



City of Westminster

# Licensing Sub-Committee Report

Item No:	
Licensing Ref No:	<b>14/06486/LIREVP</b>
Date:	<b>25 September 2014</b>
Classification:	<b>For General Release</b>
Title of Report:	<b>AM 2 PM 122-124 Chippenham Road London W9 2AD</b>
Report of:	<b>Operational Director – Premises Management</b>
Policy context:	<b>City of Westminster Statement of Licensing Policy</b>
Financial summary:	<b>None</b>
Report Author:	<b>Bina Patel Environmental Health Case Officer (Licensing)</b>
Contact Details:	<b>Telephone: 020 7641 2125 E-mail: bpatel@westminster.gov.uk</b>

## 1. APPLICATION DETAILS:

<b>Application Type:</b>	Review of a Premises Licence under the Licensing Act 2003.		
<b>Applicant:</b>	Police Licensing Authority	<b>Date Application Received:</b>	1 August 2014
<b>Premises Name and Address:</b>	AM 2 PM 122-124 Chippenham Road London W9 2AD	<b>Licensee:</b>	MR SUBHASH RAO & MRS ASHA RAO
<b>Ward:</b>	Harrow Road	<b>Stress Area:</b>	No
<b>Premises Description:</b>	The premise operates as a supermarket		

## 2. SUMMARY OF APPLICATION

- 2.1 An application submitted by the Police Licensing Authority for a review of the premises licence for AM 2 PM, 122-124 Chippenham Road, London, W9 2AD, was received on 1<sup>st</sup> August 2014 on the grounds of the Prevention of Crime and Disorder and Protection of Children from Harm. **Please see Annex A1**
- 2.2 Guidance issued under section 182 of the Licensing Act 2003 (para 11.2) states that at any stage following the grant of a premises licence, a responsible authority, such as the Police or the Environmental Health Service, or any other person who can seek a review, may ask the Licensing Authority to review the premises licence because of a matter arising at the premises in connection with any of the four licensing objectives.
- 2.3 As such, in accordance with section 52(2) of the above-mentioned Act, the Licensing Authority must hold a hearing to consider the application and any relevant representations.
- 2.4 The premises currently benefits from a premises licence that permits:

**Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit Unrestricted**

**Sale by Retail of Alcohol (Off Sales)**

Monday to Thursday	08:00 to 23:00
Friday to Saturday	08:00 to 00:00
Sunday	10:00 to 22:30

**The opening hours of the premises:**

Monday to Thursday	08:00 to 23:00
Friday to Saturday	08:00 to 00:00
Sunday	10:00 to 22:30

***Please note: Omission on the Premises Licence***

***Part A & B of the Premises Licence 14/04813/LIPVM at Appendix 6 does not accurately reflect the licensable hours. The permitted hours are as stated above which is consistent with condition 17 of the licence which was determined by a Licensing Sub Committee following variation application in 2007.***

- 2.5 These review proceedings are brought under the licensing objectives on the grounds of the Prevention of Crime and Disorder and Protection of Children from Harm. The premises have a history of breaches relating to the sale of alcohol to persons under 18 years old.
- 2.6 On 24<sup>th</sup> May 2014, police officers conducted a test purchasing operation in specified Licensed Premises in the City of Westminster. Alcohol was sold to a person under the age of 18 years. The alcohol sold at the premises was above 5.5% Alcohol by Volume which breached condition 11 of the premises licence which stated: *'No Beer or Cider to be sold above 5.5% Alcohol by Volume.'*
- 2.7 Following the test purchase on 24<sup>th</sup> May 2014, a meeting was held with the licensees, who were requested to submit a minor variation application to add 11 conditions which primarily safeguarded children. An application was submitted on 12<sup>th</sup> June 2014 to add these conditions.
- 2.8 On 24<sup>th</sup> July 2014, another test purchase was conducted at the premises and alcohol was sold to a person under the age of 18 years.
- 2.9 The premises have sold alcohol to persons under the age of 18 years on 24<sup>th</sup> May 2014 and 24<sup>th</sup> July 2014. At no point were either child asked for their age or for any proof, nor asked for any proof of age or identification. **Please refer further to Annex A1**
- 2.7 A copy of the existing Premises Licence (14/04813/LIPVM) is attached at **Annex A2**

### **3. REPRESENTATIONS:**

- 3.1 The Environmental Health Service, as a responsible authority supports the review application **Please refer to Annex B1**
- 3.2 A local resident has written in support of the review application stating that these premises are also an illegal shisha premises as well as running an internet café without permission. It is clear from the evidence submitted by the police and the conduct of the related shisha that the owners of this establishment have no intention of complying with the law. These premises are a public nuisance. **Please refer further to Annex B2**

### **4. LICENCEES SUBMISSIONS:**

- 4.1 There have been no submissions from the license holder.

### **5. APPLICANT FURTHER SUBMISSIONS**

- 5.1 The applicants for the review are seeking revocation of the premise licence in order to promote the Licensing Objective of Protection of Children from Harm.

### **6. OPTIONS:**

- 6.1 The Authority must, having regard to the application and the representations, take such steps (if any), as it considers appropriate for the promotion of the licensing objectives. The steps are:
- (a) to modify the conditions of the licence;
  - (b) to exclude a licensable activity from the scope of the licence;
  - (c) to remove the designated premises supervisor;

(d) to suspend the licence for a period not exceeding three months;  
 (e) to revoke the licence;  
 and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition added.

6.2 In accordance with section 52(6) of the 2003 Act, if the authority takes measures to modify conditions or exclude licensable activities from the licence, it may stipulate that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.

6.3 The licensing authority's determination of this application does not have effect until the 21 day appeal period has expired or if the decision is appealed the date the appeal is determined and / or disposed of.

## 7. LICENSING ACT 2003 APPLICATIONS AND APPEAL HISTORY

7.1 Any applications under the Licensing Act 2003 are set out in Appendix C.

7.2 The chronology relating to appeals and applications is set out in Appendix C.

<b>List of Appendices:</b>	<p>Annex A1 – Application for Review</p> <ul style="list-style-type: none"> <li>• Appendix 1– Witness Statement PC Guerra</li> <li>• Appendix 2 – Fixed Penalty Notice 24/05/14</li> <li>• Appendix 3 – Witness Statement PC Marsden</li> <li>• Appendix 4 – Fixed Penalty Notice 24/07/14</li> <li>• Appendix 5 – Minor variation application and correspondences</li> <li>• Appendix 6 – Premises Licence 14/04813/LIPVM</li> </ul> <p>Annex A2 – Correction to application from PC Russell</p> <p>Annex B1 – Environmental Health Service representation in support of review</p> <p>Annex B2 – Local residential representation in support of review</p> <p>Annex C – Licence and Appeal History</p> <p>Annex D – Conditions on the current licence and proposed conditions</p> <p>Annex E – Residential Map and list of premises in the vicinity</p> <p>Annex F – Photograph of premises</p>
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### Background Documents – Local Government (Access to Information) Act 1972

- Licensing Act 2003
- City of Westminster Statement of Licensing Policy (7<sup>th</sup> January 2011)
- Amended Guidance issued under section 182 of the Licensing Act 2003 (June 2013)



# City of Westminster

## **APPLICATION FOR REVIEW**

Please forward one copy of your completed application and any supporting documentation to:

Licensing Service  
REVIEWS  
Westminster City Council  
Westminster City Hall  
14th Floor  
64 Victoria Street  
London  
SW1E 6QP

### **AND**

Please give one copy of your application and any supporting documentation to the Holder of the Premises Licence and each of the following responsible authorities on the same day that the application is served on the Licensing Service;

1. The Chief Officer of Police  
Westminster Police Liaison Team  
4<sup>th</sup> Floor, Westminster City Hall  
64 Victoria Street, London, SW1E 6QP
2. Fire Safety Regulation: South West Area 4  
169 Union Street London SE1 0LL
3. Premises Management (Environmental Health; Health & Safety; Weights and Measures)  
Westminster City Council  
Environmental Health Consultation Team  
4<sup>th</sup> Floor, Westminster City Hall  
64 Victoria Street, London, SW1E 6QP

Continued.....

4. Development Planning Services  
Westminster City Council  
64 Victoria Street  
London  
SW1E 6QP

5. Area Child Protection Committee  
Head of Commissioning – Child Protection & Quality, Social and Community  
Services – Children and Families  
4 Frampton Street  
NW8 8LF

6. Director of Public Health  
Inner North West London Primary Care Trusts  
(Hammersmith and Fulham, Kensington and Chelsea, Westminster)  
15 Marylebone Road, London  
NW1 5JD

**For boats only**

The Navigation Authority (for vessels not permanently moored)

Tidal Thames  
The Harbour Master  
The Port of London Authority, 7 Harp Lane, London EC3R 6LB

Non Tidal Thames  
The Environment Agency Recreation and Navigation, Thames Region, Kings  
Meadow House, Kings Meadow Road, Reading, RG1 8DQ

Canals  
The Leisure Manager  
British Waterways Board  
1 Sheldon Square, Paddington Central, London W2 6TT

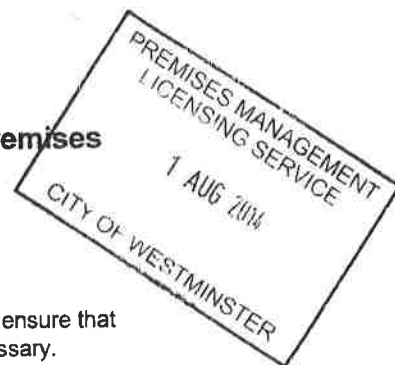
And

The Surveyor General  
The Maritime & Coastguard Agency, Orpington Marine Office, Central Court, 1 Knoll  
Rise

# Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.



I Westminster Police Licensing Team

(Insert name of applicant)

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

## Part 1 – Premises or club premises details

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Am2Pm Food 122-124 Chippenham Road London W9 2AD	
<b>Post town</b> London	<b>Post code (if known)</b> W9 2AD

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Asha Rao 3 Sandhurst Avenue North Harrow Middlesex HA2 7AP Telephone Number : 020 7266 4421  Subhash Rao 3 Sandhurst Avenue North Harrow Middlesex HA2 7AP Telephone Number : 020 7266 4421
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<b>Number of premises licence or club premises certificate (if known)</b> 14/04813/LIPVM
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## Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible

authority (please read guidance note 1, and complete (A) or (B) below)

2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A) below)

**(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)**

Please tick ✓ yes

Mr

Mrs

Miss

Ms

Other title

(for example, Rev)

**Surname**

**First names**

I am 18 years old or over

Please tick ✓ yes

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

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address (optional)**

**(B) DETAILS OF OTHER APPLICANT**

**Name and address**

**Telephone number (if any)**

**E-mail address (optional)**



**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address  
PC Reaz Guerra  
Westminster Police Licensing Team  
4<sup>th</sup> Floor  
Westminster City Hall  
64 Victoria Street  
London SW1E 6QP

Telephone number (if any)  
0207 641 1709

E-mail address (optional)  
MetPoliceLicensingTeam@Westminster.gov.uk

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

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

Please tick one or more boxes ✓

- 

**Please state the ground(s) for review (please read guidance note 2)**

SMG Food, which trades as AM2PM is located at 120-122 Chippenham Road, London W9 2AD.

The current Premises Licence was initially granted in 2005, upon conversion of a Justices Licence.

The grounds for the review are that the premises has persistently sold alcohol to persons under 18 years of age.

As part of a pre planned Police operation, on two separate occasions, persons under the age of 18 years were sold alcohol. The two occasions were within an 8 week period.

On each occasion neither of these persons were asked for any proof of age or form of identification.

Therefore, the purpose of this review is to seek revocation of the premises licence.

