

**APPLICATION FOR A 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 Police Constable Michael Sullivan on behalf of the Commissioner of the Metropolitan Police Service

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below.

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description SUPERSAVE 68 CRAVEN PARK ROAD HARLESDEN

Post town London

Post code NW10 4AE

Name of premises licence holder or club holding club premises certificate - Mr Farooq Khan, and Mr Mahshooq Naz

Number of premises licence or club premises certificate 178182
--

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)

- a) a person living in the vicinity of the premises
- b) a body representing persons living in the vicinity of the premises
- c) a person involved in business in the vicinity of the premises
- d) a body representing persons involved in business in the vicinity of the premises

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 Michael Sullivan PC368QK Brent Police Licensing Wembley Police Station 609 High Road Wembley HA0 2HH
Telephone number (if any) 0208733206
E-mail address (optional) michael.sullivan3@met.police.uk

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

- Please tick one or more boxes ✓
- | | |
|---|----------|
| 1) the prevention of crime and disorder | X |
| 2) public safety | |
| 3) the prevention of public nuisance | X |
| 4) the protection of children from harm | |

Please state the ground(s) for review (please read guidance note 1)

In April 2016 I on behalf of Brent Police Licensing submitted a Premise Licence review application relating to all four licensing objectives.

The licensing Committee heard this application on 20th June 2016 and their decision to enable the premises licence holder and designated premises supervisor to promote the licensing objectives was to add numerous conditions to the premises licence.

The conditions added to the licence were -

- 1 CCTV shall be installed and maintained in a working condition.
- 2 All CCTV recordings shall be kept for 31 days and shall be made available to police and licensing officers if requested.
- 3 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.
- 4 Suitable and sufficient fire fighting equipment shall be installed and properly maintained.
- 5 The premises licence holder shall ensure that the areas outside the premises are monitored regularly to ensure that any persons loitering outside the premises disperse quickly and do not congregate.
- 6 The premises licence holder shall ensure that alcohol purchased from the premises is not consumed in the near vicinity.
- 7 The premises licence holder shall ensure that reasonable and adequate staff training shall be carried out and documented in relation to:
 - Dealing with incidents and the prevention of crime & disorder
 - The premises duty of care
 - The responsible sale of alcohol (i.e. how to refuse sale, preventing sales to underage persons or persons over 18 years of age purchasing for underage persons, recognizing signs of drunkenness) prior to being allowed to sell alcohol.
 - Within six weeks of any appointment of a member of staff, as a sales person, the appointee receives adequate training to Responsible Alcohol Retailing standards or equivalent
 - Understanding of the hours and conditions of the licence
- 8 The premises licence holder shall ensure that refresher training shall be completed every six months for all relevant staff.
- 9 The premises licence holder shall ensure that documented records of training completed shall be kept for each member of staff trained and records shall be retained for no less than twelve months and made available for inspection to the Police and authorised officers of Brent Council upon request.
- 10 The premises licence holder shall operate a 'Challenge 25' scheme at the premises whereby anyone who appears to be under 25 shall be asked to provide proof of age that he/she is over 18. Proof of age shall only comprise of a passport, a photo-card driving licence or an industry approved proof of age identity card.
- 11 The premises licence holder shall ensure that notices shall be displayed in the premises advising the following:
 - CCTV is in operation
 - A 'Challenge 25' scheme operates in the premises
 - 'No proof of age - No Sale'
 - Patrons shall respect the needs of local residents and leave the area quietly
 - The hours of licensable activities
- 12 The premises licence holder shall not sell miniature bottles of spirits (5cl or less)
- 13 The premises licence holder shall ensure that any persons highlighted by the Police as a 'street drinker' and any person who is known as or appears to be a 'street drinker' shall not be sold alcohol.
- 14 The premises licence holder shall ensure that 'drop-top' safe or other similar product is installed in a covert position at the premises in order that excess cash is removed periodically from the till.
- 15 The premises licence holder shall ensure that any refusals of age- related products are recorded in a refusals log. The log shall show:
 - The date and time of refusal

- The product(s) attempted to be purchased
 - A description of the customer
 - The name and signature of the staff member who made the refusal.
- 16 The premises licence holder shall ensure that the refusals log is checked and signed monthly by the designated premises supervisor or the premises licence holder. The refusals log shall be made available for inspection upon request by the Police or a local authority officer.
- 17 The premises licence holder shall ensure that the designated premises supervisor shall attend a formal training course on - avoiding under-age sales/responsible alcohol sales, such as the National Certificate for DPS or the BIIAB Award for Responsible Retailing and provide evidence of attendance on request.
- 18 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 visit by a relevant authority or emergency service.
- 19 The premises licence holder shall ensure that single cans or bottles of beers, ciders or lagers are not sold.
- 20 The premises licence holder shall ensure that all sales must take place at the counter inside the shop only. The hatch and/or window shall not be used at any time.
- 21 The premises licence holder shall ensure no high strength beers, lagers or ciders above 6% ABV shall be stocked at the premises with the exception of the following ales : (a) Warka Strong :6.5% ABV, (b)Zubr: 6.5%ABV, (c) Dragon Stout bottle :7.5%ABV, (d)Nigerian Guinness :7.5%ABV and (e) Dublin Guinness:7.5%ABV or as contained in a list of products as agreed with the police ;the said ales shall be kept behind the servery counter with spirits and shall be labelled with the name of the shop

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

On Thursday 15th September 2016 I conducted a licensing visit at Supersave, 68 Craven Park Road NW10, on entering the shop I identified myself to the male member of staff working behind the counter. I then asked him if he was a personal Licence holder, he mumbled yes and I asked him for his personal licence, at which point he picked up his phone and made a call, I again asked him for his personal licence, to which he replied 'He's Coming'. I said 'do you hold a personal Licence?' to which he eventually replied 'No I don't, but he's coming now'. I asked him if there was anyone else currently in the shop that he had a personal licence, he replied 'No he's outside'. I asked him who he was referring too, he replied by saying 'the owner' I walked outside and looked up and down the street, but could not see the Owner Mr Khan, I walked back into the shop and said 'where is he, he's not outside' the male replied 'He's coming now he's just parking up the van' I stood and waited for Mr Khan to arrive. As I was waiting I noticed a black male at the counter, the male is very well known to me as he is a male that frequents Craven Park on a daily basis street drinking. This male can be found most days with other street drinkers in and around the Craven Park area, he is very well known and also suffers with mental health problems.

