is entered through an entrance bounded on one side by a building on the other by a 2 metre high wall. Once through the entrance, the smoking area is enclosed within 2 meter high metal fencing covered in a black material; it is lit by predominantly by a single

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high intensity spotlight towards the rear of the area. The area was relatively busy with patrons and I identified one male member of the security team. There were a number of patrons exhibiting varying degrees of intoxication but I witnessed no intervention from security. PC Turton and Mr Laws discussed the lighting of the area and the physical security arrangements and we then left the area.

On the way back towards the club, we exited onto Greenhill Rents and along to Cowcross Street where we turned left and walked down to number 78 Cowcross Street where there is an entrance to a courtyard which was behind an unsecured open fretwork design metal gate. A male was sat on a chair behind the gate and opened it at the request of Mr Laws, we walked through into the courtyard and at the end was a 2 metre high wall which bounded the smoking area of the venue, Mr Laws explained that he had a condition on his licence to have a metal shutter fitted to the entrance to the courtyard but it had been damaged on a number of occasions by cars reversing into it and it cost £3500 to replace which he was no longer going to do and, as such, had placed the staff member in this area to prevent any potential access to the rear of the club's smoking area.

We then left the courtyard and headed back towards the club passing Peter's Lane on the left hand side. This lane is pedestrianised and, at the entrance, was the same male security officer I had previously seen. Mr Laws stated that he was on static point and his staff used to patrol but another door security company had been attacked by drug dealers and as such he deemed the risk too great to his staff to continue their patrols.

We then continued back to the club via Greenhill Rents where access was controlled by barriers and a staff member. I again noticed several people sat and stood around the picnic table at the end of the Rents.

Mr Laws then invited us into the area they used to search patrons suspected of being in possession of drugs; the area is in the lobby area of the glass-fronted extension. Inside were a male and female staff and a patron of slim build with dark clothing aged 25-30 wearing long shorts and having his lower legs tattooed. It was established that he had been searched and found in possession of two 'bombs' (this is often used as a description for powdered drugs wrapped in a small twist of tissue paper and ingested by swallowing.) The male was in the process of being ejected and was taken out by the male member of staff. We were informed that the male's details had been recorded and he would be prohibited future entry to the premises. The method was described to us in that the individual would be shown to the door security team on his ejection so that they could memorise his face and prevent re-entry, I asked how future entry was prevented and was told they hold a paper record of all persons 'banned' and that it contains a photo taken of the individual and any driving licence or other identification document, I asked if a picture had been taken of the male ejected and was shown in image on the back of a small camera of the male ejected. I then asked to see the manual used to record details and was shown a binder dated 2015. I was informed that the 2016 binder was at the front door and all person banned are shown to staff at the beginning of every shift so that they can memorise it should a banned person attempt to gain entry. I asked if any of the staff were 'super recognisers' and could memorise all of the persons on the banned list; Mr Laws informed me he had no such member of staff.

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PC Turton asked how many patrons had visited the premises since the previous review at the end of 2014. Mr Laws stated that it would be in excess of 600,000. Having considered the number of patrons visiting the premises, and the venue's policy on possession and dealing drugs, there seemed to be a very low number of banned persons in the binder for 2015. Discussion took place about the benefits of an electronic identity scanning and recording system and how this could provide the venue with a more robust banning system; Mr Laws stated that this had been rejected by the judge at the appeal in respect of the previous premises review and, in addition, when they had trialled a system it had added three and a half hours to the overall processing time for patrons queuing for entry.

We then left the search area and re-entered the rear of the club and went to the office to view the CCTV system. Mr Laws then showed PC Turton the CCTV and they discussed the technical elements around the system.

A general discussion then took place with Mr Laws asking what the police were going to do in respect of the premises, I outlined that no decision had at that time been made but due to the serious nature of the latest incident and the previous incidents, I would not rule out a further review at that time. I also informed them that PC Turton would complete his report into the physical security and general layout and design of the premises and this would form part of the decision making process.

PC Turton, PC Harrington and I then left the premises at approximately 0400 hours. We returned to our car and drove past the premises and along Charterhouse Street turning left onto St John Street. As we passed the pissoir at the junction, I again saw the black male in the light blue coloured jacket I had seen prior to our entering the premises. We then took PC Harrington back to his office and en route back to Charing Cross Police station at approximately 0440 hours we drove slowly past the junction of St John Street and Charterhouse Street where PC Turton pointed out the black male in the blue light coloured jacket I had seen previously and informed me that he had seen and heard him offering something to a group of males who were haggling over the price.

We continued past the entrance to Fabric but witnessed no queue and no one entering the premises and we then returned to Charing Cross Police Station.

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Vehicles

Call Start 25/06/2016 03:05:15

Callsign	Dispatch	At Scene	Blue Call	At Hospital	Green	Response
IR11	25/06/2016 03:06:12				25/06/2016 03:07:55	
AP61	25/06/2016 03:06:00	25/06/2016 03:06:00			25/06/2016 04:00:00	0:45
G331	25/06/2016 03:05:49	25/06/2016 03:12:11		25/06/2016 03:55:40	25/06/2016 04:22:09	6:56

Vehicle Breakdown

IR11

Time	Fleet No	Status	Easting	Northing	Description
25/06/2016 03:06:12	7501	Dispatch Event	530657	179564	T [REDACTED] ch
25/06/2016 03:06:50	7501	Unit Enroute	530659	179566	
25/06/2016 03:07:55	7501	Available-On-Radio	530659	179566	Preempt Request Acknowledged

AP61

Time	Fleet No	Status	Easting	Northing	Description
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G331

Time	Fleet No	Status	Easting	Northing	Description
25/06/2016 03:05:49	7830	Dispatch Event	533150	183839	T/RUNCAL (AEU)
25/06/2016 03:06:06	7830	Unit Enroute	533136	183782	
25/06/2016 03:06:06	7830	Vehicle is mobile while being amber to scene.	533138	183783	Automatic message received from MDT
25/06/2016 03:12:11	7830	Estimate that vehicle is Red at scene	531951	181764	Automatic message received from MDT
25/06/2016 03:12:59	7830	Sat Nav has indicated at destination	531740	181697	Automatic message received from MDT
25/06/2016 03:13:01	7830	Unit Onscene	531736	181702	
25/06/2016 03:14:32	7830	Ignition turned off	531800	181825	Automatic message received from MDT
25/06/2016 03:37:42	7830	Transporting	531807	181800	ROYAL LONDON (WHITECHAPEL) HOSPITAL
25/06/2016 03:55:03	7830	At Hospital from Sat Nav (implied by status)	534947	181791	Automatic message received from MDT
25/06/2016 03:55:04	7830	Estimate that vehicle is Red At Hospital	534947	181791	Automatic message received from MDT
25/06/2016 03:55:34	7830	Ignition turned off	534832	181738	Automatic message received from MDT
25/06/2016 03:55:40	7830	Transport Arrive	534830	181737	ROYAL LONDON (WHITECHAPEL) HOSPITAL
25/06/2016 04:22:09	7830	Available-On-Radio	534830	181743	

EOC Log

Log entry type Remarks at 25/06/2016 03:07:57 by LESTERAM from extension DP1128BW
IR41 REQ 1 AMB FEMALE TAKEN MDMA O/D

Log entry type Remarks at 25/06/2016 03:09:35 by PIKECH from extension DP2303WT
APP - AP61 ADVISING BEEN DRAGGED BACK INTO CLUB FOR 2ND PT MDMA AND OTHER DRUG SHE HOWEVER IS GCS 14.
AP61 IS WITHOUT LIFEPAK AS IT IS WITH PT1 ENR TO RLH WITH HEMS. HE DOES HAVE A DEFIB.
2ND CREW DEF REQ. //CLP

Log entry type Remarks at 25/06/2016 03:28:59 by DOLANFL from extension DP1127BW
ir41 report ir41 and app now leaving scene, patient being conveyed to hosp by g331

NIRT00485206

On FRIDAY 1st JULY 2016 Pc Steven HARRINGTON 425NI and PS Aaron BARNES attended FABRIC NIGHTCLUB 77A CHARTERHOUSE STREET EC1M3HN for a meeting with representatives of the club. Mr Luke LAWS General Manager, Mr Paul DURAND Head of Security and Mr Gary KILBY Director. Unfortunately Mr KILBY was unable to attend as he had been delayed on a flight from Spain.