Please provide as much information as possible to support the application (please read guidance note 3)

On Saturday 24<sup>th</sup> May 2014 and Thursday 24<sup>th</sup> July 2014 police officers conducted a test purchasing operation in specified Licensed Premises in the City of Westminster.

The method of this operation was for a plain clothes Police Officer (referred to as the *witnessing officer*) to enter the premises. They were then followed into the premises by either one or two Volunteer Police Cadets, who are under 18 years of age. Two further plain clothes Police officers acted as chaperones. The police Cadets were tasked to purchase an alcoholic drink. The child then selects a bottle or can of alcoholic drink and takes it to the till point to purchase. They were instructed to reveal their true age if asked and to leave the premises immediately if requested. Once the child purchases an alcoholic drink, they leave the premises where upon Police officers take enforcement action.

On Saturday 24<sup>th</sup> May 2014, a plain clothes Police Officer entered AM2PM off licence at approximately 1400 hours. PC Marsden, who was the witnessing officer entered the store first and was then followed by Cadet 1 (aged 16). The Cadet 1 selected a bottle of Dedsperado Beer, placed it on the counter. He was served by Mrs Jihad BEAINI. A few minutes later the Cadet returned to the chaperone officer followed by PC Marsden. PC Marsden then confirmed that the Cadet had purchased a 330ml Bottle of Dedsperado Beer, ABV 5.9%. At no point was the Cadet asked their age, for any form of identification, nor proof of their age.

The alcohol was handed to the Police officer waiting outside the premises.

A fixed penalty notice was issued to Mrs Jihad BEAINI by PC Guerra, whilst police were issuing the Penalty Notice, Mr Ziad BEAINI entered the premises and stated that he was the manager and Mrs BEAINI's husband. PC Guerra explained to both of them about the test purchase operation and that Cadet had in the last few minutes had purchased a Bottle of Dedsperado Beer showing them the alcohol. MR BEAINI the started to shout at Police saying, "MY WIFE DOES NOT EVEN WORK HERE, YOU COME HERE AND YOU PLAY YOUR TRICKS ON US." Mr BEAINI was clearly angry.

A copy of the Fixed Penatly Notice and a statement from PC Guerra is attached.

Following this incident the police held a meeting with the Premises Licence Holder, Mr Subash RAO and MR Zaid Beaini (manager) on the 3<sup>rd</sup> June 2014. The purpose of the meeting being to emphasise the seriousness of the failed test purchase and establish control measures to promote the Licensing Objectives, in particular the Protection of Children From Harm.

As part of the meeting the existing conditions on the Premises Licence (Ref 07/10348/LIPV) were discussed. It was established that the premises had also breached condition 11 - which states - *No Beer or Cider to be sold above 5.5% Alcohol by Volume.*

The alcohol sold on this occasion was 5.9% ABV. The premises were clearly instructed to ensure compliance with this condition.

The police requested that the premises submit a variation to their Premises Licence to include 11 additional conditions primarily to safeguard children. These included conditions relating to staff training, a Challenge 25 proof of age scheme and

electronic till prompts. The full list of additional conditions were confirmed in a letter dated 3<sup>rd</sup> June 2014 from PC Guerra to Mr RAO.

The premises submitted a minor variation to add the conditions to the Premises Licence on 12<sup>th</sup> June 2014.

On Wednesday 24<sup>th</sup> July, a plain clothes Police Officer entered AM2PM off licence at approximately 1410 hours. PC Russell, who was the witnessing officer entered the store first and was then followed by cadet 2 (aged 15). The cadet selected a bottle of Heineken Beer, placed it on the counter. He was served by Mr Akshaykumar BAROT . A few minutes later the Cadet returned to the chaperone officer followed by PC Russell who confirmed that the Cadet had purchased a 330ml Bottle of Heineken Beer, ABV 5.0%. At no point was the Cadet asked their age, for any form of identification, nor proof of their age. A fixed penalty notice was issued to Mr Barot by PC Russell.

A copy of the Fixed Penalty Notice from PC Russell is attached.

In summary this premises has sold alcohol to a person under the age of 18 years on 24<sup>th</sup> May and 24<sup>th</sup> July 2014. At no point were either of the children asked their age or for any proof, nor asked for any proof of age or identification.

It is therefore requested that the Licensing Sub Committee revoke this premises licence for SMG Food at 120-122 Chippenham Road in order to promote the licensing objective of Protection of Children From Harm.

Please tick ✓ yes

Have you made an application for review relating to the premises before

If yes please state the date of that application

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

Please tick ✓ yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

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

**Part 3 – Signatures** (please read guidance note 4)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (please read guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature Cherio Woudley PS 4063 CW

Date 31.07.14

Capacity POLICE SERGEANT WESTMINSTER POLICE LICENSING TEAM

<b>Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)</b>	
<b>Post town</b>	<b>Post Code</b>
<b>Telephone number (if any)</b>	
<b>If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)</b>	

**Notes for Guidance**

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

## List of Contents

1. Application for Review
2. Witness statement by PC Guerra
3. Fixed Penalty Notice by PC Guerra
4. Witness Statement by PC Marsden
5. Fixed Penalty Notice by PC Russell
6. Minor variation application and correspondence
7. Current premises licence 14/04813/LIPVM

RESTRICTED (when complete)

MG 11(T)

**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 Reaz Guerra 1614CW** ..... URN:

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

This statement (consisting of: .... 4..... 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: *Reaz Guerra 1614CW* ..... Date: **26<sup>th</sup> July 2014** .....

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

I am the above named person, currently employed in the Westminster Police Licensing Unit.

I joined the Metropolitan Police Service in 2002 and was posted to the Borough of Westminster in 2003, working in numerous operational roles. I moved to the Westminster Licensing Unit in April 2011. Since my appointment in the Licensing Unit I have dealt with a wide range of licensing matters including applications for new premises licences, variations to existing premises licenses, licensing committee hearings, licensing reviews and a large number of licensing visits to licensed premises within the City of Westminster. Part of my role is to oversee and assist in Test Purchasing Operations, using Volunteer Police Cadets aged 17years and under to purchase alcoholic drinks from off licence premises in Westminster.

At the start of the each operation the officers and children are fully briefed as to their roles throughout the day. The children are read an instruction sheet which included the following information:-

- The safety of young people involved in this operation is paramount – the success is secondary. If anything were to occur that was not planned, you must leave the store and return to the pre-arranged RVP near to the shop.
- At no time are the young people to get involved in anything other that what they have been briefed for.
- Do not lie about your age, you must state it correctly
- If asked for identification say you do not have any with you.

Signature: *Reaz Guerra 1614CW* ..... Signature witnessed by: .....

RESTRICTED (when complete)

Continuation of Statement of PC Reaz Guerra 1614CW .....

The operation is run so that the anonymity of the young people is maintained at all times. They are photographed and the photograph is used to show the seller of any alcohol which person had purchased the alcohol if requested.

The method of this operation is for a plain clothes Police Officer (referred to as the *witnessing officer*) to enter the premises. They were then followed into the premises by either one or two Volunteer Police Cadets, who are under 18 years of age.

Two further plain clothes Police officers act as chaperones. The police Cadets were tasked to purchase an alcoholic drink. The child then selects a bottle or can of alcoholic drink and takes it to the till point to purchase. They were instructed to reveal their true age if asked and to leave the premises immediately if requested. Once the child purchases an alcoholic drink, they leave the premises where upon Police officers take enforcement action.

On Saturday 24<sup>th</sup> May 2014, a plain clothes Police Officer entered AM2PM off licence at approximately 1400 hours. PC Marsden, who was the witnessing officer entered the store first and was then followed by Cadet 1 (aged 16). Cadet 1 selected a bottle of Dedsperado Beer, placed it on the counter. He was served by Mrs Jihad BEAINI . A few minutes later the Cadet returned to the me, the chaperone officer, We were then joined by PC Marsden, who confirmed that the Cadet had purchased a 330ml Bottle of Dedsperado Beer, ABV 5.9%. At no point was the Cadet asked their age, for any form of identification, nor proof of their age.

I was waiting outside the premises. And the cadet handed the alcohol to me. I then entered the store and issued a fixed penalty notice was issued to Mrs Jihad BEAINI.

Following this incident I held police held a meeting with the Premises Licence Holder, Mr Subash RAO and MR Zaid Beaini (manager) on the 3<sup>rd</sup> June 2014. The purpose of the meeting being to emphasise the seriousness of the failed test purchase and establish control measures to promote the Licensing Objectives, in particular the Protection of Children From Harm. This meeting was held at City Hall, also present were PC Deweltz (Police Licensing Team) and Maria Johnson (WCC licensing enforcement officer)

Signature: .....



Signature witnessed by: .....



Continuation of Statement of PC Reaz Guerra 1614CW .....

As part of the meeting the existing conditions on the Premises Licence (Ref 07/10348/LIPV) were discussed. It was established that the premises had also breached condition 11 - which states - *No Beer or Cider to be sold above 5.5% Alcohol by Volume.*

The alcohol sold on this occasion was 5.9% ABV. They queried the condition and did appear to fully understand it meaning asking whether it would be ok to sell strong Guinness Stout, which I believe to have a typical ABV of 6.8%. I clearly explained the condition to Mr Rao and MR Beaini to ensure compliance with this condition.

I requested that the premises submit a variation to their Premises Licence to include 11 additional conditions primarily to safeguard children. These included conditions relating to staff training, a Challenge 25 proof of age scheme and electronic till prompts. The full list of additional conditions were confirmed in a letter dated 3<sup>rd</sup> June 2014 from PC Guerra to Mr RAO. (exhibit RGG04)

The premises submitted a minor variation to add the conditions to the Premises Licence on 12<sup>th</sup> June 2014.

On Wednesday 24<sup>th</sup> July, a plain clothes Police Officer entered AM2PM off licence at approximately 1410 hours. PC Russell, who was the witnessing officer entered the store first and was then followed by cadet 2 (aged 15). The cadet selected a bottle of Heineken Beer, placed it on the counter. He was served by Mr Akshaykumar BAROT. A few minutes later the Cadet returned to the chaperone officer followed by PC Russell who confirmed that the Cadet had purchased a 330ml Bottle of Heineken Beer, ABV 5.0%. At no point was the Cadet asked their age, for any form of identification, nor proof of their age. A fixed penalty notice was issued to Mr Barot by PC Russell.

A copy of the Fixed Penalty Notice from PC Russell is attached.

I produce the following exhibits:-

I produce a copy of photograph of Cadet 1 (as used on 24<sup>th</sup> May) as RGG02.

I produce a copy of photograph of Cadet 2 (as used on 24<sup>th</sup> July) as RGG03.

Signature: .....



Signature witnessed by: .....

Continuation of Statement of PC Reaz Guerra 1614CW .....

I have retained photographs of the two cadets and can provide them to the Committee during the licensing hearing; I cannot include the photographs of the cadets in my statement as they are both juveniles and in order to protect their anonymity.

Letter to Mr RAO (premises licence holder) dated 3<sup>rd</sup> June 2014 as RGG04

In summary this premises has sold alcohol to a person under the age of 18 years on 24<sup>th</sup> May and 24<sup>th</sup> July 2014. At no point were either of the children asked their age or for any proof, nor asked for any proof of age or identification.

A variation or imposition of additional conditions to the existing premises licence would not be sufficient to address the concerns of Police.

Due to the persistent sale of alcohol to person aged under 18, twice in a eight week period the Metropolitan Police are seeking revocation of this premises licence to ensure the protection of children from harm.



Signature: ..... Signature witnessed by: .....

