
Mr Farooq Khan

18th May 2016

Your Ref 223589187

Licensing Representation for the Premises Licence Review for SUPERSAVE, 68 Craven Park Road, London, NW10 4AE

I certify that I have considered the application shown above and wish to make representations that the likely effect of the grant of the application is detrimental to the Licensing Objectives for the reasons indicated below.

Officer: Esther Chan – Licensing Inspector

An officer of the Licensing Authority, in whose area the premises are situated, who is authorised for the purposes of exercising its statutory function as a 'Responsible Authority' under the Licensing Act 2003.

The application has been made to review the premises licence under section 51 of the Act. The Licensing Authority representations are primarily concerned with the four licensing objectives;

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance; and
- the protection of children from harm.

Inspection History

On Tuesday 19th April 2016 at approximately 13:05hrs, I conducted an inspection in the presence of Mr Mohammed Yasir and Mr Muqarrab Khan. The premise was open to the public and alcohol were displayed on the premises (**Exhibit EC/1**).

On entering the premise, Mr Mohammed Yasir was standing behind the counter serving customers. I introduced myself to Mr Yasir and questioned his knowledge in relation to Licensing Act. Mr Yasir presented a written statement of authority dated 29th October 2014, Mr Yasir then spoke to someone on the telephone and shortly after that Mr Muqarrab Khan appeared on site. Mr Khan confirmed that Mr Farooq Khan, who is his father and Mr Mahshooq Naz were still the licence holders. The following breaches were identified during my inspection:

Mandatory Condition:

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Mr Mohammed Yasir who was seen supplying alcohol to customers showed me a letter of authorisation signed by the DPS (Mr Farooq Khan) on 29th October 2014. However, it would appear that both Mr Mohammed Yasir and Mr Muqarrab Khan are not authorised to supply alcohol (Exhibit EC/2).

Condition 1. CCTV shall be installed and maintained in a working condition.

Condition 2. All CCTV recordings shall be kept for 31 days and shall be made available to police and licensing officers if requested.

Mr Muqarrab Khan stated that all CCTV recordings are kept for 30 days. CCTV recordings were not available for me to view at the time of my visit.

Condition 4. A personal licence holder shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.

At 13:14hrs, I observed Mr M Yasir sell a can of 'Stella Artois' to a female customer in exchange for money. Both Mr Mohammed Yasir and Mr Muqarrab Khan confirmed that they did not hold a personal licence. Mr M Khan stated that the DPS Mr Farooq Khan left the the premise at 12:30hrs to go to the cash and carry and Mr Amir Butt who holds a personal licence left the premises 10-15 minutes prior to my visit. I informed Mr Khan that no alcohol can be supplied if no personal licence holder is on site at any time.

Condition 6. The Portman Group proof of age scheme or similar such scheme shall be adopted.

Mr M Yasir confirmed that he is employed as a part time staff and has been working at the premises for 4 years. Challenge 25 posters were displayed on the premises, however, staff training records were not available for me to view at the time of my visit to demonstrate that Mr M Yasir and Mr M Khan are familiar with the requirments of the Licensing Act 2003. In light of the Condition 4 being breached, it would appear that Mr M Yasir is not aware of the conditions embeded on the premise licence and his responsibilities.

Since my visit, a letter of warning has been to sent to premise licenece holders addressed to the shop and their home addresses (Exhibit EC/3).

Summary

As a result of the breaches identified at the time of my visit, the Licensing Authority would support this review application and feel that the conditions proposed by the Licensing Police are fair and proportionate.

The Licensing Authority would also request the following conditions to be added to the Premise Licence:

1. The Designated Premise Supervisor shall attend a formal training course on avoiding underage sales/responsible alcohol sales such as the National Certificate for Designated Premise Supervisors or the BIIAB Award Responsibilities Retailing, and provide evidence of attendance if requested.
2. All staff employed for the sale of alcohol must be trained in:
 - Relevant age restrictions in respect of products

- Recognising signs of drunkenness
- How to refuse sale
- The premises duty of care
- The conditions embedded under the premise licence.

Documented records of training completed shall be kept for each member of staff. Training shall be regularly refreshed at no greater than 4 monthly intervals. Training records shall be made available for inspection upon request by a police officer or an authorised officer of Brent Council.

3. An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received
 - (d) any incidents of disorder
 - (e) any faults in the CCTV system
 - (f) any refusal of the sale of alcohol
 - (g) any visit by a relevant authority or emergency service.
4. A refusal book detailing date and time of the refused sale and the name of the person refusing the sale shall be kept and maintained and made available for inspection.

In order for the Licensing Authority to withdraw this representation, it will be necessary for you to confirm in writing that you are willing to accept the above.

Yours faithfully



Esther Chan
Licensing Inspector
Planning, Transportation & Licensing