As I waited I saw the male being sold a miniature bottle of alcohol, the male turned and saw me and said 'Hello Guv' he then turned to the male behind the counter and said 'Do you know who he is' before walking out of the shop, I then looked behind the counter and saw several boxes on the floor with Miniatures in them, I asked the male behind the counter if he was aware that the shop had a condition on it's licence that stated that Miniature spirits could not be sold, he just shrugged his shoulders and said 'speak to the boss' I then told him not to sell anymore alcohol until a personal licence holder was in the shop as this was another condition on the licence. He replied 'he's here now'. A few minutes later Mr Khan pulled up outside the shop in a van and entered the shop. I asked Mr Khan why the shop was selling alcohol when there was no Personal Licence holder present, he stated that he had been to the Cash & Carry and that his son had been there earlier but had left. I then informed him that I had witnessed the male behind the counter selling a Miniature bottle of sprits to a known street drinker. I asked him why he was still selling Miniatures when he was fully aware that the shop had a condition on its licence that stopped him from selling them, he said that they were stock left over and that other shops nearby sell them. I then looked in the fridge where I found several high strength beers on the shelves, namely Warka Strong and Nigerian Guinness, which were not labelled and Dragon Stout which was labelled. The shop has a condition that reads - ***The premises licence holder shall ensure no high strength beers, lagers or ciders above 6% ABV shall be stocked at the premises with the exception of the following ales : (a) Warka Strong :6.5% ABV, (b)Zubr: 6.5% ABV, (c) Dragon Stout bottle:7.5%ABV, (d)Nigerian Guinness :7.5% ABV and (e) Dublin Guinness:7.5%ABV or as contained in a list of products as agreed with the police ;the said ales shall be kept behind the servery counter with spirits and shall be labelled with the name of the shop.***

I asked Mr Khan why the high strength beers were in the fridge, and the Warka Strong was not labelled and situated behind the counter. He said that he did not know the beers needed to be behind the counter and that he thought the only beer that needed to be labelled was the Dragon Stout.

Finally I saw a couple of white plastic cups on the counter; I asked Mr Khan why these were there. He replied that they only give them to people for their drinks if they are in their cars, and not to people that stand about outside. I asked him to remove these and stop giving them to people who buy alcohol as this is allowing people to drink in the street.

A review of the shops licence was put before the committee in April of this year after police gathered evidence that the premises was being managed inadequately and not promoting all four of the licensing objectives. Staff were found selling to drunken customers, staying open past the authorised times, failed a test purchase where a child was sold alcohol, and allowing ASB outside the front of the premises.

At the hearing the Premise Licence Holder and Designated Supervisor Mr Khan along with his solicitor accepted the majority of the evidence presented.

Prior to that hearing Mr Khan and his solicitor consulted with the police and both parties agreed on the majority of conditions proposed in the review, furthermore Mr Khan and his solicitor proposed further conditions to help the shop in promoting the licensing objectives, namely they suggested that -

1. The premises licence holder shall not sell miniature bottles of spirits (5cl or less)
2. The premises licence holder shall ensure that any persons highlighted by the Police as a 'street drinker' and any person who is known as or appears to be a 'street drinker' shall not be sold alcohol.

The police asked for a condition that read - ***No high strength beers, lagers, and ciders above 6.0% ABV shall be stocked.***

The committee agreed and added the condition to the licence, the owner appealed the condition and applied to the court for an appeal to be held, however before the court date an agreement was reached and a condition that reads - ***The premises licence holder shall ensure no high strength beers, lagers or ciders above 6% ABV shall be stocked at the premises with the exception of the following ales : (a) Warka Strong :6.5% ABV, (b)Zubr: 6.5%ABV, (c) Dragon Stout bottle:7.5%ABV, (d)Nigerian Guinness :7.5%ABV and (e) Dublin Guinness:7.5%ABV or as contained in a list of products as agreed with the police ;the said ales shall be kept behind the servery counter with spirits and shall be labelled with the name of the shop.***

As stated above conditions 1, and 2 were proposed by Mr Khan and his solicitor, and both were being breached. Mr Khan was well aware of these conditions. Furthermore the condition regarding high strength beers being labeled and kept behind the counter was agreed after consultation with Mr Khan and his Solicitor, all the conditions should have been fresh in his mind and implemented fully.

More worryingly Mr Khan left the shop to go to the Cash & Carry leaving no personal Licence holder in the shop, this appears to be a reoccurring breach.

04/10/2016

Meeting with Mr Khan and solicitor Mr Aylott (legal representative) regarding breaches on the 15/09/2016

Mr Khan admitted all the breaches but stated that everything was now correct at the shop; Mr Ayott confirmed he had completed a compliance check on the shop and all conditions were now being complied with.

Mr Khan suggested that after a phone call with me he was under the impression that it was ok for him to continue selling miniatures, I explained that at no time did I say that, to which he then agreed with.

He said that he did not realise that all high strength beers needed to be labelled and kept behind the counter.

Regarding the condition that a personal Licence holder should be on the premises when the shop is open for the sale of alcohol, Mr Khan said that he was just outside parking the van however on the day he admitted that he had been to the Cash & Carry, but then conceded that he had been to the Cash & Carry but went on to say that his son had just left a few minutes prior to my arrival.

He also changed his account as to why there were plastic cups on the counter by saying they were for staff, but on the day stated that they were for customers.

Mr Khan also gave me a copy of the CCTV from my visit on the 15/09/2016 which I had requested in writing, on viewing the footage it appears that the CCTV is not working correctly and the footage quality is very poor, The shop has a condition that reads - CCTV shall be installed and maintained in a working condition.

On the 11/10/2016 Mr. Paul Lee conducted a test purchase at the shop to see if they were complying with condition number 19 which reads - *The premises licence holder shall ensure that single cans or bottles of beers, ciders or lagers are not sold.*

Mr Lee is a Brent and Harrow Trading Standards Officer, he entered the store and selected a single can of beer from the fridge and was allowed to purchase a single can of beer.

On the 12/10/2016 a second test purchase was conducted by Mr. Al-Nawaz Bandukwalla a Brent and Harrow Trading Standards Officer, again he entered the shop and selected a single can of beer before being allowed to purchase it and leave the shop.

This shows a clear disregard for the licence conditions that were imposed by the committee , this condition along with the no sale of Miniatures was implemented to prevent street drinkers from being allowed to buy single cans of beers and miniature spirits and consuming them in the street.