The meeting was convened after an attendee of the club had died from a believed drug overdose on 25/06/2016. The purpose of the meeting was to discuss further strategies to attempt to prevent this type of incident.

The following points were discussed

1. Clarification of drug policy, are persons refused entry and barred from venue if found in possession of drugs? The club runs a zero tolerance policy on drugs. If a person is found in possession of drugs at point of entry or once inside the club they are barred or removed.

2. If persons suspected to be under the influence of drugs at point of entry, are they assessed by club medics? Or just refused entry and turned away?

If it is felt that they are not fit to look after themselves the person is taken to the medical room and looked after by the club medics until they have recovered. At this point they are then ejected from the club.

3. What extra procedures will the club put in place to try and deal with this?

The club is carrying out an assessment of the environs of the venue to see if there are any links between these and the drug related deaths at the venue. They will also look at the use of the vibrating dance floor to see if this is in any way linked. The club medics and the SIA door teams do regular sweeps of the venue looking for people who may be suffering from the effects of drugs or alcohol.

4. Is the club air conditioned? Could the temperature within the club be an aggravating factor in how people are reacting when taking drugs?

The club only has air conditioning in the medical room. The rest of the club is ventilated using large fans

5. Can the search regime be tightened up any further? What is the current level of the searches undertaken by door staff?

The searches carried out are as full as legally allowed. Every person entering is searched and if anyone in the club is alleged to be using or dealing drugs they are searched again.

Pc HARRINGTON asked Mr LAWS to fully explain what provisions the club had in place to try to prevent the use of drugs within the venue.

Mr LAWS explained that the club has Non SIA staff permanently employed within the toilet areas of the club. If these staff see a person using the toilets excessively then they bring this to the attention of the SIA registered Door Staff who will then speak to the person and if necessary that person will be taken to a secure room and searched for drugs.

The club also uses two covert SIA registered door staff who patrol within the club looking for any offences and use of drugs or drug dealing. These are changed regularly.

The club has also started to use Mystery Shoppers, these are arranged by Mr Gary KILBY and at times not even Mr LAWS or Mr DURAND are told that the mystery shopper is in the venue. The mystery shopper is given the telephone number of Mr LAWS and Mr DURAND and if any signs of drug use or dealing are seen then a text is sent describing the people involved and then the door staff stop the people involved.

The venue also has a dedicated water bar. Water is readily available, the staff at this bar are briefed to monitor the amount of water being drunk by individuals and if anyone is drinking excessive amounts of water they are taken to be assessed by the club medics.

The club is now going to produce flyers to be handed to every person entering the club. These flyers will alert people to the dangers of taking recreational drugs.

Meeting ends.

A copy of the most up to date venue license is attached to this report

WITNESS STATEMENT

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

Statement of **Graham HISLOP** URN:

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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Officer 203394**

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

Signature: Date:

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

I am the above named officer and I am currently attached to the Metropolitan Police Central Licensing Team based at Empress State Building in EARLS COURT.

ON Friday 22nd JULY 2016, I was on duty in plain clothes in company with PC DANDRIDGE and PC KEMP when we attended FABRIC Night Club 77a Charterhouse Street London EC1M 6HJ, to conduct a licensing inspection at the venue. We had decided early that for this inspection we would enter the premises under SEC 179 LICENSING ACT 2003 which allows police officers a power of entry to any premises where officers believe licensable activity is taking place. We entered the premises via the exit doors at around 0145 hrs on the 23rd JULY 2016 this door is located to the left of the entrance as you look at the premises from the street. There were to SIA Door Supervisors at the exit door who didn't have their attention on who was about in the street, with the SIA Door Supervisor closest to the street not even registering that myself and the other two officers passing him and going into the premise. The second SIA Door Supervisor has put his arm out and attempted to stop us but all three of us have identified ourselves as police officers by showing our warrant cards and announcing that we were here to conduct a licensing visit. I recall this SIA Door Supervisor saying something to the effect of "You can't come in this way, you have to wait for the management." Once inside the premises we have made our way to the Smoking Area, which is located at the rear of the premises. As we reached the stairs that lead out of the premises into the alleyway that leads to the Smoking Area, there was a SIA Door Supervisor stood at the top of these stairs directing patrons to the side of the stairs the premises want you to use so as there is no congestion,

Signature: Signature witnessed by:

Continuation of Statement of **Graham HISLOP**

this male was also informing patrons that they couldn't take drinks out to the Smoking Area and when needed he was taking drink off of patrons.

Once down the stairs we all followed the barriers to the Smoking Area, as we entered the Smoking Area I saw two SIA Door Supervisors wearing HI VIZ tabards stood flush against the block mesh the made up the Smoking Area. These two Door Supervisors weren't engaging with an patrons but were just stood casually talking to each other, not even looking around to see if anything was going on or if anyone required assistance. We stayed in the area for about 10 minutes so as to observe the Door Supervisors as there is a condition on the venue licence that states there should be no loitering in the Smoking Area, we had a walk around and identified several groups of patrons sat on the ground smoking and chilling out. At no stage during our stay in the Smoking Area did either of the Door Supervisors make any attempt to see if these person sat on the floor were feeling ok or make any attempt to stop the persons sat on the floor from loitering in the smoking area. These Door Supervisor just remained stood flush against the block mesh fencing chatting to each other. As the Smoking Area had a number of persons in it there was no way that the Door Supervisors could see those patrons sat on the floor from there vantage point. We have then made our way back in the premises and head for Room 1, we have walked around the rear of the DJ booth and stood on the edge of the dance floor, this room very dark plus there was a lot of dry ice being used. From what I could see through the flashes of white light and dry ice was a very crowded dance floor. Whilst stood on the dance I could feel a vibrating sensation in my chest which I believed was due to the vibrating dance floor. Whilst stood there we witnessed a very tall Door Supervisor walk passed us into the middle of the dance floor, from time to time this Door Supervisor would flash his torch towards the floor for an unknown and unseen reason. We have then made our way to the mezzanine that overlooks the dance floor of Room 1. Once there I saw a roped of area of seating and tables with jugs of liquid left on the table, at the time there were no patrons present in the roped off area however there wasn't any staff there supervising this area either. We have look over the railings onto the dance floor below, however due to the lack of light and the dry ice I couldn't see anything of note. From the mezzanine we made our way to the chill out area which was located in Room 3. As we entered this area I saw an IC 3 male wearing an orange HI VIZ tabard with FIRE MARSHALL on the back of it, as I watched this male he was interacting with a group of females who were taking photos of each other with a mobile phone, I then witnessed the male remove his HI VIZ tabard and sit in between to the females and posse for a photo with them. As I watched this an IC1 MALE AND IC1 FEMALE entered the chill out area, the male was

Signature: Signature witnessed by:

Continuation of Statement of **Graham HISLOP**

in a state of undress, he had his right arm out of his T-shirt with the t-shirt pulled up onto his shoulder exposing the right side of his Torso. This male wandered around the area for a short while, whilst this was happening the female with him was trying to talk to him and get him to stand still. From looking at this male I would say he was highly intoxicated. The males has then walked up a small flight of stairs that led to a small landing area in front of a law and fire door. Once at the top of these stair the male began to fumble with his trouser fastenings as if he was about to remove them, he was stopped by the female. He was also very unsteady on his feet, swaying constantly, I would also say that the female with the male was also intoxicated but not to the state that the male was. Once she had stopped him from undoing his trousers they have made their way out of the chill out area, whilst this was happening the member of staff wearing the FIRE MARSHALL Tabard was still posing for photos with the females. This male and female have then walked out of the chill out area and out of my view. We have remained in the chill out area a little longer and witnessed two IC 6 FEMALES laying on some bean bags, one of these females has started retching but wasn't sick. By this time the male wearing the FIRE MARSHALL Tabard was walking about the area and spoke to the female, she replied something to the effect of "Yeh, I don't drink." With this we have left the chill out area.