# APPENDIX 2

## METROPOLITAN POLICE SERVICE PENALTY NOTICE FOR DISORDER - PART 4 CTO COPY

001803 60813415

VICTIM SURCHARGE   
(Tick if applicable)

TITLE  SURNAME

FORENAMES

DATE OF BIRTH (ddmmYYYY) ADDRESS  
09011970 42 LAURDE  
ROALE NANSIONS LAH  
20ERDALE ROAD

POST CODE  GENDER M  F

OFFENCE TIME OFFENCE DATE  
1005 HRS. 24052014

ISSUE TIME ISSUE DATE  
1020 HRS. 24052014

AT (LOCATION)  
129 CHIPPENHAM RD  
LONDON N9 2AB

OFFENCE CODE DA18

YOU (offence particulars) INTO ALCOHOL TO  
DRIVE ALSO UNDER 18

CONTRARY TO (Act containing offence)  
2011 LICENSING ACT 2011

PLACE OF ISSUE: Street  Custody

I acknowledge receipt of this Penalty Notice  
Signature

ISSUED BY: Surname  Signature

Warrant/Pay No. 207098 OCU

Rank  DATE OF ISSUE 24052014

### MUST BE COMPLETED ADDITIONAL DETAILS OF RECIPIENT

IC Code  SD Code 09 Local Authority Code

Occupation NONE

I/D CHECKS MADE (e.g documents seen)  
Drivers' Licence  Passport  Bank/Credit Card  National Insurance   
Travel/Photo Card  IND Card  PNC  Radio  Other (specify)   
Specify Other: VOTERS REGISTER

Record Details (e.g. driver/card/passport no.)

Fingerprints taken  Photograph taken  DNA taken

CRIS No.

AVS No.

Custody (Pic)-No.

PENALTY NOTICE FOR DISORDERLY PARTY OFFENCE

001803 60813415

VICTIM SURCHARGE (Tick if applicable)

TITLE [ ] SURNAME [ ]

FORENAMES [ ]

DATE OF BIRTH (ddmm/yyyy) ADDRESS [ ]

POST CODE [ ] GENDER M  F

OFFENCE TIME [ ] HRS. OFFENCE DATE [ ]

ISSUE TIME [ ] HRS. ISSUE DATE [ ]

AT (LOCATION) [ ]

OFFENCE CODE [ ]

YOU (offence particulars) [ ]

CONTRARY TO (Act containing offence) [ ]

PLACE OF ISSUE: Street  Custody

I acknowledge receipt of this Penalty Notice

Signature [ ]

ISSUED BY: [ ] Surname [ ] Signature [ ]

Warrant/Pay No. [ ] OCU [ ]

Rank [ ] DATE OF ISSUE [ ]

MUST BE COMPLETED

ADDITIONAL DETAILS OF RECIPIENT

IC Code [ ] SD Code [ ] Local Authority Code [ ]

Occupation [ ]

I/D CHECKS MADE [e.g documents seen]

Drivers' Licence  Passport  Bank/Credit Card  National Insurance

Travel/Photo Card  IND Card  PNC  Radio  Other (specify)

Specify Other: [ ]

Record Details (e.g. driver/card/passport no.) [ ]

Victim surcharge (where applicable)

**PENALTY NOTICE**  
IMPORTANT - READ THE NOTES ON THE BACK OF THE FORM

001803

60813415

£   
PENALTY AMOUNT

VICTIM SURCHARGE  
(Tick if applicable)

**IMPORTANT INFORMATION:**

ANY STATEMENT OFFERED BY THE SUSPECT OR A 3RD PARTY WITNESS SHOULD BE RECORDED IN YOUR POCKET NOTEBOOK

HEIGHT:  5  6  7

BUILD MEDIAN

COMPLEXION FAIR

DESCRIPTION and/or VISIBLE DISTINCTIVE MARKS SCARS/TATTOO'S ETC.

FEMALE H.C., LONG, BROWN HAIR, BROWN EYES.

REPLY TO CAUTION (if appropriate/required)

" I DON'T WORK IN THE SHOP I WAS JUST VISITING MY HUSBAND WITH MY THREE CHILDREN TO COLLECT SOME STUFF"

AT [time]  1  4  2  2 ON [date]  2  4  0  5  2  0  1  4

ADDITIONAL NOTES (continue on separate sheet if necessary and affix firmly to PND)

Could my husband left for less than two (2) minutes to go to the toilet, and then if happened. I apologise."

I assure this is a correct record of what was said.

*[Signature]*

TEL - 0109 266 0725 / 4421

FROM 04/00601/WCC/MW

ZAD BEANI

330ml S-9 NOV DESPERADO BEER

PROP AS 66/31556 185/6600

SERIAL NO. D 43509454

**STATEMENT OF WITNESS**

(C.J. Act 1967, S. 9; M.C. Act 1980, ss.5A(3)(a) & 5B; M.C. Rules 1981, r. 70)

**IMPORTANT INFORMATION:**

**REMOVE PARTS 1-5 BEFORE WRITING ON THIS PAGE**

STATEMENT OF [name] PC GUERRA PUECO

Age \_\_\_\_\_ Occupation \_\_\_\_\_

This statement, signed by me, is true to the best of my knowledge and belief. 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.

Full Statement Attached

(Continue on MG11A if necessary and affix firmly to PND)

SIGNED [Signature] RANK/GRADE/No. 

--	--	--	--	--

DIVISION/UNIT \_\_\_\_\_ DATE 

--	--	--	--	--	--	--	--	--	--

**DETAILS OF OFFICER CORROBORATING EVIDENCE**

NAME \_\_\_\_\_

OFFICER NO. 

--	--	--	--	--	--	--	--

MG11 /EAB Completed? Yes  No

Checked by Supervising Officer

Signed [Signature]

Rank/Grade PS No. 2014 Div'n/Unit LICEN 14

DATE 

1	2	0	6	2	0	1	4
---	---	---	---	---	---	---	---

**Under Age Sale of Alcohol**

Fpn 001803/60813415

**WITNESS STATEMENT**

(CJ Act 1967, s9 MC Act 1980 5A (3)(a) &amp; 5B MC Rules 1981, r70)

Statement of: REAZ GUERRA PC1614CW

Age: Over 18

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

Dated the 24<sup>th</sup> May 2014Signature  PC 1614CW

On Saturday 24<sup>th</sup> May 2014 was on duty engaged in plain clothes on a test purchase operation targeting off licences' on Westminster Borough for under age sales of alcohol. I was working with PC who was in also in plain clothes and a Police Cadet. This was authorised by Chief Inspector Stephenson, to use Volunteer Police Cadets aged 17 years and under to purchase alcoholic drinks from off-licensed premises in Westminster. The cadet was in casual plain clothes. Following the initial briefing a photograph of the cadet and a photocopy of their passport were taken. The Cadet who was selected for this visit was verbally briefed and handed a £5 note.

At about 1400 hrs we drove to Chippenham Road, London W9 in an marked police vehicle. We parked in a side street near to Chippenham Road. I would describe the premises as a large small convenience store. The main entrance is located on the west footway of Chippenham Road, approximately thirty (10) meters West from junction with Shirland Road.

PC Marsden, who was the witnessing officer entered the store first and was then followed by the cadet. A few minutes later the Cadet accompanied by PC Marsden. PC Marsden the confirmed that the Cadet had purchased a 330ml Bottle of Dedsperado Beer, ABV 5.9%. I seized then seized the bottle and sealed it in a police evidence bag, seal no D43509545, Exhibit RGG/1.

Myself and PC Marsden then returned to the shop identifying ourselves by showing our warrant cards. PC MARS DEN the identified the person who had made the sale, a lady who i know now to be Mrs Jihad BEAINI, date of birth 02/01/1980. I would describe her a white female, long dark hair, medium build, approximately 5'05" tall with Brown eyes. She was then joined by a man i now know to be Mr Zaid BEAINI, 42 Lauderdale Mansions, Laurderdale Road, London W9 1NE, He stated that he was the manager and Mrs BEAINI's husband. I explained to both of them about the test purchase operation and that Cadet had in the last few minutes had purchased a Bottle of Dedsperado Beer, and showed them the alcohol. MR BEAINI the started to shout at us saying. "MY WIFE DOES NOT EVEN WORK HERE, YOU COME HERE AND YOU PLAY YOUR TRICKS ON US." Mr BEAINI was clearly angry, he then started talking to his wife in a different language which I believed to be

Signature 

001803

60813415

£

VICTIM SURCHARGE  
(Tick if applicable)

**STATEMENT OF WITNESS**

(C.J. Act 1967, S. 9; M.C. Act 1980, ss.5A(3)(a) & 5B; M.C. Rules 1981, r. 70)

**NOTES CONTINUED**

Area containing horizontal lines for notes.

Area containing horizontal lines for notes.



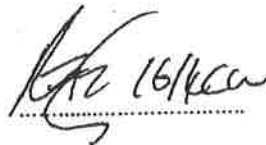
Arabic.

I then pointed out the offence of selling alcohol to a person aged under 18 (Sec 146(1) Licensing Act 2003) and explained to MRS BEAINI that I would be issuing a penalty notice for the sale of alcohol to a person aged under 18. MR BEAINI said he wife did speak much English and that he would have to translate, however MRS BEAINI understood what I was saying to her, so I spoke directly to her. MR BEAINI insisted on telling his wife what to say. I told MR BEAINI that it was his wife that had made the sale and that I would be dealing with her directly.

Mrs BEAINI was fully cautioned to which she made no reply. MR BEAINI said that his wife wanted to say the following, but MRS BEAINI had not said anything, I noted his comments as follows "I DONT WORK IN THE SHOP I WAS JUST VISITING MY HUSBAND WITH MY THREE (3) CHILDREN. MY HUSBAND LEFT FOR LESS THAN TWO(2) MINUTES TO GO TO THE TOILET AND THEN IT HAPPENED. I APOLOGISE" Mrs BEAINI then endorsed this as a correct record of what was said. The ticket procedure was fully explained to Mrs BEAINI and she signed to the ticket to acknowledge the ticket being issued,

FPN Ticket No 001803/60813415. The premises licence being displayed behind the counter near to the ceiling had the reference number 07/00601/WCCMAP. A short time later I left the shop with PC Marsden and returned to the police vehicle. The bottle of alcohol was deposited into the property store at Charing Cross Police Station, reference 66/31556.

Signature



PC 1614CW

FPN 001803/60813415

Signature

**WITNESS STATEMENT**

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

Statement of Jon Marsden 1492CW URN:

--	--	--	--

Age if under 18 Over 18 (if over 18 insert 'over 18') Occupation: POLICE OFFICER

This statement (consisting of: .... 3..... 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: 31st May..... 2014.....

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

On Saturday 24th May 2014 I was on duty in plain clothes engaged on a test purchase operation targeting off licences' on Westminster Borough for under age sales of alcohol. I was working with PS RAMSAY, MSC JOSEPH and PC GUERRA who were in also in plain clothes and a Police Cadet. The activity was authorised by Chief Inspector STEPHENSON

The cadet was in casual plain clothes. Following the initial briefing a digital photograph of the cadet and a photocopy of their passport were taken.

At about 1400 hrs we drove to Chippenham Road, London W9 in a marked police vehicle. We parked in a side street near to Chippenham Road intending to conduct a test purchase at AM2PM Off licence on 120-122 Chippenham road London W9.

The Cadet who was selected for this visit was verbally briefed and handed a £5 note. I then walked a short distance and entered AM2PM Off Licence.

I would describe the premises as a mid sized convenience store. The premises is located in a small parade of shops situated under a residential block of flats.

As you enter the premises the till is immediately on the left, there is shelving running the length of the store leading up to the till.

Straight ahead from entering the store, and to the right of the till

is a chiller cabinet containing alcoholic drinks. There is a large selection of beer and wine.

Upon entering the premises I could see just one member of staff stood behind the till, this is a woman I now know to be Mrs Jihad BEAINI, date of birth 02/01/1980. The only other person in the shop was a male who appeared to be a customer just completing a transaction at the till. Within a few seconds of me entering this male left and the Cadet entered the shop. I was stood by some shelves in the middle of the store. I had a clear unobstructed

Signature: .....