And again these breaches come shortly after a meeting with Mr Khan and his Solicitor Mr Aylott, where I was assured that all conditions on the licence were now being complied with in full.

I have spoken to Mr Aylott about the above breaches, and he has informed Mr Khan.

I have attached a copy of the original review, and a statement from a local Harlesden Police Officer, (PC Weedon) who confirms that the male who is known to me that I saw in the shop purchasing a Miniature bottle of spirits on the 15/09/2016 is a local street drinker; I have redacted the males name from the statement.

A further statement from Police Community Support officer (PCSO Perrett) also outlining street drinking problems and making reference the male I refer to as being sold a miniature bottle of alcohol.

Further documents include - CCTV Request letter dated 28/09/2016

A statement from Mr Paul Lee (Trading Standards Officer)

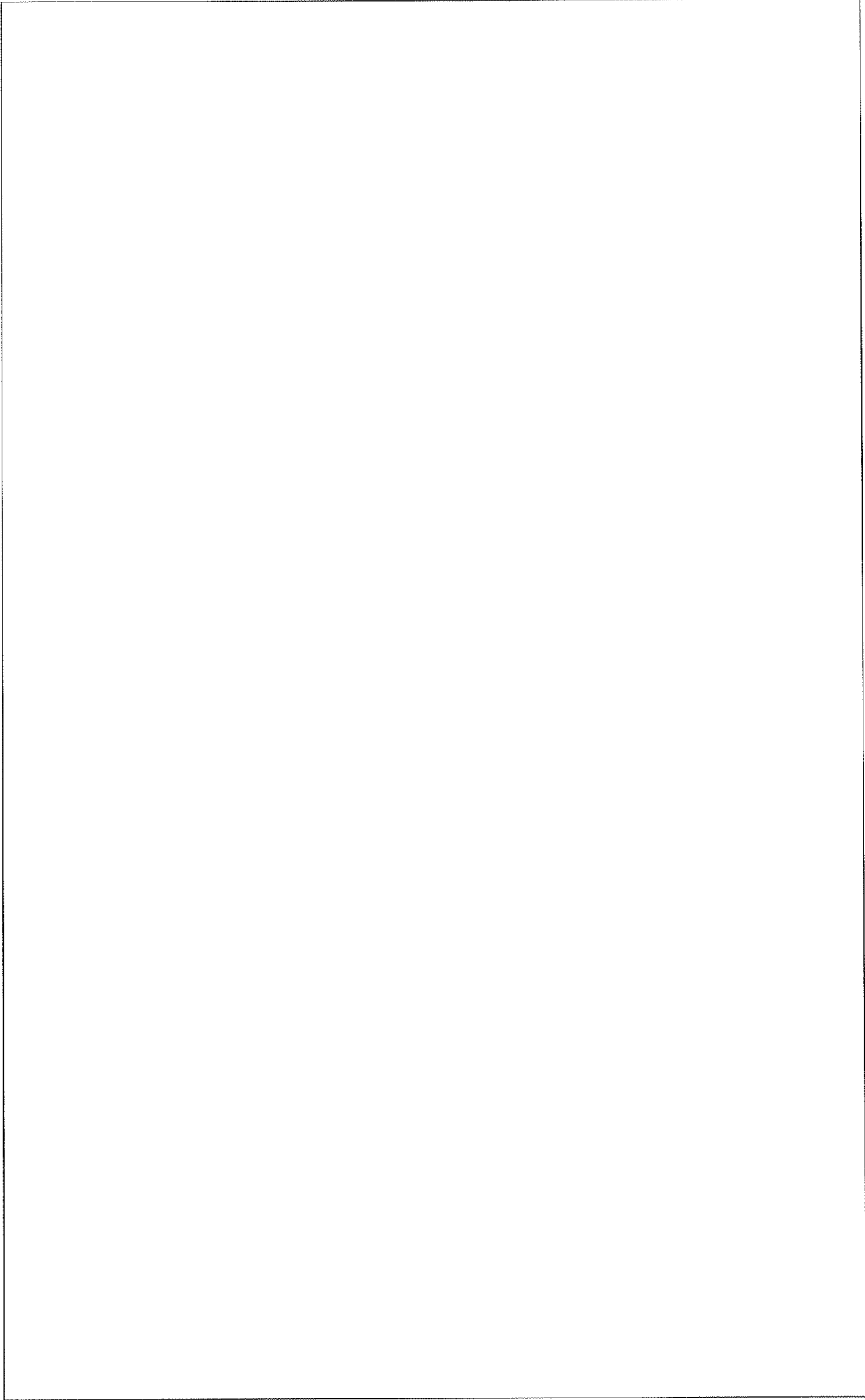
A statement from Mr Al-Nawaz Bandukwalla (Trading Standards Officer)

Pictures taken by me on the 15/09/2016

Summary

The police have tried working with Mr Khan to improve the running of the business and to assist him in complying with the licensing Objectives. The recent history of poor management and practices left the police with no other option but to bring this premise to the attention of the Licensing Authority through the review application. Mr Khan eventually conceded that the premises was being run inadequately and stated that improvements were needed. He and his staff were trained in all aspects of general licensing conditions, however just a few short weeks after all the conditions were agreed, he has started to return to bad habits again and is allowing the shop to slip back to its poor practices to the detriment of licensing objectives. It appears that Mr Khan is trying to outdo his local competitors and doesn't seem to mind bending the rules in order to do this.

Mr Khan has constantly failed to promote the licensing objectives, and has had no regard for the committee's decision at the first hearing; I feel that there is no other alternative but to ask the committee to revoke the Premises Licence, as all other attempts to make this shop operative responsibly have failed.



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
20	06	2016

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

On the 22nd April 2016 Brent Police Licensing Team submitted a review asking for numerous conditions to be added to the licence.

A hearing was held on the 20th June 2016 and the below conditions were added to the licence.