We have then made our way back through the club towards the smoking area, as we did so I noticed a male in front of me dancing in an erratic manner and as I got close to him I noticed that his pupils were very large and he had what I can only describe as a startled expression on his face, akin to the expression of BEZ, from the Happy Mondays. Once back in the Smoking Area, I observed that the area was a lot fuller that my previous visit and that there was now 4 Door Supervisors stood together against the block mesh fencing. Again these Door Supervisors weren't taking much notice of what was happening in the Smoking Area and were chatting amongst themselves. We made our way into the middle of the Smoking Area and again observed a number of groups sat on the floor. Where we stood there was a group of 4 females sat behind us smoking and there was a strong smell of cannabis coming from their direction. A short time later an IC1 female came and stood next to us, she was smoking and the smell of cannabis coming from her cigarette was very strong. It is at this time I notice an IC3 Door Supervisor walking around the Smoking Area telling those sat on the floor to stand up. I have watched this male asking the patrons to stand up and in some case helping people to stand you. One person that comes to mind is a tall IC1 male who the Door Supervisor asked to stand up was so intoxicated that he found it difficult to stand up and then once on his feet he was very unsteady and had a lost expression on his face, he has then staggered off into the

Signature: Signature witnessed by:

Continuation of Statement of **Graham HISLOP**

premises. We have then left the Smoking Area again after about 10 – 15 minutes walking back towards the premises, as we approached the entry door I observed that the premises medical room was to our left. I have stopped outside the door to the Medical Room and spoke to the other two officer, as I did so we were asked by a Door Supervisor to move on, with this I identified myself as a POLICE OFFICER by showing the Door Supervisor my warrant card as did PC DANDRIDGE and PC KEMP and informed him that we were conducting a licensing visit and that we were going to enter the Medical Room. As I entered the Medical Room I hear an intoxicated female voice shout "You can FUCK OFF." I have then seen a female in an intoxicated state sat next to a male in a green uniform akin to a member of the ambulance service, who I have taken to be the premises medic. Whilst in the Medical Room we have been joined by the Door Supervisor in charge on the night at the premises MR Paul DURAND. We all identified ourselves and MR DURAND explained that the female was found by security outside the premises and brought inside for medical attention. We have then accompanied Mr DURAND upstairs to the manager office where Ian Graham and SGT Ian MARTIN were carrying out a full licensing inspection with the premises Manager Mr Luke LAWS. Once in the office I have been asked by Ian GRAHAM if I could check the SIA Door Supervisors badges against the list the premises had supplied, I asked Mr DURAND if he could send up one member of his team at a time so as I could check there badges. There were two SIA of note one male produced a photo copy of the front and rear of his badge crudely glued onto a piece of white plastic card. I have asked him to provide me with proof of his Identity which he has be way of several bank cards in his name. I then inform him and Mr DURAND that he was not able to conduct anymore duties as he was not in possession of this badge as required by the SIA. The second male produced a paper photo copy of his badge and when asked where his proper badge was be stated it was in his car. I advised him that he need to go and get it and bring it back to me so as I could confirm it was a proper badge, to which after a short while he has done. Once everything was checked and both Mr GRAHAM and SGT MARTIN were happy that they had completed their inspection we have all left the office and made our way back through the club to the exit door. As we climbed the stairs towards the exit I observed a BLONDE IC1 FEMALE struggling to get up the stairs, once on the flat walking towards the exit she was being held by and IC 1 MALE. I would say from her appearance that she was highly intoxicated through drink or drugs. Once at the door this female has walked passed not only the 2 SIA Door Supervisors but MR LAWS and MR DURAND, without them asking her or her male friend if they needed

Signature:

Signature witnessed by:

2003(1)

Continuation of Statement of **Graham HISLOP**

assistance or even acknowledge that she was intoxicated. We finally left the premises at 0415 on the 23rd JULY 2016.

Signature: Signature witnessed by:

Witness contact details

Home address: Postcode:
Home telephone number Work telephone number
Mobile/pager number Email address:
Preferred means of contact:
Male / Female (delete as applicable) Date and place of birth:
Former name: Ethnicity Code (16+1): W1 Religion/belief:
Dates of witness non-availability

Witness care

- a) Is the witness willing and likely to attend court? **Yes.** If 'No', include reason(s) on MG6.
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness? **No.** If 'Yes' submit MG2 with file.
- d) Does the witness have any specific care needs? **No.** If 'Yes' what are they? (Disability, healthcare, childcare, transport, language difficulties, visually impaired, restricted mobility or other concerns?)

Witness Consent (for witness completion)

- a) The criminal justice process and Victim Personal Statement scheme (victims only) has been explained to me Yes No
- b) I have been given the Victim Personal Statement leaflet Yes No
- c) I have been given the leaflet 'Giving a witness statement to police — what happens next?' Yes No
- d) I consent to police having access to my medical record(s) in relation to this matter: (obtained in accordance with local practice) Yes No N/A
- e) I consent to my medical record in relation to this matter being disclosed to the defence: Yes No N/A
- f) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings, CICA Yes No
- g) The information recorded above will be disclosed to the Witness Service so they can offer help and support, unless you ask them not to. Tick this box to decline their services:

Signature of witness: Print name:

Signature of parent/guardian/appropriate adult: Print name:

Address and telephone number if different from above:

Statement taken by (print name): **PC 186 203394 Graham HISLOP** Station: **WALWORTH**

Time and place statement taken:

WITNESS STATEMENT

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

Statement of **Pc Perry Kemp**..... URN:

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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Officer 198470**

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

Signature: Date: **28.7.2016**.....

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

I am the above named person and a serving Police officer. My current role is with the Central Licensing Team based at Empress State Building Earls Court.
 On Friday 22nd July 2016 I was In company with Pc Dandridge, Pc Hislop when we attended Fabric night club 77a Charterhouse Street, London EC1M 6HJ to carry out a licence inspection at the venue.
 On approaching the exit of the venue I saw 2 door supervisors standing near the door I walked passed the first supervisor who did not attempt to stop me, the second who was standing next to the door then put his hand out in a gesture to stop me, I showed him my warrant card and told him we were carrying out a licensing inspection, I then entered the venue using section 179 power of entry under the licensing act 2003 to ensure licensable activities are being carried out in accordance with the venues premises licence. I entered the venue at about 0145 using the exit door which is located to the hand side of the entrance.
 The first area that the team wanted to inspect was the smoking area which is located at the rear of the venue I made my way down the smoking area of the venue. To gain entry to the smoking area I had to walk through the club through various rooms. One of the conditions for the smoking area is that no drinking vessels are allowed in to the smoking area. I could see a male member of staff at the door the stairs where entry is gained to the smoking area, he was asking people who had drinks with them not to take them outside and at times was physically taken drinks off patrons. Myself Pc Dandridge and Pc Hislop followed the barred walkway to the smoking area. I could see one male security personnel wearing a high visibility jacket standing approximately half way up the walkway, further up near the entrance to the smoking area I could see another 2 security personnel standing at the entrance of the smoking area they were also wearing high visibility jackets.
 The smoking area was well lit there are dark fabric panels attached to metal barriers that surround the area. I would estimate there was approximately 50 - 100 patrons in the smoking area. I could see there were a number of patrons sitting down leaning against the barriers in groups of 3 or 4. At no time during this period did I see any security engage with any patrons and ask them to see if they were ok. We stayed in the smoking area for approximately 10 minutes and made our way back in to the club. Whilst walking through I could see a sign asking patrons to be quiet as they were walking back there was also another member of security in high visibility jacket asking patrons to be quiet.
 Back in the venue we walked through the club to room 1, I stood at the edge of the dancefloor. There were a large number of people on the dancefloor, I could only see a few meters in front of me due to dim lighting and dry ice being used on the dance floor. We then moved to the upstairs mezzanine area of room 1, to the left of this room was a roped off area with seating and tables. There were a number of jugs full of liquid left on the tables with drinking vessels next to them. There were no patrons in this area at the time we visited. I did not see any staff supervising this area. When looking over the balcony on to the dancefloor of room 1, I was unable to see the stage where the act was performing due to the dry ice and dim lighting.
 From here we made our way to the chill out zone which is located in room 3. Walking through the zone I could see a member of staff wearing a high visibility jacket with Fire Marshal written on the back, he was swaying his body in an action that appeared to be a dance. He was talking and laughing with a group who were sitting on bean bags on the floor. The room was cool and well lit, there were approximately 15- 20 patrons in the room sitting on bean bags. I noticed one male who passed me, he was with a young female, he was walking around

