

Witness Statement

(Criminal Procedure Rules, r27.2;
Criminal Justice Act 1967, s. 9, Magistrates' Courts Act 1980, s.5B)

APPENDIX 4

STATEMENT OF: ...Keeley Louise Ladlow.....

Age if under 18: Over 18 Occupation.....Senior Licensing Enforcement Officer....

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



Date the...24th..... day of.....November.....2020

I am the above named person and currently employed as Senior Licensing Enforcement Officer operating from Riverside House the offices of Rotherham Metropolitan Borough Council. I have been employed as an Enforcement Officer since 2015 and was previously a Police Community Support Officer, my duties include liaising with Hackney Carriage and Private Hire Drivers, investigating matters concerning Private Hire and Hackney Carriage Drivers and vehicles and Private Hire Operators.

On Monday 6th July 2020 I spoke with Helen Cooper, South Yorkshire Police Licensing Officer as part of a weekly licensed premises meeting. During the meeting Helen made me aware of an incident which had taken place outside of a licensed premises named Bungalow Community Centre, on Tenter Street in Rotherham. A member of the public had contacted South Yorkshire Police reporting a large fight outside of the premises, Helen advised me that the complaint had stated weapons were being used and vehicles were being driven at other persons involved.

Helen advised me that Police Officers had attended the scene and upon their arrival persons were seen to flee the area on foot and in vehicles. Police Officers had been inside the premises and reported a group of African Caribbean males were inside, some of which were in drink. Helen further stated that several of the males were smoking Cannabis inside the premises and had been spoken to by Police Officers.

Following the meeting I asked Rachel Williams, Rotherham MBC Licensing Enforcement Officer to visit the premises speaking with the Premises Licence Holder Tabeth Munetsi.

On 21st July 2020 I contacted Ms Munetsi by telephone to further discuss the incident on 5th July. I made handwritten notes during the call which I exhibit as KLL1.

Ms Munetsi stated the event held at the premises was a private birthday party for a regular customer. The event was arranged to have 20 people in attendance, and she held the list of persons permitted entry.

The customer who had arranged the party had also arranged a DJ which was agreed to by Ms Munetsi and he attended the event playing recorded music throughout.



SIGNED..... WITNESSED.....

Witness Statement

(Criminal Procedure Rules, r27.2;

Criminal Justice Act 1967, s. 9, Magistrates' Courts Act 1980, s.5B)

APPENDIX 4

Continuation of Statement of.....KEELEY LOUISE LADLOW.....

It was stated that due to coronavirus restrictions the customer could not host the party at their home address so had requested the party be held at the premises. No cash exchanged hands and the event was held at the venue for free with attendees bringing their own alcohol.

Ms Munetsi stated a fight broke out amongst a group of individuals outside the premises which she had not been aware of until Police Officers arrived, she held a guest list throughout the event and the individuals were not invited but had attempted to gain entry. It was further stated that no disorder took place inside the premises.

During the call Ms Munetsi's partner Mr Francis Lunga took the phone stating he wished to speak with me regarding the party and subsequent incident. Mr Lunga stated the premises were permitted to reopen on 4th July following a change in Coronavirus regulations and they had agreed to host the party due to restrictions on people congregating inside residential properties. The host of the party had supplied all alcohol and a DJ for the event.

Mr Lunga accepted a fight had taken place outside of the premises but stated the individuals involved were not customers from inside the premises or attendees at the party. Mr Lunga added that the individuals who had not been invited had travelled to the event by car and upon the Police arriving at approximately midnight he made the decision to close the premises and began asking people to leave.

Mr Lunga described the premises as a community establishment running like a member's club with a chairman and regular meetings. It was stated the community deal with things together and the chairman sorts issues within the community. It was stated that on occasion customers might not have any money to make payment, so alcohol is given to them for free adding that customers are also permitted to bring their own alcohol to consume inside the premises whilst using it as a meeting place. Mr Lunga stated his members are professional persons including Doctors, Nurses and Lawyers who would not cause trouble.

During the call I reminded Mr Lunga that an Annex 2 condition of the premises licence prohibits customers from entering the premises with vessels containing alcoholic products. No response was made to this.

On 30th October 2020 I received a copy of a Fixed Penalty Notice which had been served on Ms Munetsi as the premises licence holder of the premises for breach of Regulation 6(1) of The Health Protection (Coronavirus, Local COVID-19 Alert Level) (High) (England) Regulations 2020. This was sent to me by email from Jeremy Squires, a Community Protection Officer working within the Council's Environmental Health department.

Jeremy advised the FPN had been served following Environmental Health Officers observing the premises opening after 22.00hrs which was not permitted under the Coronavirus regulations and followed a previous written warning issued on 15th October 2020.




SIGNED..... WITNESSED.....