1. The opening hours of the premises shall be reduced as follows: 06.00 hours until 01.00 hours the following morning every day of the week.
2. That the following conditions shall be added to the Premises Licence:
 - a) The premises licence holder shall ensure that the areas outside the premises are monitored regularly to ensure that any persons loitering outside the premises disperse quickly and do not congregate.
 - b) The premises licence holder shall ensure that no alcohol purchased from the premises is consumed in the near vicinity.
 - c) The premises licence holder shall ensure that reasonable and adequate staff training shall be carried out and properly documented in relation to:
 - I. Dealing with incidents and the prevention of crime and disorder;
 - II. The premises duty of care;
 - III. The responsible sale of alcohol (i.e. how to refuse a sale, preventing sales to underage persons or persons over 18 purchasing for underage persons, recognising signs of drunkenness) prior to being allowed to sell alcohol;

IV. Within six weeks of any appointment of a member of staff, as a sales person, they receive adequate training to Responsible Alcohol Retailing standards or equivalent;

V. Hours and conditions of the premises licence.

d) The premises licence holder shall ensure that refresher training shall be completed every six months for all relevant staff.

e) The premises licence holder shall ensure that documented records of training completed shall be kept for each member of staff trained and records shall be retained for no less than 12 months and made available for inspection to police and authorised officers of Brent Council upon request.

f) The premises licence holder shall operate a 'Challenge 25' scheme at the premises whereby anyone who appears to be under 25 shall be asked to provide proof of age that he or she is over 18. Proof of age shall only comprise of a passport, a photo-card driving licence or an industry approved proof of age identity card.

g) The premises licence holder shall ensure that notices shall be displayed in the premises advising:

I. CCTV is in operation;

II. A 'Challenge 25 scheme operates in the premises;

III. 'No proof of age – No sale';

IV. Patrons should respect the needs of local residents and leave the area quietly;

V. The hours that licensable activities may take place;

h) The premises licence holder shall ensure that miniature bottles of spirits, 5cl or less shall not be sold.

i) The premises licence holder shall ensure that any persons highlighted by the police as a 'street drinker' and any person who is known as or appears to be a 'street drinker' shall not be sold alcohol.

j) The premises licence holder shall ensure that a drop-top' safe or other security product is installed in a covert position in order that excess cash is removed periodically from the till.

k) The premises licence holder shall ensure that any refusals of sale of age-related products are recorded in a refusals log. The log shall show:

I. The date and time of refusal;

II. The product(s) attempted to be purchased;

III. A description of the customer;

IV. The name and signature of the staff member who made the refusal;

l) The premises licence holder shall ensure that the refusals log shall be checked and signed monthly by the designated premises supervisor or premises licence holder. The refusals log shall be made available for inspection upon reasonable request to Police or a local authority officer.

m) The premises licence holder shall ensure that the designated premises supervisor (DPS) shall attend a formal training course on –avoiding under-age sales/responsible alcohol sales, such as the National Certificate for DPS or the BIIAB Award for Responsible Retailing; to provide evidence of attendance if requested.

n) The premises licence holder shall ensure that 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:

(i) all crimes reported to the venue;

(ii) all ejections of patrons;

(iii) any complaints received;

(iv) any incidents of disorder;

(v) any faults in the CCTV system;

vi) any visit by a relevant authority or emergency service.

o) The premises licence holder shall ensure that there shall be no single sales of cans or bottles of beers, ciders or lagers.

p) The premises licence holder shall ensure that all sales must take place at the counter inside the shop only. There shall be no use of a hatch or window allowing sales to take place whilst the customer is outside the premises.

q) The premises licence holder shall ensure that no high strength beers, lagers or ciders above 6% ABV shall be stocked at the premises with the exception of the following ales: (a) Warka Strong :6.5% ABV, (b)Zubr: 6.5%ABV, (c) Dragon Stout bottle :7.5%ABV, (d)Nigerian Guinness :7.5%ABV and (e) Dublin Guinness:7.5%ABV or as contained in a list of products as agreed with the police; the said ales will be kept behind the servery counter with the spirits and will be labelled with the name of the shop

3. As a consequence, the following conditions are removed:

- i) The premises shall be closed to the public between 23.00 hours and 07.00 hours the following morning and all sales during these hours shall be via the window only.
- ii) The Portman Group proof of age scheme or similar such scheme shall be adopted.

4. There will be no order as to costs

Please tick ✓ yes

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

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

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant’s solicitor or other duly authorised agent (please read guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature 

Date **20th October 2016**

Capacity **Licensing Officer on behalf of the Chief of Police**

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

***Data Protection:** The London Borough of Brent will use this information for the purposes of The Licensing Act 2003 and related purposes. Any member of the public may examine the application form on request. In addition, this information may be disclosed to the Police, The London Fire and Emergency Planning Authority, relevant ward Councillors and other Council departments.*

This authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form for the prevention and detection of fraud. It may also share this information with law enforcement agencies and other bodies responsible for auditing or administering public funds for these purposes

Notes for Guidance

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

Please return the completed form and any accompanying documents to the

following address with a copy to the premises licence holder / Club that the application relates to:-

Safer Streets (Licensing)
Brent Council
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

☎ 020 8937 5359

Email: environmentandprotection@brent.gov.uk

Cheques should be crossed and made payable to London Borough of Brent.

Please follow the instructions in the checklist on page 14 to submit the relevant copies to the responsible authorities. Contact details shown below:

Chief Officer of Police
Brent Licensing Department
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Tel: 020 8733 3206

North West Area 1
London Fire Brigade
169 Union Street
London
SE1 0LL

Tel: 020 8555 1200 x38778

Trading Standards
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Tel: 020 8937 5555

Environmental Health
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Tel: 020 8937 5252

Children's Services
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Licensing Authority
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ
Tel: 020 8937 5359

Area Planning Service
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Tel: 020 8937 5210

Public Safety Team
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Tel: 020 8937 5359

DAAT
Public Health Directorate
Wembley Centre for Health
and Care
116 Chaplin Road
Wembley
HA0 4UZ



**APPLICATION FOR A REVIEW OF A
PREMISES LICENCE OR CLUB PREMISES CERTIFICATE
Under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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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 **Police Constable Michael Sullivan on behalf of the Commissioner of the Metropolitan Police Service**

(Insert name of applicant)

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

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description SUPERSAVE 68 CRAVEN PARK ROAD HARLESDEN

Post town LONDON

Post code (if known) NW10 4AE

Name of premises licence holder or club holding club premises certificate (if known) Mr Farooq Khan, and Mr Mahshooq Naz
--

Number of premises licence or club premises certificate (if known) 178182

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)

- a) a person living in the vicinity of the premises
- b) a body representing persons living in the vicinity of the premises
- c) a person involved in business in the vicinity of the premises
- d) a body representing persons involved in business in the vicinity of the premises

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 Michael Sullivan PC368QK Brent Police Licensing Wembley Police Station 609 High Road Wembley HA0 2HH
Telephone number (if any) 0208733206
E-mail address (optional) michael.sullivan3@met.police.uk

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

- Please tick one or more boxes ✓
- | | |
|---|----------|
| 1) the prevention of crime and disorder | X |
| 2) public safety | X |
| 3) the prevention of public nuisance | X |
| 4) the protection of children from harm | X |

Please state the ground(s) for review (please read guidance note 1)

SUPERSAVE, 68 Craven Park Road, London, NW10 4AE currently has a licence to supply alcohol from 00:00 to 00:00 Monday to Sunday.