Signature: Signature witnessed by:

Continuation of Statement of

zone and then went up a small flight of stairs which led to a brick wall .This male was not wearing a shirt and was holding his shirt in his hand. He was still in company with the female whilst on the stairs, he was unsteady on his feet sweating and was fumbling with trouser buttons, he appeared to be intoxicated. The female with him also appeared to be intoxicated.

We then moved down to the sunken bar which was not very busy, there is a water bar located in this area. From here we went back to the smoking area, it appeared to be busier with more patrons in the area. I could see that two other staff members with high visibility jackets had joined the other two members of security, there were now a total of four. We stood in the middle of the smoking area once again there were a number of patrons in groups sitting on the floor leaning against the fabric barriers that enclose the smoking area. The four security members were standing next to each other talking at this time. I did not see any engagement to patrons by them. I then noticed a group of about four females sit down on the concrete floor next to me. At this time I smelt a strong smell of cannabis coming from behind me. After about 5 minutes I saw a member of security walking around the smoking area approaching patrons who were sitting down, he appeared to be asking patrons to stand and was physically assisting some patrons.

We left the smoking area after approximately 10 to 15 minutes, walked passed the security personnel who is designated to ask patron to be quiet. I noticed to my right the security room where searches of patrons are carried out was roped off and there were no lights on. Opposite this is the medical room we entered the entrance of the medical room where we were approached by a member of security who asked as what we were doing. Pc Hislop identified himself as a Police officer and told him we were carrying out a licensing inspection, myself and Pc Dandridge also identified ourselves as Police officers. Whilst in the medical room I could see a group of four females sitting on the bench to the left and two other females sitting on the bench to the right. One of the females sitting on the right was being tended to by a male in a green uniform, on the front of the uniform at the pocket area on the left was a sewn in NHS badge. This female was very intoxicated and was unable to carry out any simple commands asked by the male. At this point we were joined by Paul Durand a member of security at the venue, he stated that the female who was being tended to was found by security outside the club and brought inside for medical attention. All the other females in the medical room appeared to be intoxicated.

We were then taken up to the office area by Mr Durand where we met Ian Graham and Sergeant Iain Martin who were inspecting the premises licence, also in the office with them was the DPS Luke Laws.

During this time I went with Mr Laws to inspect signage at the front of the venue which is a condition on the premises licence. All signage was correct and in place. I also inspected a number of training records of staff whilst in the office. We left the venue at approximately 04.15

Signature: Signature witnessed by:

RESTRICTED (when completed)

MG 11 (T)

WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; MC Rules 1981, r.70)

Statement of [redacted] URN: [] [] [] []

Age if under 18 OVER 18 (if over 18 insert 'over 18') Occupation: POLICE CONSTABLE

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

Signature: [redacted] Date: 3rd July 2016

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

On Saturday 2nd July 2016 I was on duty in plain clothes and was tasked to Op Lenor which was concerned with ensuring Fabric Night Club was complying with its licencing conditions. This was achieved by conducting an unannounced licencing visit at the location which was 77A Charterhouse Street EC1M 3HN. Prior to attending the nightclub we were given a briefing by the central licencing team and were given a copy of the licence which made us aware of the conditions we needed to be monitoring. I was in the company of Pc [redacted] and we were not identifiable as police officers. This comes after a drug related death in June 2016. I entered the club under section 179 of the Licencing act to monitor compliance of the conditions.

I entered the club on Sunday 3rd July; the aim was to see if the conditions concerning entry were being adhered to. I was asked by bouncers outside in the queuing area of the night club if they could see my ID. I passed them [redacted] and the photograph was compared to my face. The queues outside were divided by rope and door staff were directing people. This was compliant with the conditions of the licence. I then made my way to the main entrance of the club where a [redacted] member of door staff took me to one side and searched me. [redacted] searched [redacted] top half of my body only [redacted] did not search my jeans pockets but did look inside my [redacted] bag. The search was not thorough and only lasted for less than 10 seconds. The door staff that I came across was wearing their SIA

Signature: [redacted] Signature witnessed by:

Continuation of Statement of [REDACTED]

badges on display and were therefore complying with the licensing conditions. I was not asked about the purpose of my visit to the night club. There were numerous door staff and stewards who were inside and outside the club. There was a steward outside the club clearing litter and a door member did direct me to the correct queue. This is as per the licensing condition however I am unable to say how many stewards and door staff there were but it did not appear under staffed.

I then went up a flight of stairs and paid for my ticket in to the night club as a booth; my ticket was then taken from me and checked by a further member of staff before I was allowed into the nightclub itself. I made my way down stairs into room 2 via the sunken bar. When in room 2 it was clear when looking around that some people were intoxicated by drugs or otherwise, they were sweating and had glazed red eyes and appeared to be staring into space. PC [REDACTED] made me aware that when we walked through the seating area near to room 1 that there was a male with pills in the palm of his hand; this male then offered the pills to a female that was sat next to him. There were no door staff present at the time and they did not witness this. We then walked back through the sunken bar to room 1, whilst on our way we saw a male go into an extremely unlit alcove and then come out again. There was no reason for him to be there as it did not lead anywhere.

When back into room 1 I saw one male who was dancing with a female put something to his mouth and then take a drink; he then passed something to the female he was with. I could not confirm what this was but I believe it to have been drugs. PC [REDACTED] and I went to the bar to get a drink; we asked [REDACTED] and both drinks were decanted from glass bottles into hard plastic glasses as per the licence condition. The bar was not busy as lots of people were on the dance floor. After a few minutes we made our way upstairs to go to the smoking area, en-route we stopped at the unisex toilet and PC [REDACTED] went in. When [REDACTED] came out [REDACTED] informed me that [REDACTED] had found evidence of drug use in the toilet [REDACTED]. We then made our way out into the smoking area. There was signage just before going outside saying that patrons may be subject to random searches - this is compliant with the licensing conditions in relation to the outside smoking area. After talking to a young IC1 male [REDACTED] called [REDACTED] who engaged

Signature: [REDACTED] Name witnessed by: [REDACTED]

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RESTRICTED (when completed)

Continuation of Statement of

in general conversation another male approximately years old asked Pc if would like some "MDs", declined and then, a few other males approached and were discussing prices of drugs with the first male. A bouncer was stood approximately 2 meters behind this group and I believe he would have been in ear shot of this conversation as we were approximately equidistant from it. At no point did he approach. We then made our way back into the club. There was a number of door staff around, however they did not appear to be moving around much or paying attention to their surroundings as they should be. There were others who were constantly collecting glasses from the dance floor.