Signature witnessed by: .....

Continuation of Statement of .....

view of the alcohol cabinet and the till. The Cadet walked passed me walking around the shop. I stood less than two (2) feet away from the till. The cadet then approached the till with a single 330ml bottle of 'Desperado' lager. I had a clear unobstructed view of the Cadet and Mrs BEAINI , from next to the till counter. The Cadet placed the bottle onto the counter. Mrs BEAINI looked at the bottle and then said to the Cadet "£1.49" please." The cadet replied "OK." And handed over the £5 note which they were given by the Licensing team for the purpose of this operation. Mrs BEAINI took it and gave the Cadet the change of £3.51. The Cadet was given the bottle of alcohol and then left the shop. At no point whilst the Cadet was in the shop or during the transaction did Mrs BEAINI ask either Cadet their age or ask for ID. I left the shop a short time after the Cadet and they immediately handed over the bottle that was purchased from Mrs BEAINI.

PC GUERRA seized this bottle as evidence, sealing it in a appropriate evidence bag.

MSC JOSEPH who was waiting nearby outside the shop then escorted the Cadet back to the police vehicle, I then returned to the shop with PC GUERRA.

On entering I saw Mrs BEAINI still stood behind the counter. We identified ourselves by showing our warrant cards. Mrs BEAINI was not the Designated Premises Supervisor, and therefore did not hold a personal licence. At this point Mrs BEAINI was joined by a male I now know as Mr Zaid BEAINI who was apparently Mrs BEAINI's husband and purported to be the Licence holder of the premises.

Pc GUERRA then explained to them both about the test purchase operation and that the Cadet in the last few minutes had purchased an alcoholic 'desparado' beer.

Mr BEAINI was visibly angry about the operation that had taken place. I believe he shouted "My wife doesn't work here! You are tricking us. I hope your happy!" He then went on to shout in another language at his wife.

At this point Mrs BEAINI was shown the bottle of alcohol.

PC GUERRA pointed out the offence contrary to section 146 of the Licencing Act.

Mrs BEAINI confirmed the sale had taken place, Pc GUERRA explained to Mrs BEAINI that he would be issuing a penalty notice for the sale of alcohol as this was witnessed by myself and only took place 5 minutes earlier.

I believe Mrs BEAINI fully understood PC GUERRA during this time.

During this period Mr BEAINI kept trying to interrupt PC GUERRA and trying to put his words across as if they were his wife's.

Mrs BEAINI was fully cautioned by PC GUERRA to which she made no reply.

However Mr BEAINI insisted that his comments were recorded on her behalf.

Signature: ..... Signature witnessed by: .....

Continuation of Statement of .....

I believe the following was noted on the FPN.

“I don't work in the shop, I was just visiting my husband with my three children to collect some stuff”

The ticket procedure was fully explained to Mrs BEAINI and she signed the FPN ticket to acknowledge the ticket being issued. A short time later I left the shop with PC GUERRA and returned to the police vehicle. The bottle of alcohol was deposited into the property store at Charing Cross Police Station by PC GUERRA.

I would describe Mrs BEAINI as being of Arabic appearance, but very light skinned. She was small build, approx 5'04 tall. She had long black hair, brown eyes.

Signature: ..... Signature witnessed by: .....

**RESTRICTED – FOR POLICE AND PROSECUTION ONLY**  
(when completed)

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: ..... Height: ..... Ethnicity Code: .....

Dates of witness non-availability .....

**Witness care**

- a) Is the witness willing and likely to attend court? Yes / No. If 'No', include reason(s) on MG6. What can be done to ensure attendance?
- b) Does the witness require 'special measures' as a vulnerable or intimidated witness? Yes / No. If 'Yes' submit MG2 with file.
- c) Does the witness have any specific care needs? Yes / No. If 'Yes' what are they? (Healthcare, childcare, transport, disability, 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 leaflet 'Giving a witness statement to police — what happens next?' Yes  No
- c) I consent to police having access to my medical records in relation to this matter: Yes  No  N/A
- d) I consent to my medical record in relation to this matter being disclosed to the defence: Yes  No  N/A
- e) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings (if applicable) Yes  No  N/A
- f) 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: .....

Statement taken by (print name): .....

Station: .....

Time and place statement taken: .....

Signature of witness: .....

001603 60806885

£ 0 VICTIM SURCHARGE (Tick if applicable)

TITLE M2 SURNAME BANERJEE

FORENAMES AISHANU KUMAR

DATE OF BIRTH (ddmmYYYY) ADDRESS

06081991 1 WOODS RD

E GLADE WENSLEY

POST CODE H90 1CN GENDER M  F

OFFENCE TIME OFFENCE DATE  
1415 HRS. 24072014

ISSUE TIME ISSUE DATE  
1455 HRS. 24072014

AT (LOCATION) 509 FLOOR 122-124 C

ALPENTHAM RD NR

OFFENCE CODE 2A18

YOU (offence particulars) SOLD ALCOHOLIC  
DRINK TO 18 YEARS MALE-OLD  
NOT 21/21

CONTRARY TO (Act containing offence)  
SALE OF ALCOHOL TO U18

PLACE OF ISSUE: Street  Custody

I acknowledge receipt of this Penalty Notice  
Signature

ISSUED BY: RUSSELL- Signature

Warrant/Pay No. 195150 OCU 01CN

Rank PC DATE OF ISSUE 24072014

**MUST BE COMPLETED**  
ADDITIONAL DETAILS OF RECIPIENT

IC Code 4 SD Code Local Authority Code CN

Occupation Student

1/D CHECKS MADE [e.g documents seen]

Drivers' Licence  Passport  Bank/Credit Card  National Insurance   
Travel/Photo Card  IND Card  FNC  Radio  Other (specify)

Specify Other...  
Record Details (e.g. driver/card/passport no.)

Fingerprints taken  Photograph taken  DNA taken

CRIS No.

A/S No.

Custody (Pic) No.

METROPOLITAN POLICE SERVICE

PENALTY NOTICE

IMPORTANT - READ THE NOTES ON THE BACK OF THE FORM

001803

60806885

1 8

£ 90  
PENALTY AMOUNT

VICTIM SURCHARGE  
(Tick if applicable)

IMPORTANT INFORMATION:

ANY STATEMENT OFFERED BY THE SUSPECT OR A 3RD PARTY WITNESS SHOULD BE RECORDED IN YOUR POCKET NOTEBOOK

HEIGHT: 5 10 BUILD: SLIM

COMPLEXION: DARK

DESCRIPTION and/or VISIBLE DISTINCTIVE MARKS SCARS/TATTOO'S ETC.  
SCAR ON (L) CHEEK

REPLY TO CAUTION (if appropriate/required)

"I'm sorry he looked over 18"  
[Signature]

AT [time] 1417 ON [date] 24/07/2014

ADDITIONAL NOTES (continue on separate sheet if necessary and affix firmly to PND)

ADAM MALDIM. 1/2/38 Lebanon  
2, Grenada St. N17 8SP.  
owner

[Signature]

METROPOLITAN POLICE SERVICE  
PENALTY NOTICE

PART 6B

STATEMENT OF WITNESS

(C.J. Act 1967, S. 9; M.C. Act 1980, ss.5A(3)(a) & 5B; M.C. Rules 1981, r. 70)

IMPORTANT INFORMATION:

REMOVE PARTS 1-5 BEFORE WRITING ON THIS PAGE

STATEMENT OF (name) SANDY RUSSELL

Age 018 Occupation Police Constable

This statement, signed by me, is true to the best of my knowledge and belief: 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.

On Wednesday 24th July 2014 I was on duty in plain clothes as part of a 'TEST PURCHASE' operation arranged by PC REAG GUERRA & PC JOHN MARSDEN. We were also assisted by three (3) police cadets all of which were aged fifteen years. Our aim was to target off licences with a view to see whether any sales of alcohol were made to the cadets. The operation was authorised by Chief Inspector SKENSON. The cadet was dressed in plain clothes following their initial briefing a photo was taken of them and a copy of their passport or birth certificate taken. The cadet was then handed a PS note. At about 14.10hrs we arrived at a large convenience store in Chipperton Road called M2 PM. It is situated near to the junction with Shillard Rd.

(Continue on MG 11A if necessary and affix firmly to PND)

SIGNED [Signature] RANK/GRADE/No. PC

DIVISION/UNIT licensing DATE 24/07/2014  
CW

DETAILS OF OFFICER CORROBORATING EVIDENCE

NAME PC GUERRA

OFFICER NO. 207028

MG11 /EAB Completed? Yes  No

Checked by Supervising Officer

Signed

Rank/Grade No. Div'n/ Jnit

DATE



METROPOLITAN POLICE SERVICE  
PENALTY NOTICE FOR DISORDER - PART 6 - POLICE COPY

001803

60806885

£ 00-

VICTIM SURCHARGE  
(Tick if applicable)

STATEMENT OF WITNESS

(C.J. Act 1967, S. 9; M.C. Act 1980, ss.5A(3)(a) & 5B; M.C. Rules 1981, r. 70)

NOTES CONTINUED

I was the witnessing officer so I entered the store first followed by the cadet. I walked to the magazine rack and had a clear and unobstructed view of the counter. I was about 3-4 metres away. I could also hear what was being said to the cadet by the staff member. I saw the cadet place a 330ml bottle of HEINEKEN BEER on the counter. I then saw a male who I now know to be AKSHAY KUMAR BAROT scan the bottle into the till and take the £5 note in payment from the cadet. At no point did I hear MR BAROT ask the cadet his age or whether he had any ID. I would describe the seller as an Asian male aged about 22 years. He was thin, had short spiky hair and a small scar on his left cheek. He was wearing a red T-shirt. Once the cadet had left the store I was joined by PC MARSDEN. I said to MR BAROT, "My name is Sandy Russell. I am a police officer." I showed him my warrant card. I said, "You have just been witnessed by me making a sale of alcohol to someone under the age of 18." MR BAROT said, "Who?" I said, "The young Asian male with the black and white striped top on." He looked confused. I said, "You served him before the lady you just served." He said, "Are you aware it is an offence to sell alcohol to any one under 18?" The fine was £125. MR BAROT replied, "I'm sorry, he looked over 18." I said, "I will be issuing you a ticket but I think it maybe wise to call your boss." He made a quick call and within 2 minutes we were joined by a male who I now know to be Adam MARDIAN DOB-11/2/78 of 9, Grenson St, NW8 3SP. He said he was the manager and was in partnership with the owner. I told him what had happened and

NOTES CONTINUED

he became verbally aggressive towards MR BART saying "Are you stupid, Are you stupid! How hard is it to ask for ID. Hold you" He then began banging and thumping the counter & the door I carried on issuing the ticket while PC MARSDEN told him to calm down. At one point MR MALDIN said to me, "Are you happy doing this - we will lose our licence" He was quite aggressive & made me feel uncomfortable. I said "I'm happy and doing my job now calm down and stop being so threatening." He apologised and calmed down. I completed the PND ticket and gave the top two copies to MR BART. I fully explained the PND procedure and asked him whether he understood. He confirmed he did. Myself & PC Marsden left the store with MR MALDIN, he told us the owner was on holiday and would be very angry when he finds out what had happened. I told MR MALDIN to inform his business partner that review proceedings would now be put in place due to previous tax purchase failures by the company being failed. One as recently as 24th May 2014. Myself & PC Marsden then left and rejoined PC GULLER & the cadets.