The Premises Licence Holder (PLH) is Mr Farooq Khan and Mr Mahsooq Naz, the Designated Premises Supervisor is Mr Farooq Khan.

Police have no faith in Mr Farooq Khan and Mr Mahsooq Naz to operate the Premises responsibly and therefore wish to bring the matter before the Sub-Committee for consideration.

Information suggests that the shop is attracting a lot of Anti-Social Behaviour, and crime late at night into the early hours of the morning, the premises licence allows the shop to open until 23.00 hours daily then to operate from a hatch after this time.

The shop has been opening past their licensing times, allowing people into the shop, they are selling to drunks who regularly congregate outside the shop to drink their beers.

Police have witnessed and had to deal with Anti-Social Behaviour and crimes linked to this venue, the shop being open 24 hours a day, selling high strength beers, to street drinkers is a magnet for every undesirable to congregate and cause a nuisance.

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

On the 09/02/2016 at 04.15 hours police were called to the shop by a drunk male who stated that he was going to harm himself, on police arrival they spoke to a male who is well known to police for drink and drug issues, it became apparent to the officers that the male was very drunk and he made his way to the front of the shop (Supersave) and became aggressive towards another street drinker and a member of the shops staff, officers advised the shop that they should not sell him anymore alcohol as he was already very drunk. Police then went inside the shop to speak to staff and determine what their licence conditions are, as they left the shop the drunk male they had been dealing with was seen with a carrier bag full of beer which he had just purchased from the shop through the hatch, officers then tipped away an open can of beer that he had in his hand. The shop was again warned about selling to drunks.

The officer goes on to say in his statement that he has worked on the Borough of Brent since 2003 and has seen the problems that this shop generates in this area, with street drinkers, Drug dealing and users along with prostitution.

11/02/2016 police received reports of a male with stab wounds after a fight outside the shop, on arrival police were met by a hostile crowd, and a male lying on the floor with numerous stab wounds, the victim stated that he had been at a party nearby and went to the shop with a group of people to buy more alcohol where he was approached by the suspect and attacked, officers that attended the scene described the group as being intoxicated and hostile to police, this incident happened at approximately 04.50 hours.

On the 05/03/2016 two officers from Brent Licensing team were out conducting licensing visits in the Harlesden area, at about midnight their attention was drawn two large groups of people, the first standing between Metro Supermarket and Supersave, and a second group standing on the opposite side of the road.

Police stopped and observed the groups who appeared to be in a party mood, there was music being played from a parked vehicle, most appeared to be drinking alcohol both groups were very noisy and several were very drunk.

One of the males in particular was drinking from a can of beer and was having to stand with his back to the shops shutters to keep himself upright, he was shouting incoherently, and on finishing his beer he threw it into the road just missing the unmarked police car officers were sat in, he then staggered into the road narrowly being missed by passing cars before walking into Supersave, followed by officers that witnessed the male stagger to the fridge select a single can of beer and then hand over one pound to a male behind the counter, there was a brief conversation between the pair before the male staggered out of the shop, whilst observing that sale officers became aware of two other drunk males at the counter with a substantial amount of beers and spirits on the counter paying, both males were very drunk one in particular was unable to stand without holding on to the counter and was barely able to speak due to being so intoxicated, again another member of staff served these two drunk males, when it was clear that they were drunk.

Police then identified themselves to the staff and asked why the shop was still open and allowing members of the public onto the premises when they have a condition to close the doors at 23:00 hours and serve through the hatch, a member of staff stated that the shop is busy and they have been told by the owner to stay open late to deal with customers.

The two males that were observed selling to the very intoxicated males were interviewed under caution and admitted the offence; both were later issued with £90 fines.

Both males expressed their concerns to police that they felt unsafe working at the shop in the evenings, saying that the people that came to the shop were always drunk threatening to staff and intimidating, they said that this happened on a nightly basis and that they had concerns for their own safety.

They asked if the police could speak to the owner about closing the shop earlier, as they did not feel confident enough challenging the owner. The males gave their names as Mr

Jamil Khan and Mr Mohammad Mahshooq NAZ, it was not until sometime later that police established that Mr NAZ was one of the people named as being one of the premises licence Holders, he made no reference to having more of an interest in the shop, more than being an employee.

On the 06/02/2016 I called and spoke to Mr Farooq Khan to inform him of what had taken place at the shop the night before, he said that the members of staff involved had told him what had happened and he was fully aware, he was asked why the shop was not abiding by its licence conditions and closing at 23:00 hours, he stated that the shop was very busy between 23:00 hours and midnight as the shop also sold bus passes and they stayed open to deal with the large amount of people that used the shop between these times so that there wasn't a queue outside the shop.

It was explained to him that the shop had a condition on its licence that the shop closes at 23:00 hours and uses the serving hatch; he stated that he is aware of the condition, and will start complying with it.

It was also explained to him that his staff feared for their safety, due to the threats from customers, again this was mainly down to the shops late opening times, and the sale of high strength alcohol.

On the 02/04/2016 Brent licensing police along with Harlesden Safer Neighbourhoods Team conducted a test purchase on the premises. A police cadet who is aged 17 years of age was sent into the shop to see if the shop would sell to the child; the cadet was able to purchase alcohol without being challenged.

The shop assistant was interviewed under caution and admitted to selling to the child without asking for any identification. The male serving the child gave his name as Mr Shahbaz Azam.

CCTV Evidence

Pc Shippey has written a statement outlining the sale of alcohol to a drunk person on the 09/02/2016 at 04.10 hours.

This incident was captured by Brent Council CCTV, the camera is situated on the opposite side of the road, and was focused on the front of the premises, Supersave 68 Craven Park Road, NW10. This shows a group of people standing outside the shop and using the serving hatch to place their beers on as if it is a bar. Some of the group appear drunk and are staggering around.