We went to the toilets, which were unisex and were manned by toilet attendants who waited at the front of the toilets only. They did not move around the toilet area.

We then made our way back to room 2, on our way Pc pointed out a young IC1 male who appeared extremely intoxicated; no one from the club approached him to check on him... As the night went on people in the club appeared more intoxicated, they were sweating profusely and were staring in to space, their eyes were glazed and red and they were drinking water. These people were not approached at any time by door staff or staff in the club.

We went in the smoking area a further time, we began to chat with 2 males - one of which was extremely intoxicated and was asking for help and slurring his words, his pupils were enlarged and his eyes were red. The other male said to me that he had given all of his drugs to his friend and that he wanted to get some more as his girlfriend was annoyed with him. On our way back into the club I witnessed door staff letting people in via the temporary barrier at the back of the club; however on the conditions of the club it states only access shall be gained from the club itself. I witnessed this a further time later on during the evening.

We then spent some time inside the club observing the door staff and other staff members. There were a large amount of stewards that were going around and searching the floor with flashlights and picking up any plastic ware that may be on the floor. The club became very busy and the main dance floors were crowded, however other areas of the club like stair ways and seating areas were not although

Signature:

[Redacted Signature]

Signature witnessed by

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RESTRICTED (when completed)

Page 4 of 5

Continuation of Statement of [REDACTED]

there were people sitting down. We continued to observe the general atmosphere of the club which in general was friendly and non-threatening, I did not witness any kind of violence or confrontation. The age range of the club customers was generally young although there were some older people too, there was a mix of males and females although I would say that there were more groups of males. There was also a diverse demographic in regards to race, there were people who appeared to be speaking French, Italian and Chinese.

We visited the smoking area for a final time and a [REDACTED] male approached me and began to engage in conversation, he asked if we had any gear on us. He said that he "dropped" (taken his drugs) too early and that he was desperate for some more. He was exhibiting signs of having taken drugs as he was very twitchy, talking very fast and gurning. He also kept touching his face in a strange manor. He said that he was considering asking one of the bouncers for some. When we probed this further he said that if you are found with drugs the bouncers take this from you and then give it to people that they know.

He also said one of his friends had been found with drugs, he was taken away by the bouncers and was brought back a few minutes later -- he was then able to remain in the club. He also disclosed that his friend who is a dealer had been in the club on the night before (Friday) and had been there to deal drugs specifically, he mentioned that he had not put prices up that much. He also asked if we had managed to find a dealer. We made our way back into the club. On our way back into the club I asked the door staff member if we could leave the club via the temporary barriers as we were going and not coming back in. However we were declined.

We made our way back into the club and visited the unisex toilets again between rooms one and 2, it was very busy and I did not witness any one taking drugs or any evidence of drugs use however the staff were still situated at the front of the toilets and not moving around.

The club was not very well lit, there were a number of raised areas within room 2 which also went back approximately 2 meters and these were not lit up either. There were other small cubby holes which are obscured from the main room by walls and were not lit up. The smoking area was not well managed and there were not many door staff around to monitor loitering as per licensing conditions.

Signature

Signature witnessed by:

200301

RESTRICTED (when completed)

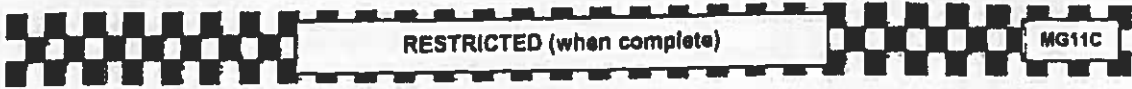
Continuation of Statement of

We left the club at approximately [REDACTED] to make our way back to the RVP to be collected. On our way out we were asked if we were coming back in and if we needed a stamp to which we replied that we were not. We were also asked if we needed a taxi. On our way back to the RVP we were asked by 2 males standing outside another club just to the left of Fabric if you were coming out of the exit, if we had just came from fabric and what it was like. They said that they had their MDMA and so would be able to enjoy it anyway, they walked off towards Fabric. [REDACTED]

Signature

Signature witnessed by:

20.11.



RESTRICTED (when complete)

MG11C

WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN [] [] [] []

Statement of [redacted]
Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police Constable

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.

Witness Signature [redacted] Date: 06/07/2016

I am a Police Licensing Officer within the Borough [redacted] Licensing and Night Time Economy Team. I have held this position since December 2014

On Saturday the 2nd of July 2016 I was deployed to assist the Central Licensing Team as part of Operation Lenor, and was in the company of PC [redacted] I was in plain clothes and was not identifiable as a Police Officer. The purpose of this operation was to carry out an unannounced licensing inspection of Fabric, 77A Charterhouse Street EC1M 3HN following a drugs death on 25th June 2016. PC [redacted] and I were tasked to enter the premises and ensure that the venue was operating in accordance with the conditions specified in the premises licence and the operating schedule held in respect of the venue.

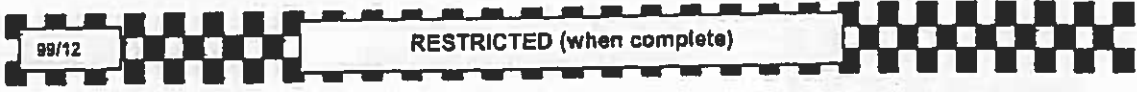
Before the visit I was given a copy of the full premises licence, a plan of the venue and an opportunity to become familiar with the operating schedule of the premises. During my visit in the premises I was monitoring whether the premises was complying with the conditions laid out in that document. In order to do this I needed sufficient time to inspect the premises, and monitor the running of the venue. There are 53 conditions on the current premise licence, and the capacity across the three rooms is 1510 persons.

The power used to do this was s179 of the Licensing Act 2003 which states: Section 179 of the Licensing Act 2003 gives an authorised person rights of entry to investigate licensable activities. Where a constable or an authorised person has reason to believe that any premises are being, or are about to be, used for a licensable activity, he may enter the premises with a view to seeing whether the activity is being, or is to be, carried on under and in accordance with an authorisation.

At [redacted] on Sunday 3rd of July I approached the venue, with PC [redacted]. There was a queuing system in place with barriers manned by Door Supervisors. As I approached the venue I was asked by one of the SIA whether I had a ticket or whether I would be paying in the door. I stated that I would pay on the door. I was ushered into the far-right queue closest the venue and walked towards the door. As I approached the door I was asked for I.D by another Door Supervisor slightly before the entrance to the venue. I gave him [redacted] which he scrutinised for a moment before letting me into the venue. I walked in through a

Witness Signature [redacted]

Signature Witnessed by Signature [redacted]



99/12

RESTRICTED (when complete)



Continuation of Statement of:

metal-detecting arch to another door supervisor who stated that I would be searched. I raised my arms and allowed him to search me. The search lasted less than five (5) seconds and consisted of a pat down to my torso, a feel of the outside of my pockets, and putting a finger into the small pocket of my jeans. It also consisted of feeling both sides of my crotch and up the inside of my legs. I was not asked to empty my pockets. In my pockets I had an opened pack of cigarettes, a wallet and a phone. I was not asked to remove anything from my pockets and my back pockets were not checked or felt. There was barely any queue so I did not have to wait to complete this process. I was not asked about the basis of my attendance at the venue during queuing nor asked any screening questions. This is a condition of the premises licence. Another condition is: **No patrons shall be admitted to the premises without being subjected to a thorough search of their person and bag.** I do not believe that the search which I was subjected to was particularly thorough, and as such would be a breach of conditions. There were other Door Supervisors next to me whilst I was being searched.