PN ticket N: 60506885/  
 001803. The premises licence  
 CA/00001/WCCMAE was dis-  
 played behind the counter.  
 The seized alcohol was deposited  
 in the 66 @ CX 33237, J08-7564  
 @ I said, "He's a piece of shit." [Signature]

Russell

**Your Reference:**  
**Our Reference:** 10/08979/LIPDPS  
**Date:** 3<sup>rd</sup> June 2014



**METROPOLITAN POLICE SERVICE**

**PC Reaz Guerra**

Westminster Police Licensing Unit

SMG Food  
122-124 Chippenham Road  
London  
W9 2AD

**Westminster City Hall**  
Fourth Floor  
Westminster Police Licensing  
64 Victoria Street  
London  
SW1E 6QP  
Telephone: 020 7641 1708  
Email: rguerra@westminster.gov.uk

Dear Mr RAO,

In relation to the underage sale that took place on 24<sup>th</sup> May 2014. Please find enclosed documentation for you to apply for a minor variation to your licence, alternatively this is available to complete on line via the following link:-

<https://www.gov.uk/apply-for-a-licence/club-licensing/westminster/change-3>

As discussed the police strongly recommend that you apply for apply for the following conditions to form part of your operating schedule:-

1. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. There must be a camera above the till points to record all customer transactions. The CCTV system shall continually record whilst the venue is open for licensable activities and during all

times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.

2. A staff member who is conversant with the operation of the CCTV system shall be available when the premise is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
3. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
4. A direct telephone number for the manager at the premises shall be made available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
5. There shall be no self service of spirits (except spirit mixers) on the premises.
6. All cashiers will receive refresher training on relevant alcohol laws and the licence holder's policy on challenging for ID. Such training to take place at least twice a year. Records will be maintained at the premises containing information about the training of any person who may make a sale of alcohol including the date of their training and the nature of the training undertaken. The relevant documentation shall be produced on request to a police officer or a relevant officer of a responsible authority.
7. The licence holder shall ensure that all cashiers are trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) for evidence of age. This evidence shall be photographic, such as passport or photographic driving licence until other effective identification technology (for example, thumb print or pupil recognition) is introduced. All cashiers will be instructed, through training, that a sale shall not be made unless this evidence is produced.
8. There shall be an electronic till prompt when alcohol is scanned through the tills, to remind staff at point of sale of alcohol to ensure purchaser is over the age of 18.
9. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.

10. A Challenge 25 proof of age scheme, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport. ***(Replaces current condition 8)***
11. Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible before entering the premises, where alcohol is on public display, and at the point of sale.

If you have any queries or if I can be of further assistance please contact me using the details above.

Yours sincerely

PC Reaz Guerra

Westminster Police Licensing Team

**Walker, Jackie**

---

**From:** Darr, Amena  
**Sent:** 13 June 2014 10:21  
**To:** Police Minor Variations  
**Cc:** Patterson, Susan; Qureshi, Sabihah  
**Subject:** RE: 14/04813/LIPVM - Online Minor Variation Consultation - AM 2 PM, 122-124 Chippenham Road, W9 2AD  
**Attachments:** Application.pdf

Dear All,

Following on from Sabs's e-mail below – please note the correct L.D.O for the above application is **26.06.2014**.

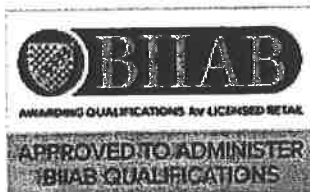
Kind Regards,

**Amena Darr**

Licensing Support Officer

**Environmental Health Consultation and Licensing  
Premises Management  
Westminster City Council  
4th Floor South  
City Hall  
64 Victoria Street  
London SW1E 6QP**

Tel: 0207 641 3401  
[adarr@westminster.gov.uk](mailto:adarr@westminster.gov.uk)  
[www.westminster.gov.uk](http://www.westminster.gov.uk)



**USE PUBLIC ACCESS FOR  
INFORMATION ON APPLICATIONS,  
TO CHECK THEIR PROGRESS OR STATUS**

**PUBLIC  ACCESS**

**Register to receive email alerts on properties or  
streets you are interested in?**

---

**From:** Qureshi, Sabihah  
**Sent:** 12 June 2014 17:21  
**To:** Police Minor Variations; Patterson, Susan  
**Subject:** 14/04813/LIPVM - Online Minor Variation Consultation - AM 2 PM, 122-124 Chippenham Road, W9 2AD

Dear Police,

Please find attached the Minor Variation Application for the mentioned premises.

Details of the variation are as below. Please can we have all responses by email to [idxlicensing@westminster.gov.uk](mailto:idxlicensing@westminster.gov.uk) the last date for any representation will be **26.02.2014** and a decision will be made 5 working days after this date.

- "The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. There must be a camera above the till points to record all customer transactions. The CCTV system shall continually record whilst the venue is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.*
- 2. A staff member who is conversant with the operation of the CCTV system shall be available when the premise is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.*
  - 3. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.*
  - 4. A direct telephone number for the manager at the premises shall be made available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.*
  - 5. There shall be no self service of spirits (except spirit mixers) on the premises.*
  - 6. All cashiers will receive refresher training on relevant alcohol laws and the licence holders policy on challenging for ID. Such training to take place at least twice a year. Records will be maintained at the premises containing information about the training of any person who may make a sale of alcohol including the date of their training and the nature of the training undertaken. The relevant documentation shall be produced on request to a police officer or a relevant officer of a responsible authority*
  - 7. The licence holder shall ensure that all cashiers are trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) for evidence of age. This evidence shall be photographic, such as passport or photographic driving licence until other effective identification technology (for example, thumb print or pupil recognition) is introduced. All cashiers will be instructed, through training, that a sale shall not be made unless this evidence is produced.*
  - 8. There shall be an electronic till prompt when alcohol is scanned through the tills, to remind staff at point of sale of alcohol to ensure purchaser is over the age of 18.*
  - 9. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.*
  - 10. A Challenge 25 proof of age scheme, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport. (Replaces current*

condition 8)

11. Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible before entering the premises, where alcohol is on public display, and at the point of sale”.

The case officer Sue Patterson has been copied into this email.

Regards,

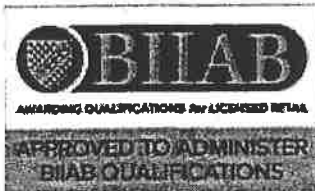
**Miss Sabihah Qureshi**  
Licensing Support Officer

**Environmental Health Consultation and Licensing**  
Premises Management Delivery Unit  
Westminster City Council  
4th Floor South  
64 Victoria Street  
London SW1E 6QP

Tel: 020 7641 8549

Team E-mail: [premiseslicensing@westminster.gov.uk](mailto:premiseslicensing@westminster.gov.uk)

Web: [www.westminster.gov.uk](http://www.westminster.gov.uk)



**USE PUBLIC ACCESS FOR  
INFORMATION ON APPLICATIONS,  
TO CHECK THEIR PROGRESS OR STATUS**

**PUBLIC  ACCESS**

**Register to receive email alerts on properties or  
streets you are interested in?**

**You can now apply online for the majority of licensing regimes that the authority is responsible for. Please visit [www.westminster.gov.uk/licensing](http://www.westminster.gov.uk/licensing) and following the relevant links to apply.**

P please don't print this e-mail unless you really need to



**Section 1 of 8**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

am 2 pm

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes  No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

\* First name

mr subhash and mrs asha

\* Family name

rao

\* E-mail

zaidbeaini@yahoo.co.uk

Main telephone number

Include country code.

Other telephone number

02072660725

Indicate here if you would prefer not to be contacted by telephone

Are you:

- Applying as a business or organisation, including as a sole trader  
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

**Your Address**

Address official correspondence should be sent to.

* Building number or name	66
* Street	thirlmere gardens nothwood
District	
* City or town	london
County or administrative area	
* Postcode	HA6 2RU
* Country	United Kingdom

**Section 2 of 8**

**PREMISES DETAILS**

Refer to the guidance notes while completing this form.

Premises licence number/club premises certificate number	07/00601/WCCMAP
* Name of premises	AM2PM

**Premises Location**

\* Are you able to provide a postal address, OS map reference or description of the premises?

Address     OS map reference     Description

* Building number or name	122-124
* Street	chippenham road
District	
* City or town	london
County or administrative area	
Postcode	w9 2ad
* Country	United Kingdom

**Premises Contact Details**

E-mail	zaidbeaini@yahoo.co.uk
Telephone number	02072660725
Other telephone number	

\* Brief description of premises (See Guidance Note 2)

it is a grocery shop where we do sell food and beverage, newspaper and vegetable

Continued from previous page...

Section 3 of 8

APPLICANT DETAILS

\* Are you the premises licence holder/club premises certificate holder?

Yes  No

Are the applicants address and contact details the same as the premises address and contact details given in section 2?

Yes  No

**Applicant Address**

Is the address the same as (or similar to) the address given in section one?

Yes  No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

66

Street

thirlmere gardens nothwood

District

City or town

london

County or administrative area

Postcode

HA6 2RU

Country

United Kingdom

**Applicant Contact Details**

Are the contact details the same as (or similar to) those given in section one?

Yes  No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail

Telephone number

Other telephone number

Section 4 of 8

PROPOSED VARIATION

Would you like the variation to take effect from as soon as possible?

Yes  No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes  No

See guidance note 3.

Describe the proposed variation(s) in detail in the box below and explain why you consider that they could not have an adverse effect on the promotion of any of the licensing objectives. (See Guidance Note 1) This should include whether new

*Continued from previous page...*

Details of proposed variation(s) (See Guidance Note 4)

Here are the conditions:

1. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. There must be a camera above the till points to record all customer transactions. The CCTV system shall continually record whilst the venue is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
2. A staff member who is conversant with the operation of the CCTV system shall be available when the premise is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
3. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
4. A direct telephone number for the manager at the premises shall be made available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
5. There shall be no self service of spirits (except spirit mixers) on the premises.
6. All cashiers will receive refresher training on relevant alcohol laws and the licence holder's policy on challenging for ID. Such training to take place at least twice a year. Records will be maintained at the premises containing information about the training of any person who may make a sale of alcohol including the date of their training and the nature of the training undertaken. The relevant documentation shall be produced on request to a police officer or a relevant officer of a responsible authority.
7. The licence holder shall ensure that all cashiers are trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) for evidence of age. This evidence shall be photographic, such as passport or photographic driving licence until other effective identification technology (for example, thumb print or pupil recognition) is introduced. All cashiers will be instructed, through training, that a sale shall not be made unless this evidence is produced.
8. There shall be an electronic till prompt when alcohol is scanned through the tills, to remind staff at point of sale of alcohol to ensure purchaser is over the age of 18.
9. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
10. A Challenge 25 proof of age scheme, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport. (Replaces current condition 8)
11. Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible before entering the premises, where alcohol is on public display, and at the point of sale.

Many thanks,

Continued from previous page...

Select those parts of the Operating Schedule which would be subject to change if this application to vary were successful (check all that apply)

**Provision of regulated entertainment**

- a. plays
- b. films
- c. indoor sporting events
- d. boxing or wrestling entertainments
- e. live music
- f. recorded music
- g. performance of dance
- h. anything of a similar description to that falling within (e), (f) or (g)

**Provision of late night refreshment and alcohol**

- i. late night refreshment
- j. sale by retail of alcohol

This can only relate to reducing licensed hours, or moving them without any overall increase between 7am and 11pm.

**Section 6 of 8**

**ADDITIONAL INFORMATION**

Are you able to submit the premises licence/club premises certificate (or relevant part)?

- Yes                       No

Are you able to submit a copy of the plan?

- Yes                       No

This is necessary if the proposed variation will affect the layout.

Any further information to support your application. You should use this box to provide any additional evidence to support your claim that the proposed variation is 'minor' and could not have an adverse impact on the promotion of the licensing objectives.

The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. There must be a camera above the till points to record all customer transactions. The CCTV system shall continually record whilst the venue is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.