Officers arrive and enter the store, the shop continue serving alcohol to the males standing around outside drinking.

The male that called police can be seen drinking alcohol and purchasing more beer from the shop at 04.16 hours, whilst officers are inside talking to staff. Officers then leave the location after speaking with the male caller

At 04.30 officers return and again speak to the caller before removing an open can of beer from his pocket and throwing it away. They then leave only to return a short time later and escort the male away.

The next part of the CCTV footage obtained by police is dated the 17/02/2016, again it is a Brent council CCTV camera and is focused on the front of the premises, Supersave 68 Craven Park Road, NW10, the time is 00.40 hours and shows the shop is still open for business and has customers entering the shop, even though the shop has a condition on its licence that reads, *The premises shall be closed to the public between 23:00 hours and 07:00 hours the following morning and all sales during these hours shall be via the window only.*

At 04:41 hours a large black female enters the shop, and after a few seconds the female can be seen being ejected from the shop, and she appears to spit at the male before running off, being chased by the shopkeeper. She returns shortly after and bangs on the window, before again running off.

The next part of the CCTV footage obtained by police is dated the 18/02/2016, again it is a Brent council CCTV camera and is focused on the front of the premises, Supersave 68 Craven Park Road, NW10, it starts at 00.37 hours and again the shop is open and customers are entering and exiting the shop, there is a group of people outside drinking.

At 00.54 hours the group start dancing, and it becomes apparent that a parked car is playing music as they congregate around it, the group go back and forth to the serving hatch buying items.

At 01:24 hours two females from the group are at the hatch and start dancing, one of them then starts pole dancing on a nearby post.

The next part of the CCTV footage obtained by police is dated the 19/02/2016, again it is a Brent council CCTV camera and is focused on the front of the premises, Supersave 68 Craven Park Road, NW10, it starts at 00.40 hours the shop is open and people are still entering and exiting.

On the 1st April 2016 at about midnight officers from Brent Licensing team were conducting licensing visits in Craven Park Road, when their attention was drawn to a large group of people standing in the street drinking alcohol and singing, one male was playing the Bongos and there was a party atmosphere, people were seen entering Supersave, and other local shops and coming out and opening cans of alcohol before rejoining the party. A police sergeant was requested to disperse the group; however the group returned a short time later and continued partying

The above is just a snapshot of what the area is like on a nightly basis, people partying drinking and causing a nuisance.

The shops current setup is a large contributor to the problems associated with the area, as they are staying open beyond their allowed times, they are selling high strength alcohol to street drinkers and people with mental health problems, it appears that this location has become the meeting point for these people.

Numerous street beggars patrol the stretch of road waiting to pounce on people using the shop, either whilst at the shop or as they get in or out of their vehicles.

There is also a serious drugs problem in the vicinity which is being addressed by the local Safer Neighbourhoods team.

A meeting was held at the Civic Centre on the 07/04/2016, with the Premises Licence Holder, and DPS Mr Farooq Khan, shop assistant Mr Shahbaz Azam and Licensing agent Miss Debra Sylvester.

The meeting was held to deal with recent problems at the venue, namely the sale of alcohol to a 17 year old Cadet, on the 02/04/2016 as part of a test Purchase operation.

Mr Azam was informed that on this occasion he was going to be given words of advice for the sale to the Cadet.

Officers then discussed the issue in and around the shop, police outlined the problems identified, namely groups of street drinkers buying high strength alcohol and standing outside the shop drinking, also the shop staying open beyond its licensable hours

And the shop fact that two members of staff had recently been issued with £90 PND's

Mr Khan denied his shop sold to drunks and blamed other local shops, he stated that one of the males that police witnessed buying alcohol buys about 12 cans of beer a day from the shop, he went on to say 'he comes in when he gets money from begging and buys a can he's not drunk, he then stands outside the shop drinking'.

It was explained that the recent anti-social behaviour in and around the shop had become unacceptable and that Licensing team had come to the conclusion that a review of the shops licence was now inevitable.

Mrs Sylvester stated that the shop would be prepared to put in a minor Variation and accept some of the conditions that the police would be seeking to ask for at a hearing.

The shop and their agent Mrs Sylvester proposed numerous conditions; however some would have breached the current conditions that are already on the licence and would have allowed

the shop to open its doors longer into the night allowing customers into the shop.

Below are the conditions proposed by the shop and it's agent?

1. No beers, ciders or lagers above 6% ABV will be sold or available for sale at the premises
2. Challenge 25 will be operated and anyone appearing to be under the age of 25 will be asked to provide ID in the form of passport, driving licence or proof of age ID card with the PASS logo before being allowed to buy alcohol. Any refusals of alcohol will be entered in a refusals log.
3. Posters will be on display at the premises advising customers that Challenge 25 is in operation and that ID will be asked for.
4. All staff will be given training in the sale of alcohol with particular emphasis on the sale to street drinkers, drunken people and those suspected of buying for drunk people, and Challenge 25. Test papers will be given to staff and refresher training will be given every six months, and all training material will be kept in a training folder.
5. A sign will be put up outside the shop asking customers not to loiter outside and to keep any noise to a minimum when entering and leaving the premises to avoid disturbance to local residents.
6. Members of staff will go outside the shop on a regular basis during the evening to ask anyone congregating immediately outside the shop to move away during the hours that the premises are open to the public.
7. No known street drinkers or obviously drunk people will be served alcohol at any time and neither will alcohol be sold to persons who appear to be buying for drunk people, or anyone under the age of
8. No sales of alcohol will be made after midnight Sunday to Thursday or 2am Friday and Saturday until 7am the following day.
9. There will be window service only from midnight weekdays and 2am Friday and Saturday and no customers will be allowed to enter the shop after that time.

Although police welcome most of the conditions, some are not workable.

Condition 6 reads *that a member of staff will go outside the shop on a regular basis during the evening and move away people congregating*, this would only bring staff into confrontational situations and put their safety at risk, staff have confided in police that they already feel unsafe and are reluctant to challenge people that appear drunk as they fear being attacked.

Condition 8 reads, *No sales of alcohol will be made after midnight Sunday to Thursday or 2am Friday and Saturday until 7am the following day*. It is clear that the problems start late evening and crowds seem to start to gather from just before midnight, allowing the shop to open until 2am would not be promoting the licensing objectives.