Upon entering the premises I was directed upstairs to a booth where I paid the entrance fee to enter the venue. Once I had paid I then went downstairs into the venue. Once we were inside the venue [redacted]

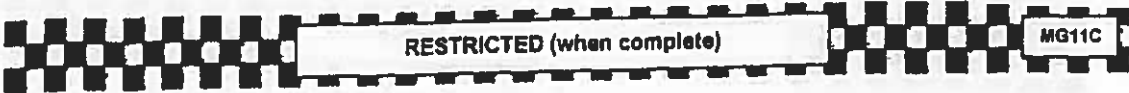
[redacted] We then went to the left and through the Sunken Bar to Room 2 to acquaint ourselves with the venue. At this stage the club was not crowded though there were a number of people already sitting in the seating area at the Sunken Bar. I noticed a couple, a male [redacted] and a female [redacted] sitting next to each other on the seats to the left nearest Room 2. As we came back through the venue a few minutes later I saw the same male show white pills to the female and saw her take one from his outstretched palm. As I passed I was only around half a metre from this, whilst the ambient lighting was such that I could clearly see the exchange. There were no SIA in visual range of this seating area and I saw no door staff patrolling this area for the period in which I was in the venue. As I walked back through the Sunken Bar towards Room 1 I noticed a white male [redacted] in an alcove next to the unisex toilets. He walked into the alcove, turned his back to the room and raised his hands to his face. I believe that he was sniffing drugs there. The alcove lead nowhere and there appeared to be no reason for him to be there.

When we got to the right hand side of Room 1 [redacted] and observed the crowd there. PC [redacted] drew my attention to a white male [redacted] dancing with a black female and told me that he had put something to his mouth and then took a drink of water straight afterwards. [redacted] told me [redacted] believed that he had just taken a pill. I turned around and saw him hand something very small to the female, which she then put in her pocket. After a few minutes we went to the bar in Room 1. [redacted] which were decanted into plastic cups as per licensing conditions. The bar was not busy, and an electric till system was in use. Red Bull and various spirits were advertised for sale in signage behind. Not many people were buying alcohol, and many people on the dance floor, even at the beginning of the night could be seen holding bottles of water.

I then went to the toilet [redacted] and entered one of the cubicles. Inside I saw two snap bags with a white powder residue inside, lying behind the bin. I took a picture of this [redacted] and exhibit this as [redacted]

Witness Signa [redacted]
Signature Witnessed by Signature: [redacted]





RESTRICTED (when complete)

MG11C

Continuation of Statement of:

Shortly afterwards we went to the smoking area. I noted on my watch that this was at [redacted]. The smoking area is accessed to the rear of the venue. There are temporary fencing panels which lead into an outside area at the bottom of Greenhill Rents, a street behind the venue. Whilst there, I was approached by a white male [redacted] called [redacted] who engaged with us in general conversation. He was in the company of a white male [redacted] and a white female. Whilst we were chatting an [redacted] male, who was around [redacted] years old, wearing a [redacted] [redacted] approached us. He spoke to me in a normal voice, making no attempt to hide what he was doing, and said 'do you want MD?' I replied 'MDMA' and he said 'yes'. I then declined and said no thanks. He remained next to us, around a metre away, and was approached by [redacted] other males. As they were so close I could hear their conversation. The [redacted] males were debating prices for drugs. I heard [redacted] offer 0.3g for thirty pounds which the [redacted] males found too expensive. They continued bartering until a price was agreed. There was a member of door staff around a few metres from the group on the opposite direction from me. He did not intervene to stop the exchange. One condition within the premises licence is: **The premises licence holder shall adopt a policy of carrying out random drug searches of customers using the smoking area. Signage shall be displayed in the smoking area indicating that such searches will be carried out. A record shall be kept of all such searches.** I did not see anyone being searched whilst in the premises or smoking area.

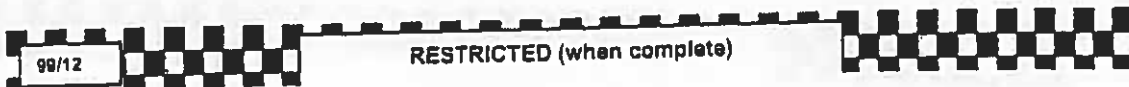
We saw the male and female who were with [redacted] around an hour later, when we were in the smoking area, being let in by door staff through the smoking area fencing. They were not searched upon entry. One condition within the premises licence is: **The dedicated customer smoking area shall be maintained secure and only accessible via the premises. No drinks shall be permitted within the smoking area and customers shall be encouraged not to loiter within the smoking area. Any customer engaging in activity likely to cause a nuisance to occupants of dwellings within the vicinity shall be asked to leave.** We saw this condition being broken. I also never saw any persons being encouraged not to loiter, as per licensing conditions.

We then went back into towards the dance floor area in Room 2. On my way there I saw young, perhaps 18 year old, male with [redacted]. He was stumbling through the club in an almost catatonic state. His eyes were almost closed, and he was bumping into people as he made his way through the dance floor. There were members of staff, with torches, who were an almost constant presence on the dance floor. They appeared to be looking for discarded glasses though did not appear to pay much attention to the patrons. One passed the [redacted] male, though did not intervene to check on his welfare. Around 15 minutes later I saw the same male almost bouncing through the crowd. His behaviour was on the opposite extreme and he was extremely agitated and animated. I believe the result of this stimulation was likely to be chemical.

Within the dance floor areas there were door staff visible through their positions appeared static and I did not see door staff patrolling amongst the dance floor areas. Their lines of sight were also poor. In Room 2 there were raised stage areas which would have afforded a better view of the dance floor area, though there were no door staff positioned there. One member of door staff was positioned near the Green Room door, though with his line of sight he would have been unable to observe the goings on in the seating area where I saw the

Witness Signature: [redacted]

Signature Witnessed by Signature:



99/12

RESTRICTED (when complete)



Continuation of Statement of:
male pass pills to the female. Another member of door staff was positioned at the fire exit at room 1, though he was not on a raised dais or platform so would not have been able to see into the dance floor.

At this point the club became much more busy, and the crowd denser. The demographic was young and I heard mostly Italian, Spanish, German and Mandarin Chinese being spoken in addition to English. There were several groups, of mostly young males, who did look particularly young. The crowd was good-natured and peaceful though, despite not many people having alcoholic drinks in their hands, many appeared quite heavily intoxicated. Their eyes were glazed and their gait and movement indicative of intoxication.

We then went back out to the smoking area. There we were approached by two males and engaged in general conversation. One male [redacted] and the other [redacted] who introduced himself as [redacted] was heavily intoxicated and his behaviour was erratic. He repeatedly said 'help, help me' whilst staring into the distance. His friend found this amusing and I could hear him say to PC [redacted] than he had given [redacted] all of his drugs. He stated that he was looking for some more and asked us if we had any. We stated that we did not. We then went back into the club. [redacted]

It was at this point I saw a Paramedic stationed at the front door. [redacted] could look at the searching going on. I had not seen the paramedic before this.

I then went into the toilet [redacted] and used another cubicle. In there, behind the bin, I found another discarded drugs snap bag. I took a picture of this [redacted] which I exhibit as [redacted]. Whilst I was in the toilet I heard two males in the same cubicle next to me speaking French. When I exited my cubicle I could still hear them speaking, though the cubicles at either side were empty. In the cubicles the toilet roll holder had a flat surface and could have been used to take drugs from. Guidance for Licensed Premises states that it is best-practice for all flat surfaces to be removed from locking cubicles, so as to discourage drugs use.

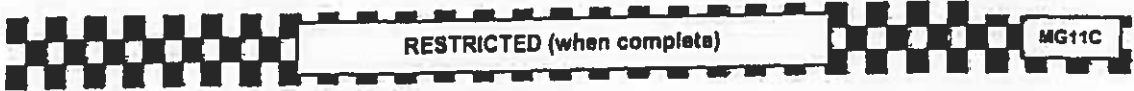
I saw the male [redacted] pass us on the stairs. He was still heavily intoxicated and still agitated.