2. A staff member who is conversant with the operation of the CCTV system shall be available when the premise is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.

3. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.

*Continued from previous page...*

5. There shall be no self service of spirits (except spirit mixers) on the premises.
6. All cashiers will receive refresher training on relevant alcohol laws and the licence holder's policy on challenging for ID. Such training to take place at least twice a year. Records will be maintained at the premises containing information about the training of any person who may make a sale of alcohol including the date of their training and the nature of the training undertaken. The relevant documentation shall be produced on request to a police officer or a relevant officer of a responsible authority.
7. The licence holder shall ensure that all cashiers are trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) for evidence of age. This evidence shall be photographic, such as passport or photographic driving licence until other effective identification technology (for example, thumb print or pupil recognition) is introduced. All cashiers will be instructed, through training, that a sale shall not be made unless this evidence is produced.
8. There shall be an electronic till prompt when alcohol is scanned through the tills, to remind staff at point of sale of alcohol to ensure purchaser is over the age of 18.
9. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
10. A Challenge 25 proof of age scheme, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport. (Replaces current condition 8)
11. Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible before entering the premises, where alcohol is on public display, and at the point of sale.

**Section 7 of 8**

**NOTES FOR GUIDANCE**

*Continued from previous page...*

1. **General Note:** The minor variations process can only be used for variations that could have no adverse impact on the promotion of any of the four licensing objectives. (These are: the prevention of crime and disorder; public safety; the prevention of public nuisance; and the protection of children from harm.)

It cannot be used to:

- extend the period for which the licence has effect;
- vary substantially the premises to which it relates;
- specify, in a premises licence, an individual as the designated premises supervisor;
- add the sale by retail or supply of alcohol as an activity authorised by a licence or certificate;
- authorise the sale by retail or supply of alcohol at any time between 11pm and 7am;
- authorise an increase in the amount of time on any day during which alcohol may be sold by retail or supplied;
- include the alternative licence condition referred to in section 41D(3) of the Licensing Act 2003 in a premises licence.

2. **Description of premises:** For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. This should include any activities in or associated with the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines etc.

3. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

4. **Give full details of all the proposed variation(s).** Failure to provide sufficient information may lead to the refusal of your application. Details should include a description of the proposed variation(s) in terms as precise as possible. If you are not precise, the licensing authority may decide that the changes you propose would be potentially broader in scope than you intend and reject your application as not being a 'minor' variation. You should also include a statement about why you consider the variations proposed could not have an impact on the licensing objectives listed in section 4(2) of the Act. You should cover each of the objectives that could possibly apply to your proposal (or if more than one, to each proposal) and say why you think there could be no adverse impact on that objective. Your application will be assisted by including as much information as you can about this. **(However, there is a box at the end of the form for 'further information', and this should be used for any relevant background information not directly related to the variation.)** Relevant information includes:

a) **Variations to licensable activities/licensing hours** (all timings should be given in 24 hour clock e.g. 16.00. Only give details for the days of the week when you intend the premises to be used for the activity), such as:

- Whether new or increased levels of licensable activities will be taking place indoors or outdoors (indoors may include a tent);
- Relevant further details, for example whether music will be amplified or unamplified;
- Standard days and timing when the activity will take place, including start and finish times;
- Any seasonal variations in timings, e.g. additional days during the summer; and
- Non-standard timings, e.g. where you wish the activity to go on longer on a particular day such as Christmas Eve.

Continued from previous page...

b) **Variations to premises/club layout:** If you are applying for a variation to the layout of your premises, you must include a revised plan. You should be aware that your application is likely to be refused if the proposed variation could:

- increase capacity for drinking on the premises;
- affect access between the public part of the premises and the rest of the premises or the street or public way, e.g. block emergency exits or routes to emergency exits; or
- impede the effective operation of a noise reduction measure.

c) **Revisions, removals and additions of conditions:** The minor variation process may be used to remove conditions which are out of date or invalid and to revise conditions which are unclear (as long as the intention and effect remains the same). It can also be used to add a new condition volunteered by the applicant or mutually agreed between the applicant and a responsible authority, such as the police or the environmental health authority (subject to impact on the licensing objectives).

d) **Variations to opening hours:** Details of any changes to hours when the premises or club is open to the public.

5. **Further information:** You should use this box to provide any additional evidence to support your claim that the proposed variation is 'minor' and could not have an adverse impact on the promotion of the licensing objectives.

6. **Signatures:** The application form must be signed.

7. **Authorised agent:** An applicant's agent (e.g. solicitor) may sign the form on their behalf and, in so doing, will be confirming that they have actual authority to do so.

8. **2nd Applicant:** Where there is more than one applicant, both applicants or their respective agents must sign the application form.

9. This is the address which we shall use to correspond with you about this application. This might not be the same as the address of the premises or applicant, but these addresses must also be provided.

#### Section 8 of 8

#### PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

This formality requires a fixed fee of £89

#### ATTACHMENTS

#### AUTHORITY POSTAL ADDRESS

##### Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

United Kingdom

#### DECLARATION



Continued from previous page...

\* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

\* Capacity

Date (dd/mm/yyyy)

Full name

Capacity

Date (dd/mm/yyyy)

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/club-licensing/westminster/change-3> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**



**Westminster Police Licensing Unit**

**Response to Minor Variation Application**

**Name and Full Postal Address of Premises**

**AM 2 PM  
122-124 CHIPPENHAM RD  
W9**

**Date Application Received**

**10/6/14**

**Reference No**

**14/04813/LIPVM**

**Brief Details of Minor Variation Application**

**ADD CONDITIONS AS AGREED BY POLICE**

**Police Recommendation for Application To be Approved**

*(delete as appropriate)*

**Give Brief Reason**

**Name of Authorising Sergeant / Inspector**

**PC GUERRA**

**Date Sent to Licensing Authority 13/6/14**

**Completed forms MUST be sent to the following by e-mail on the WCC system:**

**Licensing Sgt**

**IDOX LICENSING**

**Name (if known) of Licensing Clerk dealing**



Schedule 12  
Part A

WARD: Harrow Road  
UPRN: 100023513242

**City of Westminster**  
64 Victoria Street, London, SW1E 6QP

**Premises licence**

Regulation 33, 34

**Premises licence number:**

14/04813/LIPVM

**Original Reference:**

05/06204/LIPC

**Part 1 – Premises details**

**Postal address of premises:**

AM 2 PM  
122-124 Chippenham Road  
London  
W9 2AD

**Telephone Number:** 020 7266 4421

**Where the licence is time limited, the dates:**

Not applicable

**Licensable activities authorised by the licence:**

Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit  
Sale by Retail of Alcohol

**The times the licence authorises the carrying out of licensable activities:**

Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit Unrestricted

**Sale by Retail of Alcohol**

Monday to Saturday:

08:00 to 23:00

Sunday:

10:00 to 22:30

*For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1*

**The opening hours of the premises:**

Monday to Saturday:

08:00 to 23:00

Sunday:

10:00 to 22:30

**Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:**

Alcohol is supplied for consumption off the Premises.

**Part 2**

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:**

Asha Rao  
3 Sandhurst Avenue  
North Harrow  
Middlesex  
HA2 7AP  
*Telephone Number : 020 7266 4421*

Mr. Subhash Rao  
3 Sandhurst Avenue  
North Harrow  
Middlesex  
HA2 7AP  
*Telephone Number : 077401 79809*

**Registered number of holder, for example company number, charity number (where applicable)**

N/A

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:**

**Name:** Subhash Rao

*Please note: It is the policy of the Licensing Authority not to display the address details of a designated premises supervisor.*

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:**

**Licence Number:** Not Supplied  
**Licensing Authority:**

**Date:** 28 July 2014

**Signed:** pp **Operational Director - Premises Management**

## Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
  2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
  3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
  4. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.  
(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
- 5(i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- 5(ii) For the purposes of the condition set out in paragraph 5(i) above -
- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
  - (b) "permitted price" is the price found by applying the formula -  
$$P = D + (D \times V)$$
  
Where -
    - (i) P is the permitted price,
    - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
    - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
  - (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
    - (i) the holder of the premises licence,
    - (ii) the designated premises supervisor (if any) in respect of such a licence, or
    - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
  - (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
  - (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 5(iii). Where the permitted price given by Paragraph 5(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph

shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

- 5(iv). (1) Sub-paragraph 5(iv)(2) below applies where the permitted price given by Paragraph 5(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## Annex 2 – Conditions consistent with the operating Schedule

6. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. There must be a camera above the till points to record all customer transactions. The CCTV system shall continually record whilst the venue is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
7. A staff member who is conversant with the operation of the CCTV system shall be available when the premise is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
8. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
9. A direct telephone number for the manager at the premises shall be made available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
10. There shall be no self service of spirits (except spirit mixers) on the premises.
11. All cashiers will receive refresher training on relevant alcohol laws and the licence holders policy on challenging for ID. Such training to take place at least twice a year. Records will be maintained at the premises containing information about the training of any person who may make a sale of alcohol including the date of their training and the nature of the training undertaken. The relevant documentation shall be produced on request to a police officer or a relevant officer of a responsible authority
12. The licence holder shall ensure that all cashiers are trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) for evidence of age. This evidence shall be photographic, such as passport or photographic driving licence until other effective identification technology (for example, thumb print or pupil recognition) is introduced. All cashiers will be instructed, through training, that a sale shall not be made unless this evidence is produced.
13. There shall be an electronic till prompt when alcohol is scanned through the tills, to remind staff at point of sale of alcohol to ensure purchaser is over the age of 18.
14. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
15. A Challenge 25 proof of age scheme, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.
16. Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible before entering the premises, where alcohol is on public display, and at the point of sale".

### **Annex 3 – Conditions attached after a hearing by the licensing authority**

17. Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours mean:

- (a) On Monday to Thursday 08:00 to 23:00
- (b) On Friday to Saturday 08:00 to 00:00
- (c) On Sundays 10:00 to 22:30

NOTE - The above restrictions do not prohibit:

- (a) ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (b) sale of alcohol to a trader or club for the purposes of the trade or club;
- (c) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces.

18. Alcohol and cigarettes shall only be sold to persons over the age of 18 for consumption/smoking off the premises.

19. Customers are not permitted to take open containers of alcohol or soft drinks from the premises.

20. Fire extinguishers for electrical and paper fires are to be installed. Emergency lighting is to be installed and regularly maintained.

21. A comprehensive CCTV system to be installed, operated and maintained as per the recommendation of the Metropolitan Police Crime Prevention Officer with Images to be stored for 31 days. Recordings shall be made available to a Police Officer or an authorised officer immediately on request together with facilities for viewing. (Subject to the Data Protection Act 1998).

22. No Beer or Cider to be sold above 5.5% Alcohol by Volume.

23. No self service of spirits.

24. No More than 15% of the sales area to be used at any one time for the sale, exposure for sale or display of alcohol.





**City of Westminster**  
64 Victoria Street, London, SW1E 6QP

Schedule 12  
Part B

WARD: Harrow Road  
UPRN: 100023513242

Premises licence  
summary

Regulation 33, 34

Premises licence number:

14/04813/LIPVM

**Part 1 – Premises details**

**Postal address of premises:**

AM 2 PM  
122-124 Chippenham Road  
London  
W9 2AD

**Telephone Number:** 020 7266 44210207 266 0725

**Where the licence is time limited, the dates:**

Not applicable

**Licensable activities authorised by the licence:**

Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit  
Sale by Retail of Alcohol

**The times the licence authorises the carrying out of licensable activities:**

Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit Unrestricted

**Sale by Retail of Alcohol**

Monday to Saturday: 08:00 to 23:00  
Sunday: 10:00 to 22:30

*For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1*

**The opening hours of the premises:**

Monday to Saturday: 08:00 to 23:00  
Sunday: 10:00 to 22:30

**Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:**

Alcohol is supplied for consumption off the Premises.