Condition 9 reads, *There will be window service only from midnight weekdays and 2am Friday and Saturday and no customers will be allowed to enter the shop after that time*. The shop already has conditions on its license restricting the time it can open to the public and states, *The premises shall be closed to the public between 23:00 hours and 07:00 hours the following morning and all sales during these hours shall be via the window only*.

Police feel that the current management of the shop is non-existent and recommend that conditions be added to the licence, and some of the current conditions amended to bring the shop in line, and meet the licensing objectives.

The shop currently has 6 conditions. (Listed below)

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

Police would ask that this condition remains

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

Police would ask that this condition remains

3. The premises shall be closed to the public between 23:00 hours and 07:00 hours the following morning and all sales during these hours shall be via the window only.

Police would ask for this condition to be removed.

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.

Police would ask that this condition remains

5. Suitable and sufficient fire fighting equipment shall be installed and properly maintained.

Police would ask that this condition remains

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

Police would ask for this condition to be removed.

Police would ask for the following conditions to be added to the licence

- a. A "Challenge 25" policy shall be adopted and adhered to.

This condition is necessary to promote the licensing objective, The Protection of Children from Harm.

- b. No high strength beers, lagers, and ciders above 6.0% ABV shall be stocked.

The shop has clearly demonstrated that it shows no regard to selling high strength alcohol to drunk street drinkers who use the shop as a meeting place to socialise, where they party into the early hours of the morning.

- c. The opening hours will be 07:00 hours to 23:00 hours Monday to Sunday

- d. The sale of alcohol will be between 09:00 hours to 23:00 hours Monday to Sunday.

- e. Outside of the hours authorised for the sale of alcohol, all alcohol within the trading area is to be secured behind locked grills, locked screens or locked cabinet doors so as to prevent access to the alcohol by customers or staff.

The shop currently has a 24 hour licence, which as highlighted above attracts street drinkers, people partying until the early hours of the morning, the culture appears to be that groups

come out just before the early hours of the morning start drinking and socialising, this shop having a licence that allows them to open 24/7 and sell cheap high strength alcohol on a busy high road is a cocktail for crime and disorder, and Anti-Social Behaviour.

It appears that this shop and the surrounding area is being used as an open air night club which appears to be becoming more popular with undesirables that make life a misery for people that would have the unfortunate experience of either living, or visiting the area.

Adding conditions c, d, and e, would considerably reduce large groups of drunk people partying into the early hours of the morning, and having access to high strength beers.

No Single Sales of cans or bottles of Beers, Cider or Lagers

During a meeting with Mr Farooq Khan, he stated that one particular customer comes into the shop about 12 times a day and buys a can of alcohol then goes outside and drinks it, he begs and when he gets money he comes back in for another can, this shows the current attitude of the shops management which appears to be make money at any cost to the health and wellbeing of the local community, and I feel this condition would reduce the opportunity for street drinkers to purchase alcohol from this premises where there is clearly no consideration given to who they sell to.

f. The following crime prevention measures shall be implemented:

(1) A time delay safe with deposit slot and anti fishing mechanisms must be used at the Counter till area

(2) Regular robbery awareness and cash minimization training shall be given to all staff.

Staff have commented to officer about how unsafe they feel working in the shop due to the many aggressive people that frequent the premise, they have mentioned being threatened by people if they challenge them.

Finally the police would request that Mr Khan be removed as the DPS for the shop.

Mr Khan appears to have no regard for the licensing objectives, staff feel unable to approach him and voice their concerns, he seems unaware, or unconcerned of the problems that are occurring in and around the shop, police feel that him being removed and a new DPS being put in place will go a long way to improving the running of the shop.

Summary

This shop has had the privilege of having a licence to sell alcohol 24 hours a day seven days a week, but has decided to abuse this by keeping the shop open later than allowed, selling to drunks and young people, they appear to have no regard for the licensing objectives and the management appear to put profit before anything else, during a meeting with the Premise Licence holder Mr Farooq Khan he was reluctant to accept the shop was being run poorly and was more interested in what the other local shops were doing than sorting out his own. Police would ask that all the above conditions be implemented and ask that Mr Khan be removed as the DPS and a new person be put in place to oversee the new conditions are complied with.

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

a							
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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 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature

Muhammad Sultan

Date

22ND APRIL 2016

Capacity **Licensing Officer on behalf of the Chief of Police**

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Data Protection: The London Borough of Brent will use this information for the purposes of The Licensing Act 2003 and related purposes. Any member of the public may examine the application form on request. In addition, this information may be disclosed to the Police, The London Fire and Emergency Planning Authority, relevant ward Councillors and other Council departments.

This authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form for the prevention and detection of fraud. It may also share this information with law enforcement agencies and other bodies responsible for auditing or administering public funds for these purposes

Notes for Guidance

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

Please return the completed form and any accompanying documents to the following address with a copy to the premises licence holder / Club that the application relates to:-

Safer Streets (Licensing)
Brent Council
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

☎ 020 8937 5359

Email: environmentandprotection@brent.gov.uk

Cheques should be crossed and made payable to London Borough of Brent.

Please follow the instructions in the checklist on page 14 to submit the relevant copies to the responsible authorities. Contact details shown below:

Chief Officer of Police
Brent Licensing Department
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Tel: 020 8733 3206

North West Area 1
London Fire Brigade
169 Union Street
London
SE1 0LL

Tel: 020 8555 1200 x38778

Trading Standards
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Tel: 020 8937 5555

Environmental Health
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Tel: 020 8937 5252

Children's Services
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Licensing Authority
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ
Tel: 020 8937 5359

Area Planning Service
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Tel: 020 8937 5210

Public Safety Team
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Tel: 020 8937 5359

DAAT
Public Health Directorate
Wembley Centre for Health
and Care
116 Chaplin Road
Wembley
HA0 4UZ

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 **PC368QK Michael Sullivan**..... URN:

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

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: *Michael Sullivan*..... Date: *22ND APRIL 2016*.....

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

I am a Police Constable of nearly 12 years experience, all of which I have worked on the London Borough of Brent, I am currently attached to the licensing unit for the Borough, I have been authorised via a delegated authority to represent the Borough Commander of the London Borough of Brent and for the Commissioner of the Metropolitan Police Service to act on Licensing matters.