In Room 2 I noticed a [redacted] male, [redacted] I believed that he was dealing drugs, as he was approaching groups of people he did not appear to know, engaging them in brief conversation and then walking away. He was not intoxicated and did not seem to be on a night out, and appeared unduly wary of his surroundings. He was not challenged by door staff and I saw him circulate between Room 1 and Room 2 throughout the evening.

At around 03:00hrs PC [redacted] and I again went out to the smoking area as we had been concerned by the previous licensing breaches and this area demanded further attention. Both [redacted] and [redacted] were outside, and were still heavily intoxicated. I saw [redacted] leaning on his friend for support. I could see two or three door staff in fixed points. They were asking people to be quiet, particularly as they exited the club, though did not intervene otherwise. Whilst we were near the centre of the smoking area another male, who appeared to be of [redacted]

Witness Sign [redacted]
Signature Witnessed by Signature: [redacted]





RESTRICTED (when complete)

MG11C

Continuation of Statement of:

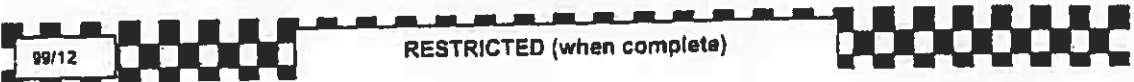
[redacted] with a [redacted] accent approached PC [redacted] and began to speak to her and then spoke to me. He approached us and asked if we had any MDMA. We said 'no' though he continued to speak to us. He explained that he had 'dropped' (taken) his drugs before he entered the premises though thought he had taken them too early and was looking for more. He said that he had just had a conversation with a dealer in the venue, though he thought the price was too expensive. He was very twitchy and held his arms in front of him in a strange manner. He was gurning and exhibited all the signs of having taken drugs. If anyone was looking for persons exhibiting those signs then he would have stood out. At this point, [redacted] and his friend joined us, and the conversation. The male from [redacted] then continued speaking and said that his friend was a dealer and had been working from the club the previous Friday though he did not put the prices up as much as the male working that night. He then explained that he had seen the door staff approach a dealer and take him away. He then returned a few minutes later, without his drugs, though had been allowed to remain in the venue. It was unclear whether that was on the previous Friday, or on the day we were present. However, he repeated the story to [redacted] and his friend and told them that he believed that the door staff gave the drugs to dealers they were 'looking after' to re-sale. They then discussed where they were going to get drugs for the evening and asked us if we were also looking and if we'd managed to find a dealer. The male [redacted] then stated that he was going to ask a member of the door staff where he could buy. At this point, we made our excuses and left.

As we exited the smoking area we asked the member of the door team positioned at Greenhill Rents whether we could exit that way, though were politely declined. We did this as we had previously seen patrons passing through this way and wanted to check whether the licence condition was being continuously broken. We then went back to the toilets [redacted]. The toilets were busy and I did not see any drugs use at the [redacted]. There was a member of door staff and a toilet attendant positioned at the entrance of the toilets, directing people to the right area. However, from that position they had very poor line of sight into the facilities and would not have been able to monitor what was going on in [redacted].

At [redacted] hrs we then exited the club and walked back to the RVP. On exit we were asked by door staff if we were coming back in, and a taxi marshal asked us if we needed a taxi. These are conditions on the premises licence and were being complied with. Outside Cubana, on Charterhouse Street slightly west of Fabric, we were stopped by two males who asked us for a lighter. They asked us if we had just come from Fabric and what the music was like. We told them, and they didn't seem too happy with the music choice, though one stated 'we've got our MDMA - we'll be fine' and they walked in the direction of Fabric.

We then went back to the RVP and were picked up by our supporting officers and did not re-enter the nightclub.

Witness Statement
Signature [redacted]



99/12

RESTRICTED (when complete)

WITNESS STATEMENT

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

Statement of **TDC MARSTON**..... URN:


01	NI	6375	14
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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Officer 228495**

This statement (consisting of ... 1..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: ..... Date: **18th November 2014**

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

I am the above named person and am a Police Officer within the Metropolitan Police Service. I am the Officer in the Case of an incident at Fabric Nightclub, where a **PG** died. On Thursday 2nd October 2014 I attended
obtained statements from Also present was
M works as a welfare officer at the venue. She supports the students and caters for any welfare issues that may arise. Whilst speaking to **M** in-between taking statements, **M** informed me that it is common knowledge amongst the students at, that if any of them want to go to London and want drugs, then the place to go to is Fabric Nightclub in London. I specifically recall that **M** said to me that if the students want to go and get drugs, then "Fabric is the place to go to" **M** was very concerned that the students were aware of a specific place that they could go to London to acquire drugs and felt it necessary to inform me. 

Signature: ..... Signature witnessed by:

Barnes Aaron M.W - NI

From: Luke Laws <luke@fabriclondon.com>
Sent: 26 July 2016 12:18
To: Harrington Steve A - NI
Cc: Barnes Aaron M.W - NI
Subject: RE: Annex 3 Condition 21

Hi Steve

Thanks for your mail.

In terms of the breach that you refer to, we did not witness anyone being struck, merely a commotion on the dance floor. Once we investigated and had an allegation and then the male being adamant that he did not want Police assistance we were not sure whether a crime had been committed or not, hence not calling Police. In this circumstance I feel that we were not in breach as – notwithstanding an injury to the male – having an allegation made and then a robust refusal for Police assistance from the alleged victim and no admission from the alleged suspect leaves us with no confirmation that a crime has actually taken place. In fact, an allegation followed by such a refusal for Police assistance normally leaves me to doubt the word of the person, especially when they get treated for a cut and then just carry on with their night. This could just as likely have been an accident if the female had been dancing with her hand in the air whilst holding a cup. We want to be absolutely clear what the authorities want of us and what constitutes a 'violent crime' so we can adhere to that and of course that we are not wasting valuable Police time.

Our Directors will be sending a communication across to the local authority this week, as recent developments with Police Central Licensing appear to be at odds with the last meeting we had at Islington Council earlier this year, with Jan Hart, Simon Gallacher, Kevin Blenkinsopp and yourself present. Again we want to clear up any confusion that clearly exists.

With regards to the reports of drugs being taken into the venue inside people's shoes, we profile those entering the building and search their shoes & socks and beyond that we undertake random spot checks. This has been our policy for some time now, and we will continue this policy to restrict the opportunity of drugs to be smuggled into the venue inside shoes/socks.

I will respond to your other requests separately so that there are not issues jumping from one e-mail chain to another.

Kind regards

Luke

From: Steve.A.Harrington@met.pnn.police.uk [mailto:Steve.A.Harrington@met.pnn.police.uk]
Sent: Monday, July 25, 2016 1:25 PM
To: Luke Laws <luke@fabriclondon.com>
Cc: Aaron.M.W.Barnes@met.pnn.police.uk
Subject: Annex 3 Condition 21

Hi Luke.

Thanks for talking to me earlier.

The discussion centred around the incident which occurred on 17-18th July 2016 whereby the male victim was hit in the face with a glass.

From reading your reports that you sent me it would appear that the male did not wish Police to be called and was treated by your club medic and then continued his night out. The female suspect was ejected from the club.

As I explained the male concerned decided that he would report the matter and did so on 20th July. Unfortunately we now do not have any details of the female suspect, although you have told me that you may be able to produce a picture from your CCTV and this would be very helpful.

The fact that Police were not called at the time is a breach of Annex 3 Condition 21 which states the following:

Any information regarding crimes committed within the premises, including suspected drug dealing or violence, shall be reported to the Police immediately or as soon as reasonably practicable.