Witness Statement

(Criminal Procedure Rules, r27.2;

Criminal Justice Act 1967, s. 9, Magistrates' Courts Act 1980, s.5B)

APPENDIX 4

SIGNED.......... WITNESSED.....

Witness Statement

(Criminal Procedure Rules, r27.2;
Criminal Justice Act 1967, s. 9, Magistrates' Courts Act 1980, s.5B)

APPENDIX 4

STATEMENT OF: ...Keeley Louise Ladlow.....

Age if under 18: Over 18 Occupation.....Principal Licensing Officer

This statement, consisting of.....4..... Page(s) 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 of do not believe to be true.



Date the...28th..... day of.....May.....2021

I am the above named person and currently employed as Principal Licensing Officer operating from Riverside House the offices of Rotherham Metropolitan Borough Council. I have been employed as an Enforcement Officer since 2015 and latterly the Principal Officer, my duties include liaising with Hackney Carriage and Private Hire Drivers, overseeing investigations concerning Private Hire and Hackney Carriage Drivers, vehicles, Private Hire Operators and licensed premises.

I make this statement by way of an overview statement in addition to my previous statement in respect of the review of a premises licence for a premises known as Bungalow Community Centre, The Bungalow, Tenter Street, Rotherham.

Application is made under section 51 Licensing Act 2003 for a review of the premises following information received from South Yorkshire Police, visits undertaken to the premises by Council Officers and the serving of a Fixed Penalty Notice for breach of Regulation 6(1) of The Health Protection (Coronavirus, Local COVID-19 Alert Level) (High) (England) Regulations 2020 .

The application seeks a revocation of the premises licence on the grounds that the premises licence holder is failing to properly promote three of the licensing objectives, namely public safety, the prevention of crime and disorder and public nuisance.

I am of the view that Ms Munetsi does not have sufficient control in the management or day to day running of the premises and have concerns relating to her suitability to uphold the licensing objectives.

The premises are a medium sized bungalow consisting of several separate rooms on one level and a converted kitchen with serving hatch to form a bar area. The premise is licensed for the sale of alcohol for consumption on the premises only. The licence has been in place since October 2013.

The premises licence holder was first applied for in September 2013 under the name of power command Ltd, the licence was granted in October 2013 with Ms Tabeth Munetsi as the premises licence holder and Designated Premises Supervisor.



SIGNED..... WITNESSED.....

Witness Statement

(Criminal Procedure Rules, r27.2;
Criminal Justice Act 1967, s. 9, Magistrates' Courts Act 1980, s.5B)

APPENDIX 4

Continuation of Statement of.....KEELEY LOUISE LADLOW.....

The premises name was changed on the premises licence by Ms Munetsi in November 2017 to Bungalow Community Centre, she remained as the premises licence holder and DPS.

On 19th December 2017 the licensing service carrying out its functions as a Responsible Authority commenced review proceedings for The Bungalow Community Centre under section 51 Licensing Act 2003, at the time of the review Ms Munetsi was the premises licence holder. The grounds for this review was that the premises licence holder was failing to promote the four licensing objectives, namely the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.

Licensing Officers identified several Annex 2 premises licence conditions which were not being adhered to and despite visits from Licensing Officers who provided clarification and guidance no improvement was made. Licensing Officers were of the view that Ms Munetsi was able to uphold the licensing objectives and had little confidence in her as a Premises Licence Holder or DPS.

The premises licence was revoked following the hearing of the sub-committee, a decision which was appealed to the Magistrates Court by Ms Munetsi. The matter was listed to be heard in the Magistrates Court on 1st November 2018 – ahead of this hearing a consent order was agreed between Rotherham MBC and Ms Munetsi. This consent order added conditions onto the premises licence with clear direction that these must be adhered to, this was agreed by Ms Munetsi who signed the document to confirm acceptance and receipt.

A copy of the conditions agreed by way of the consent order are exhibited as KLL/2.

On Monday 6th July 2020, Helen Cooper, South Yorkshire Police Licensing Officer, made me aware of an incident which had taken place on 5th July 2020 at The Bungalow. The incident was reported to South Yorkshire Police by a member of the public, it was stated a large fight was ongoing with weapons being used and vehicles were being driven at other involved persons who were on foot.

I informed Rachel Williams who at the time was a Licensing Enforcement Officer of the incident and asked her to liaise with Helen arranging a visit to the premises. This visit was undertaken on 9th July 2020 – following the visit Rachel advised me that she was concerned there was no compliance with the premises licence conditions or Coronavirus Regulations.

Ms Williams informed me that Ms Munetsi did not have a copy of the conditions agreed by consent order, Ms Munetsi had also stated to her that the CCTV system had been stolen on 30th May 2020 and not replaced until 7th July. The premises licence contains an annex 2 condition which states a CCTV system must be installed and in operation at the premises at all times. Due to the CCTV system not being installed on the evening of 5th July there was no footage of the serious disorder which had taken place in the immediate vicinity of the premises.