**Annex 4 – Plans**

**Attached**

**Name and (registered) address of holder of premises licence:**

Asha Rao  
3 Sandhurst Avenue  
North Harrow  
Middlesex  
HA2 7AP

Mr. Subhash Rao  
3 Sandhurst Avenue  
North Harrow  
Middlesex  
HA2 7AP

**Registered number of holder, for example company number, charity number (where applicable)**

N/A  
N/A

**Name of designated premises supervisor where the premises licence authorises for the supply of alcohol:**

Name: Subhash Rao

**State whether access to the premises by children is restricted or prohibited:**

Restricted

Date: 28 July 2014

Signed: pp Operational Director - Premises Management



Schedule 12  
Part A

WARD: Harrow Road  
UPRN: 100023513242

# City of Westminster

64 Victoria Street, London, SW1E 6QP

## Premises licence

Regulation 33, 34

Premises licence number:

14/04813/LIPVM

Original Reference:

05/06204/LIPC

### Part 1 – Premises details

#### Postal address of premises:

AM 2 PM  
122-124 Chippenham Road  
London  
W9 2AD

Telephone Number: 020 7266 4421

#### Where the licence is time limited, the dates:

Not applicable

#### Licensable activities authorised by the licence:

Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit  
Sale by Retail of Alcohol

#### The times the licence authorises the carrying out of licensable activities:

**Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit** Unrestricted

#### Sale by Retail of Alcohol

Monday to Saturday: 08:00 to 23:00  
Sunday: 10:00 to 22:30

*For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1*

#### The opening hours of the premises:

Monday to Saturday: 08:00 to 23:00  
Sunday: 10:00 to 22:30

#### Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:

Alcohol is supplied for consumption off the Premises.

**Part 2**

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:**

Asha Rao  
3 Sandhurst Avenue  
North Harrow  
Middlesex  
HA2 7AP  
Telephone Number : 020 7266 4421

Mr. Subhash Rao  
3 Sandhurst Avenue  
North Harrow  
Middlesex  
HA2 7AP  
Telephone Number : 077401 79809

**Registered number of holder, for example company number, charity number (where applicable)**

N/A

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:**

**Name:** Subhash Rao

*Please note: It is the policy of the Licensing Authority not to display the address details of a designated premises supervisor.*

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:**

**Licence Number:** Not Supplied  
**Licensing Authority:**

**Date:** 28 July 2014



**Signed:** pp  
**Operational Director - Premises Management**

## Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
  2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
  3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
  4. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.  
(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
- 5(i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- 5(ii) For the purposes of the condition set out in paragraph 5(i) above -
- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
  - (b) "permitted price" is the price found by applying the formula -  
$$P = D + (D \times V)$$
  
Where -
    - (i) P is the permitted price,
    - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
    - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
  - (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
    - (i) the holder of the premises licence,
    - (ii) the designated premises supervisor (if any) in respect of such a licence, or
    - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
  - (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
  - (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 5(iii). Where the permitted price given by Paragraph 5(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph

shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

- 5(iv). (1) Sub-paragraph 5(iv)(2) below applies where the permitted price given by Paragraph 5(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## **Annex 2 – Conditions consistent with the operating Schedule**

6. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. There must be a camera above the till points to record all customer transactions. The CCTV system shall continually record whilst the venue is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
7. A staff member who is conversant with the operation of the CCTV system shall be available when the premise is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
8. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
9. A direct telephone number for the manager at the premises shall be made available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
10. There shall be no self service of spirits (except spirit mixers) on the premises.
11. All cashiers will receive refresher training on relevant alcohol laws and the licence holders policy on challenging for ID. Such training to take place at least twice a year. Records will be maintained at the premises containing information about the training of any person who may make a sale of alcohol including the date of their training and the nature of the training undertaken. The relevant documentation shall be produced on request to a police officer or a relevant officer of a responsible authority
12. The licence holder shall ensure that all cashiers are trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) for evidence of age. This evidence shall be photographic, such as passport or photographic driving licence until other effective identification technology (for example, thumb print or pupil recognition) is introduced. All cashiers will be instructed, through training, that a sale shall not be made unless this evidence is produced.
13. There shall be an electronic till prompt when alcohol is scanned through the tills, to remind staff at point of sale of alcohol to ensure purchaser is over the age of 18.
14. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
15. A Challenge 25 proof of age scheme, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.
16. Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible before entering the premises, where alcohol is on public display, and at the point of sale".



### **Annex 3 – Conditions attached after a hearing by the licensing authority**

17. Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours mean:

- (a) On Monday to Thursday 08:00 to 23:00
- (b) On Friday to Saturday 08:00 to 00:00
- (c) On Sundays 10:00 to 22:30

NOTE - The above restrictions do not prohibit:

- (a) ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (b) sale of alcohol to a trader or club for the purposes of the trade or club;
- (c) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces.

18. Alcohol and cigarettes shall only be sold to persons over the age of 18 for consumption/smoking off the premises.

19. Customers are not permitted to take open containers of alcohol or soft drinks from the premises.

20. Fire extinguishers for electrical and paper fires are to be installed. Emergency lighting is to be installed and regularly maintained.

21. A comprehensive CCTV system to be installed, operated and maintained as per the recommendation of the Metropolitan Police Crime Prevention Officer with Images to be stored for 31 days. Recordings shall be made available to a Police Officer or an authorised officer immediately on request together with facilities for viewing. (Subject to the Data Protection Act 1998).

22. No Beer or Cider to be sold above 5.5% Alcohol by Volume.

23. No self service of spirits.

24. No More than 15% of the sales area to be used at any one time for the sale, exposure for sale or display of alcohol.



Location Plan 1:1250



REVISIONS

Architectural Design & Planning  
 128 High Street, Bushey  
 Herts WD23 5DE  
 T: 020 8421 8899  
 F: 020 8421 8822

DATE

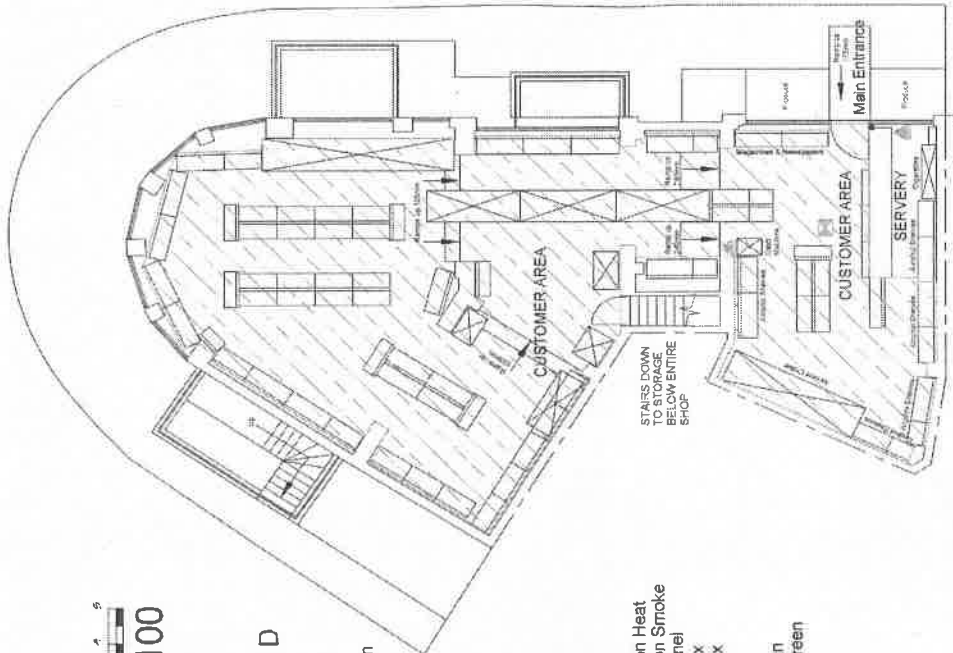
TITLE  
 LICENSE APPLICATION DRAWING

ADDRESS  
 122 / 124 CHIPPENHAM ROAD  
 LONDON W9 2AD

CLIENT  
 WESTWAY SUPERMARKET (SMG FOODS)

SCALE: 1:100 DATE: JUNE 2005

DRAWING No: 050607/01 REV: A



Ground Floor Plan

Scale ~ 1:100

**FIRE LEGEND**

- Fire Door
- Fire Door with seals
- Fire Exit Sign
- Fire Exit Directional Sign
- Staff Fire Notice
- Hose Reel
- Fire Extinguishers:-**
  - Water Type
  - Foam Type
  - Dry Powder Type
  - Carbon Dioxide Type
- Fire Blanket
- Fire Alarm Call Point
- Audible Alarm Point
- Audible Sounder
- Warning Device Visual
- Automatic Fire Detection Heat
- Automatic Fire Detection Smoke
- Fire Alarm Indicator Panel
- Illuminated Fire Exit Box
- Fire Exit Box with Directional Sign
- Emergency Light
- Fire Exit Directional Sign
- Fire resisting glazed screen
- Water Bucket
- Sand Bucket



**City of Westminster**  
64 Victoria Street, London, SW1E 6QP

Schedule 12  
Part B

WARD: Harrow Road  
UPRN: 10023513242

Premises licence  
summary

Regulation 33, 34

Premises licence number:

14/04813/LIPVM

**Part 1 – Premises details**

**Postal address of premises:**

AM 2 PM  
122-124 Chippenham Road  
London  
W9 2AD

**Telephone Number:** 020 7266 44210207 266 0725

**Where the licence is time limited, the dates:**

Not applicable

**Licensable activities authorised by the licence:**

Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit  
Sale by Retail of Alcohol

**The times the licence authorises the carrying out of licensable activities:**

**Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit** Unrestricted

**Sale by Retail of Alcohol**

Monday to Saturday: 08:00 to 23:00  
Sunday: 10:00 to 22:30

*For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1*

**The opening hours of the premises:**

Monday to Saturday: 08:00 to 23:00  
Sunday: 10:00 to 22:30

**Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:**

Alcohol is supplied for consumption off the Premises.

**Name and (registered) address of holder of premises licence:**

Asha Rao  
3 Sandhurst Avenue  
North Harrow  
Middlesex  
HA2 7AP

Mr. Subhash Rao  
3 Sandhurst Avenue  
North Harrow  
Middlesex  
HA2 7AP

**Registered number of holder, for example company number, charity number (where applicable)**

N/A  
N/A

**Name of designated premises supervisor where the premises licence authorises for the supply of alcohol:**

**Name:** Subhash Rao

**State whether access to the premises by children is restricted or prohibited:**

Restricted

**Date:** 28 July 2014



**Signed:** pp

**Operational Director - Premises Management**

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 Sandy RUSSELL ..... URN: [ ] [ ] [ ] [ ]

Age if under 18 Over 18..... (if over 18 insert 'over 18') Occupation: Police Officer 195180 .....

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: [Signature] ..... Date: 14th August, 2014 .....

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

This statement relates to an error that I made when making evidential notes detailing a failed Test Purchase Exercise. On Thursday 24th July, 2014 I was the witnessing officer in a failed Test Purchase exercise at 122-124 Chippenham Road, W9. In my evidence notes I wrote the date was Wednesday 24th July when in fact it was Thursday 24th July. This was an error on my part for which I apologise.

[Signature]

Signature: [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): ..... Religion/belief: .....

**Dates of witness non-availability**      **September 2014**

**Witness care**

- a) Is the witness willing and likely to attend court? **No.** 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 195180 Russell** ..... Station: .....

Time and place statement taken: .....

**Patel, Bina**

---

**From:** Nevitt, Dave  
**Sent:** 29 August 2014 11:24  
**To:** Patel, Bina  
**Subject:** 14/06486/LIREVP

I refer to the above application which has been made by the Police.