Having discussed this with you I appreciate that the male did not want Police informed at the time and that was why Police were not called, that said the victim of a crime can report this at any time and that is why we ask for CCTV footage to be stored for 31 days as this allows for such eventualities. To try and deal with such a situation I put forward the following wording to be added to the condition:

All ejections of patrons believed to be involved in a crime related incident to be recorded and those details to include the following:

Name and address if provided
Detailed physical description
Full description of clothing worn.

Another point that we did not discuss fully is how the last paragraph of the condition is worded:

Any information regarding crimes committed within the premises, including suspected drug dealing or violence, shall be reported to the Police immediately or as soon as reasonably practicable.

Can you please ensure that all crimes involving violence are reported to Police immediately, other types of crime can be reported as soon as reasonably practicable.

We may revisit the way this has been worded, no criticism of you or the council but it needs to be clear that all crimes involving violence are reported immediately.

We did not discuss the following point at all as I have only just been made aware of the following.

We have statements that tell us that drugs have been taken into the venue hidden inside peoples socks and shoes.

Can you tell us what measures you believe you can put in place to try to prevent this happening in the future?

If you want to discuss any of the points raised further before you respond to this email then do call me on 07799133204.

Kind Regards

Steve
Steven Harrington PC 425NI

Licensing Officer Islington Police Station

Mobile 07799133204

External E-mail Licensingpolice@islington.gov.uk

Total Policing is the Met's commitment to be on the streets and in your communities to catch offenders, prevent crime and support victims. We are here for London, working with you to make our capital safer.

Consider our environment - please do not print this email unless absolutely necessary.


**METROPOLITAN
POLICE**
TOTAL POLICING
Form for Applying for a Summary Licence Review
Application for the review of a premises licence under section 53A of the Licensing Act 2003
 (premises associated with serious crime, serious disorder or both)

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 the 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.

Insert name and address of relevant licensing authority and its reference number:

Name: Metropolitan Police Service

Address:

Islington Police Station, 2 Tolpuddle Street

Post town: Islington

Post code: N1 0YY

Ref. No.:

I **Superintendent Stuart Ryan**

on behalf of the chief officer of police for the Metropolitan Police area apply for the review of a premises licence under section 53A of the Licensing Act 2003.

1. Premises details

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

77A Charterhouse Street

Post town: Islington

Post code:
(if known) EC1M 6HJ

2. Premises licence details

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

Fabric Nightclub

Number of premises licence or club premises certificate (if known):

2

3. Certificate under section 53A(1)(b) of the Licensing Act 2003 (Please read guidance note 1)

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with serious crime or serious disorder or both, and the certificate accompanies this application.

Please tick the box to confirm:

PROTECTIVE MARKING

4. Details of association of the above premises with serious crime, serious disorder or both
(Please read guidance note 2)

On Saturday 6th August 2016 an 18 year old male was taken to hospital from Fabric Nightclub, having fallen seriously ill following the consumption of what was believed to be MDMA, which is a Class A drug, also known as 'Ecstasy'. The young male victim died shortly after arriving at hospital.

The victim originally entered the venue with a friend on Friday 5th August 2016 at about 2330 hours and both of them reportedly consumed MDMA within the premises. Both males were able to carry it into the venue on their person. It has been reported that during the course of the evening the victim approached a person at the bar within Fabric and purchased two 'MDMA bombs' (powder MDMA in a wrap). The two friends then both consumed the MDMA Bombs and a short while later the victim began suffering ill effects of the drug. He was taken to the medical room within the venue and an ambulance was called. Following the arrival of the ambulance at the venue, the male's condition was so serious that HEMS (Helicopter Emergency Medical Service) attended the scene. He was taken to Royal London Hospital where he tragically died.

This incident follows another MDMA related death associated with the premises only six weeks ago on Sunday 26th June 2016. An 18 year old male victim died having taken what is believed to be MDMA whilst at Fabric nightclub in almost identical circumstances. The 18 year old male victim entered the venue along with his two friends where they all had drugs concealed on their person. Once inside the venue all three males reportedly went to the toilets where they consumed MDMA. During the course of the evening the victim consumed more MDMA reportedly purchased inside the venue. Soon after he too suffered ill effects, an ambulance was called and he tragically lost his life shortly after arriving at hospital.

Crime figures from January 2016 show eleven reported drugs offences. It is important to note that not all possession of drugs offences are reported to the Police. Following a visit to the premises by DC Walker on Saturday 25th June 2016, he reported that he was handed a number of drugs which had been confiscated from patrons at the premises during the evening of Friday 24th June 2016. The items included Eighty one (81) pills, one (1) cannabis cigarette, nine (9) bags of herbal cannabis, twenty three (23) wraps and twenty (20) bags of unknown powder.

The Metropolitan Police Service (MPS) contend that the venue provides a safe haven for the supply and consumption of illegal drugs. The heavy association with the supply of class A drugs represents serious crime. Fabric nightclub has not done enough to ensure the safety of its patrons and fails to promote the crime and disorder objective. This was evidenced by police officers who conducted a plain clothes licensing visit to the premises on the night of Saturday 2nd July 2016, where they found a number of failings at the venue, in which the licensing objectives were clearly being undermined. The search regime was reported to be particularly poor, and the officers were also approached twice during the evening by patrons offering to sell them drugs, namely MDMA.

The MPS contend that Fabric nightclub represents a serious risk to its patrons. The failings of the management have led to an environment where illegal drug taking has become acceptable. If the premises is permitted to remain open and operating in its current form, then there is a strong possibility that further drug related deaths will occur. There have now been six drug related deaths associated with the venue since 2011. This situation cannot be allowed to continue. The issues highlighted from the previous review of the licence in 2014 have not been addressed.

Therefore in order to mitigate the serious risk and protect the public, the MPS request that the licence be suspended as an interim step, in order that patrons are kept safe until the licence can be subject to a full review by the sub-committee. This would represent a proportionate and appropriate step considering the risks posed.

The MPS reserve the right to make further submissions in relation to this application for summary review of the premises licence.

Signature of applicant

Signature:



Date:

10/08/2016

Capacity:

Superintendent

Contact details for matters concerning this application

Surname:

Aaron

First Names:

Barnes

Address:

PROTECTIVE MARKING

Islington Police Station, 2 Tolpuddle Street

Post town: Islington

Post code: N1 0YY

Tel. No.: 07799133204

Email: aaron.barnes@met.police.uk

Notes for guidance

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.
Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:
 - conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
 - conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.Serious disorder is not defined in legislation, and so bears its ordinary English meaning.
2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder, or both.

Retention Period: 7 years
MP 146/12



**METROPOLITAN
POLICE**

TOTAL POLICING

Certificate under Section 53A(1)(b) of the Licensing Act 2003

Metropolitan Police Service | New Scotland | Yard 8-10 Broadway | London | SW1H 0BG

**I hereby certify that in my opinion the premises described below are associated with:
serious crime**

Premises (Include business name and address and any other relevant identifying details):

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

77A Charterhouse Street, Islington

Post town: Islington

Post code:
(if known)

EC1M 3HN

Premises licence number (if known):

LN/4086-230216

Name of premises supervisor (if known):

Luke Matthew Laws

I am a Supt* in the Metropolitan Police Service.

*Insert rank of officer giving the certificate, which must be superintendent or above.

**I am giving this certificate because I am of the opinion that other procedures under the
Licensing Act are inappropriate in this case because:**

(Give a brief description of why other procedures such as a standard review process are thought to be inappropriate, e.g. the degree of seriousness of the crime and/or disorder, the past history of compliance in relation to the premises concerned)

The Police contend that there is serious crime associated with Fabric Nightclub. There is evidence to suggest the supply of Class A drugs is occurring within the venue on a frequent basis. In six weeks there have been two drugs related fatalities concerning the venue. In both instances the victims are alleged to have bought Class A Drugs namely MDMA from persons within the premises.

Signature

Signature:

Date:

10/08/2016