Ms Williams further advised me that she had requested to see the incident book and upon it being produced there was no record of the incident on 5th July. The premises licence has an Annex 2 condition to have an incident book with consecutively numbered pages in which all incidents involving anti-social behaviour, injury and ejections must be recorded. The condition further requests the date, time and location of the incident be recorded along with full details of the nature of the incident and details regarding Police attendance



SIGNED..... WITNESSED.....

Witness Statement

(Criminal Procedure Rules, r27.2;
Criminal Justice Act 1967, s. 9, Magistrates' Courts Act 1980, s.5B)

APPENDIX 4

Continuation of Statement of.....KEELEY LOUISE LADLOW.....

The premises licence has an annex 2 condition to have a refusal register on site at all times – Ms Williams stated when she requested this Ms Munetsi could not produce it stating she had left it at home. I was further advised that as the premises licence has an Annex 2 condition to have the Designated Premises Supervisor or a suitably trained manager who has been nominated in writing at the premises at all times whilst licensable activity is being conducted this had been requested. Ms Munetsi again stated this document was at her home address.

Ms Williams informed me that she asked Ms Munetsi to produce staff training records, again an annex 2 condition on the premises licence – Ms Munetsi stated all staff had received refresher training however the record of this was also at her home address.

The visit to the premises had been pre-arranged at an agreeable time for all parties and therefore I would have reasonable expected Ms Munetsi to have the documentation available.

On 21st July 2020 I contacted Ms Munetsi by telephone to further discuss the incident on 5th July. Ms Munetsi stated the event held at the premises was a private birthday party for a regular customer. The event was arranged to have 20 people in attendance, and she held the list of persons permitted entry.

The customer who had arranged the party had also arranged a DJ which was agreed to by Ms Munetsi and he attended the event playing recorded music throughout.


It was stated that due to coronavirus restrictions the customer could not host the party at their home address so had requested the party be held at the premises. No cash exchanged hands and the event was held at the venue for free with attendees bringing their own alcohol.

Ms Munetsi stated a fight broke out amongst a group of individuals outside the premises which she had not been aware of until Police Officers arrived, the individuals were not invited to the event and had attempted to gain entry. It was further stated that no disorder took place inside the premises.

Mr Lunga who I understand is the partner of Ms Munetsi requested I speak with him during the call – Mr Lunga stated to me that the premises were permitted to reopen on 4th July following a change in Coronavirus regulations and they had agreed to host the party due to restrictions on people congregating inside residential properties. The host of the party had supplied all alcohol and a DJ for the event.

Mr Lunga accepted a fight had taken place outside of the premises but stated the individuals involved were not customers from inside the premises or attendees at the party. Mr Lunga added that the individuals who had not been invited had travelled to the event by car and upon the Police arriving at approximately midnight he made the decision to close the premises.

Mr Lunga described the premises as a community establishment with a chairman and regular meetings. It was stated the community deal with things together and the chairman sorts issues within the community. It was stated that on occasion customers might not have any money to make payment, so alcohol is given to them for free adding that customers are also permitted to bring their own alcohol to consume inside the premises.

SIGNED.......... WITNESSED.....

Witness Statement

(Criminal Procedure Rules, r27.2;
Criminal Justice Act 1967, s. 9, Magistrates' Courts Act 1980, s.5B)

APPENDIX 4

Continuation of Statement of.....KEELEY LOUISE LADLOW.....

I reminded Mr Lunga and Ms Munetsi that an Annex 2 condition of the premises licence prohibits customers from entering the premises with vessels containing alcoholic products.

On 30th October 2020, I was contacted by Jeremy Squires, an officer within the Council's Environmental Health department regarding the Bungalow Community Centre. Mr Squires notified me that he had served a fixed penalty notice on Tabeth Munetsi as the premises licence holder of the premises for breach of Regulation 6(1) of The Health Protection (Coronavirus, Local COVID-19 Alert Level) (High) (England) Regulations 2020. Specifically, that on 23rd October 2020 the premises were observed by an Environmental Health Officer to still be open at 22.17hrs. The regulations in force at the time required licensed premises to close at 22.00hrs.

Mr Squires advised me that prior to the Fixed Penalty Notice being served Ms Munetsi had been issued a written warning on 15th October 2020 by Craig Cornwall, Community Protection Manager. The warning was given after two visits to the premises were undertaken during the evening of 13th and 14th October in which officers observed practices at the premises that were in breach of the Coronavirus regulations which were in force.

Further details of this call can be found in my statement dated 24th November 2020.




SIGNED.......... WITNESSED.....

Witness Statement

(Criminal Procedure Rules, r27.2;

Criminal Justice Act 1967, s. 9, Magistrates' Courts Act 1980, s.5B)

APPENDIX 4

SIGNED.......... WITNESSED.....

APPENDIX 4

KLL/1