I wish to support the application for Review of the Licence and I wish to speak at the forthcoming hearing.

## **Comments for Licensing Application 14/06486/LIREVP**

### **Application Summary**

Application Number: 14/06486/LIREVP

Address: 122-124 Chippenham Road London W9 2AD

Proposal: Review of a Premises Licence

Case Officer: Miss Bina Patel

### **Customer Details**

Name: Miss Gillian Norris

Address: 22 Abinger Mews London

### **Comment Details**

Commenter Type: Interested Party

Stance: Customer made comments in support of the Licensing Application

Comment Reasons:

Comment:6:07 PM on 07 Aug 2014 I am in support of the application to withdraw the licence to sell alcohol at 122-124 Chippenham Road. I would like to have it noted that this premises which started as a 'corner' shop is also an illegal shisha premises as well as running an internet cafe without permission. It is quite clear from the Police evidence supplied together with this application and the conduct of the related shisha smoking premises at the same address that the owners/managers of this establishment have no intention of complying with the law. The single storey timber framed structure which was erected to facilitate the shisha establishment and which formerly spread out onto the public pavement, now has an additional concrete tiled platform. The smoking joint remains in place despite permission for its existence having been refused. It is therefore demonstrated that the licensees of 122-124 Chippenham Road are not fit people to hold a license to sell alcohol as they themselves are unwilling to comply with the law as it affects them. They have no interest in preventing crime or disorder, only in wringing as much profit as possible from the premises. Their premises is a public nuisance, contributing to disease, alcoholism, and tobacco related diseases and the squalor of the premises is clear to be seen. The flooring inside the shop is a health hazard on its own. The main thrust of the application is the selling of alcohol to under-age purchasers. I raised four children in this area so I am very familiar with the attitude from this shop which allowed my children to purchase whatever they wanted before they were 18. Tobacco and so on as well. It never occurred to me to report it at the time because I had not realized something could be done. In short, I would be more than happy to see the licence for the sale of alcohol cancelled for this shop.



## Annex C

### Licence History and Appeal Information

<b>Application</b>	<b>Details of Application</b>	<b>Date Determined</b>	<b>Decision</b>
Conversion 05/06204/LIPC	To convert the existing Licences	03.09.2005	Granted under delegated authority
Variation 07/10348/LIPV	Application to vary the premises licence so as to extend the licensable hours for alcohol	20.12.2007	Granted by Licensing Sub Committee to Core Hours following amendment by applicants
Minor 14/04813/LIPVM	Minor variation application to add conditions as agreed with the Police	01.07.2014	Granted under delegated authority

There is no appeal history for this premise.

## Annex D

### CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE AND CONDITIONS PROPOSED BY A PARTY TO THE HEARING

When determining an application for a new premises licence under the provisions of the Licensing Act 2003, the licensing authority must, unless it decides to reject the application, grant the licence subject to the conditions which are indicated as mandatory in this schedule.

At a hearing the licensing authority may, in addition, and having regard to any representations received, grant the licence subject to such conditions which are consistent with the operating schedule submitted by the applicant as part of their application, or alter or omit these conditions, or add any new condition to such extent as the licensing authority considers appropriate for the promotion of the licensing objectives.

This schedule lists those conditions (if any) which are consistent with the operating schedule, or proposed as appropriate for the promotion of the licensing objectives by a responsible authority or an interested party as indicated. These conditions have not been submitted by the licensing service but reflect the positions of the applicant, responsible authority or interested party and have not necessarily been agreed.

#### Current conditions on the existing licence: 14/04813/LIPVM

##### Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.  
(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
- 5(i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- 5(ii) For the purposes of the condition set out in paragraph 5(i) above -
  - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
  - (b) "permitted price" is the price found by applying the formula -
$$P = D + (D \times V)$$

Where -

- (i) P is the permitted price,
  - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
  - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
  - (ii) the designated premises supervisor (if any) in respect of such a licence, or
  - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

5(iii). Where the permitted price given by Paragraph 5(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

- 5(iv). (1) Sub-paragraph 5(iv)(2) below applies where the permitted price given by Paragraph 5(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## **Annex 2 – Conditions consistent with the operating Schedule**

6. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. There must be a camera above the till points to record all customer transactions. The CCTV system shall continually record whilst the venue is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
7. A staff member who is conversant with the operation of the CCTV system shall be available when the premise is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
8. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
9. A direct telephone number for the manager at the premises shall be made available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.

10. There shall be no self service of spirits (except spirit mixers) on the premises.
11. All cashiers will receive refresher training on relevant alcohol laws and the licence holders policy on challenging for ID. Such training to take place at least twice a year. Records will be maintained at the premises containing information about the training of any person who may make a sale of alcohol including the date of their training and the nature of the training undertaken. The relevant documentation shall be produced on request to a police officer or a relevant officer of a responsible authority
12. The licence holder shall ensure that all cashiers are trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 years (or older if the licence holder so elects) for evidence of age. This evidence shall be photographic, such as passport or photographic driving licence until other effective identification technology (for example, thumb print or pupil recognition) is introduced. All cashiers will be instructed, through training, that a sale shall not be made unless this evidence is produced.
13. There shall be an electronic till prompt when alcohol is scanned through the tills, to remind staff at point of sale of alcohol to ensure purchaser is over the age of 18.
14. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
15. A Challenge 25 proof of age scheme, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.
16. Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible before entering the premises, where alcohol is on public display, and at the point of sale".

### **Annex 3 – Conditions attached after a hearing by the licensing authority**

17. Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours mean:

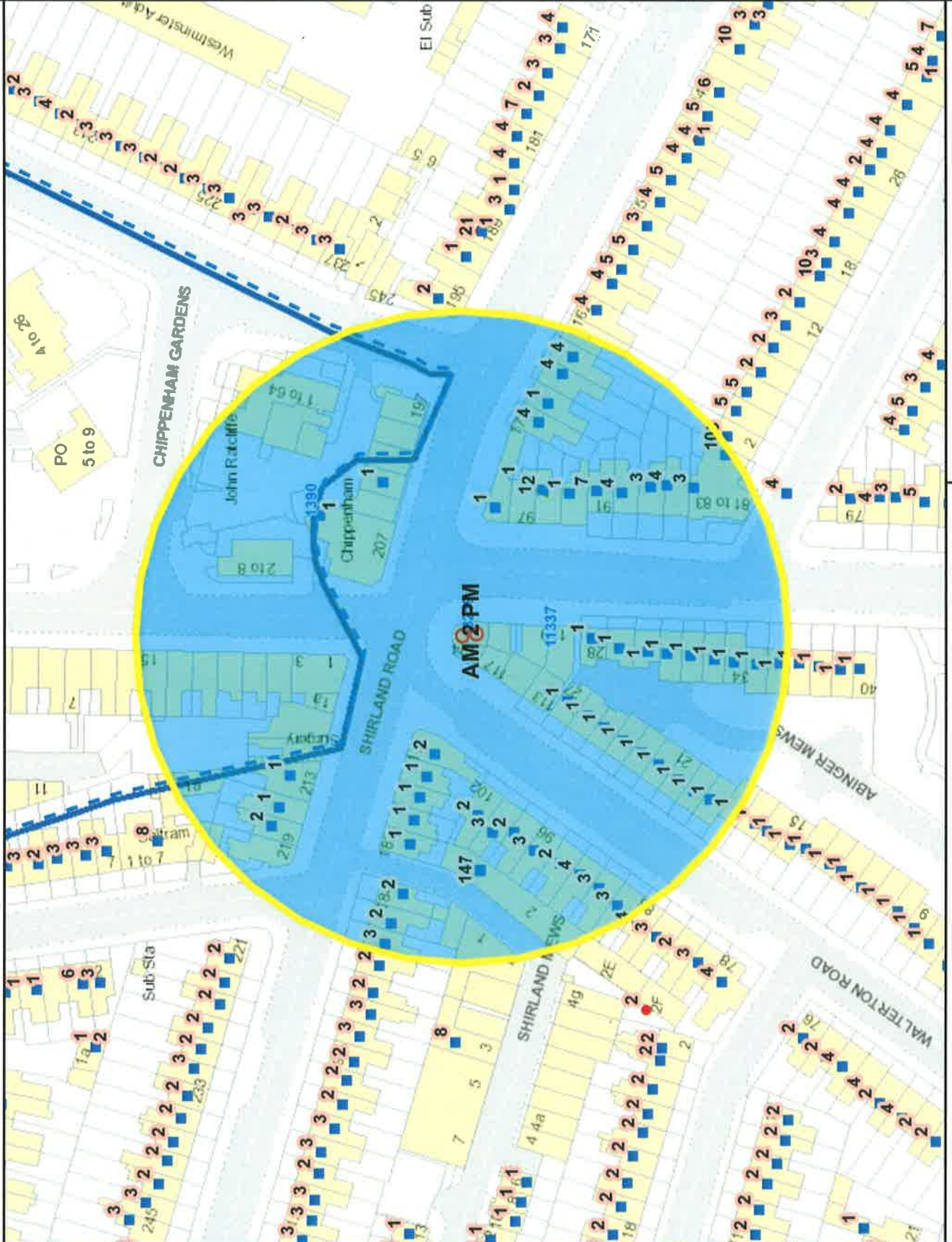
- (a) On Monday to Thursday 08:00 to 23:00
- (b) On Friday to Saturday 08:00 to 00:00
- (c) On Sundays 10:00 to 22:30

NOTE - The above restrictions do not prohibit:

- (a) ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
  - (b) sale of alcohol to a trader or club for the purposes of the trade or club;
  - (c) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces.
18. Alcohol and cigarettes shall only be sold to persons over the age of 18 for consumption/smoking off the premises.
  19. Customers are not permitted to take open containers of alcohol or soft drinks from the premises.

20. Fire extinguishers for electrical and paper fires are to be installed. Emergency lighting is to be installed and regularly maintained.
21. A comprehensive CCTV system to be installed, operated and maintained as per the recommendation of the Metropolitan Police Crime Prevention Officer with Images to be stored for 31 days. Recordings shall be made available to a Police Officer or an authorised officer immediately on request together with facilities for viewing. (Subject to the Data Protection Act 1998).
22. No Beer or Cider to be sold above 5.5% Alcohol by Volume.
23. No self service of spirits.
24. No More than 15% of the sales area to be used at any one time for the sale, exposure for sale or display of alcohol.

# 122-124 Chippenham Road, London, W9 2AD



Residential / Proposed Residential	129
Under Construction	1
Other Uses	103
Proportion Residential of all Uses	55.8%

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Data Source: Uniform Database  
Date: 10/09/2014

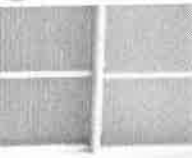
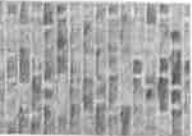
**Premises within 75 metres of: AM 2 PM, 122-124 Chippenham Road, London, W9 2AD**

<b>p / n</b>	<b>Name of Premises</b>	<b>Premises Address</b>	<b>Licensed Hours</b>
1390	Chippenham Public House	207 Shirland Road London W9 2EX	Monday to Saturday 08:00 - 02:30 Sunday 10:00 - 02:30
11337	Domino Pizza	120 Chippenham Road London W9 2AD	Sunday to Thursday 11:00 - 01:00 Friday to Saturday 11:00 - 02:00
-8219	AM 2 PM	122-124 Chippenham Road London W9 2AD	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30



01/08/2014 02:05 PM





ENHAM ROAD



No. 154/155  
Nash - 251  
6:30 am - 9:30 pm



WEST WAY FOOD & WINE



AM  
WEST WAY

2 PM  
FOOD & WINE

AM  
WEST WAY

NEWS & MAGS OFF LICENCE BUS PASS GRO



01/08/2014 02:05 PM