Supersave 68 Craven Park Road, Harlesden NW10 4AE is a convenience store which currently has a 24 hour licence to sell alcohol, on the 9th February 2016 PC Shippey completed a statement outlining the issues he had witnessed whilst dealing with a call to outside the shop, during the call PC Shippey told staff to stop selling alcohol to drunk street drinkers, only for them to carry on selling to them.

CCTV from a Brent Council camera has been obtained the camera was focused on the shop at the time PC Shippey attended and dealt with the male and told staff in the shop to stop selling to drunks.

Further footage dated 17/02/2016 shows the shop still open at 00:40 hours in the morning and a black female having an altercation with a member of staff from the shop, it appears that she is ejected from the shop before spitting at him and running off.

The next part of CCTV is dated 18/02/2016 and starts at approx 00:37 hours again it shows that the shop is still open and people are seen entering and exiting the shop, this footage is just under an hour long.

It shows a group of people outside the shop and they appear to be having a party, they can be seen drinking and dancing and at one point one of the females can be seen pole dancing around a post outside the shop, people from the group can also be seen purchasing and drinking what looks like cans of beer from the shop.

It also appears that there is a parked car outside the shop playing music as the group congregate around the vehicle and can be seen dancing, although this can not be verified as there is no audio.

There is further footage dated the 19/02/2016 which again shows the show still open and shows customers

Signature: *Michael Sullivan*..... Signature witnessed by:

Continuation of Statement of **PC368QK Michael Sullivan**.....

entering at 00:40 hours, when the shop should be closed. All this CCTV has been placed on to a CD, and I exhibit this as MJS/01

On the 05/03/2016 officers witnessed two members of staff selling to drunks and both were issued with £90 Fixed Penalty Notices.

On the 01/04/2016 Licensing Police Officers were on patrol conducting Licensing visits when they witnessed a group of drunk people standing opposite Supersave, most were drinking alcohol and one male was playing a set on Bongos, whilst a woman was singing, members of this party were seen walking across the road and entering Supersave before returning with cans of alcohol.

Some of this incident was captured on my mobile phone, and I have transferred this on to a CD, which I exhibit as MJS/02

On the 02/04/2016 a test purchase was conducted, where a 17 year old Police Cadet when in to the shop and purchased alcohol, he was not challenged by staff.

I have held a meeting with the Premises Licence Holder and Designated Premises Supervisor Mr Farooq Khan, also present was his agent Mrs Sylvester, I explained to them that I was of the opinion that the shop was being run poorly and that the main focus was on making money and not adhering to the licensing objectives, Mr Khan wanted to blame other local shops rather than take responsibility for his own business but eventually accepted that his shop had issues that needed addressing.

Looking at all the evidence gathered I am of the opinion that the shop is facilitating the violence and Anti-Social Behaviour that is associated with the area.


I am of the belief that if this shop had a reduction in the high strength beers it sells, and its opening hours reduced, along with the other conditions being asked for, the area would become a better and safer place to work and live.

The shop is currently breaching all four of the licensing objectives and without enforcement will continue to do so as they have no regard for other people's welfare and see profit as their main goal.

Staff have raised concerns to officers that they feel unsafe whilst at work but do not have the confidence to tell the owner how they feel as they fear losing their jobs.

The conditions asked for in the review will go a long way to bringing the shop back under control and working within the licensing objectives.

I exhibit the photo copies of the tickets issued on the 05/03/2016 to members of staff as MJS/03/04

Signature:  Signature witnessed by:

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 STEPHEN SHIPPEY 993QK..... URN: 01 QD 16

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: [Signature] PC993QK Date: 9th FEBRUARY 2016

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

The following statement relates to a breach of alcohol licensing regulations Section 141 Sale of alcohol to a person who is drunk or attempt to sell alcohol to a person who is drunk or allow alcohol to be sold to such person.

I am the above named, a police officer based at WEMBLEY Police Station in the London Borough of BRENT on a Emergency Response Team.

On TUESDAY the 9th FEBRUARY 2016 at 04:15 hours I was on duty in uniform posted as driver of a police response vehicle call sign Q1 Nights in the company of PC204QK Charlotte PATEMAN when I had cause to attend CRAVEN PARK NW10 in relation to a 999 call made by a male by the name of [redacted] date of birth [redacted] of [redacted] ROAD NW10 a regular caller who is often drunk and abusive when spoken to, this morning he had called making claims he would harm himself. (CAD 630 at 0321 hours and CAD 663 at 0336 hours), on arrival officers from EALING had been assigned to assist and found speaking with Mr [redacted] in ST MARYS RD NW10 off CRAVEN PARK.

Mr [redacted] was seen drinking from a opened can of beer labeled "STELLIO ARTOIS", he was standing in the road swaying from side to side and speech was slurred, his eyes were glazed and watery in appearance. Officers from EALING spoke to Mr [redacted] who informed them that he was fine and going home, he was telling officers to leave.

PC PATEMAN and I have had previous dealings with Mr [redacted] who is known to be violent towards female officers. we observed Mr [redacted] for a few minutes and told him not to do so.

Signature: [Signature] PC993QK Signature witnessed by:

Continuation of Statement of **PC STEPHEN SHIPPEY 993QK**

Mr [redacted] ignored several requests and walked into CRAVEN PK NW10 saying he was going to buy more alcohol and disappeared from view for a few minutes before being seen again this time standing outside SUPERSAVE Convenience store at 68 CRAVEN PARK NW10 along with several others who are regular street drinkers. SP

Mr [redacted] was observed speaking with a BLACK FEMALE wearing a light blue rain jacket who also appeared to be under the influence of alcohol or drugs, Mr [redacted] was observed becoming threatening in his manner as well as verbally to another male and shop staff who were serving customers via a window hatch. SP

Mr [redacted] was approached and advised to go home, he refused several times often posturing as if for show to others standing around. I have approached the front of SUPERSAVE told staff that this male was drunk and should not be served anymore alcohol, a member of staff appeared to understand my requests continuing to sell non alcoholic items to customers outside via the serving hatch. SP

I asked to see their alcohol licence in relation to hours they could sell as I believed they had restrictions on times. Staff opened the main shutters and allowed myself and PC PATEMAN to enter where I spoke to a member of staff who gave his details as Mr Mubarik ALI date of birth 22/07/1983 ,on display was a licence it was dated 2005 ,licence number 178182 stating it was allowed to sell alcohol from 0000 hours to 0000 hours Monday to Sunday (7 days), the person who obtained the licence was a Mr Tariq NAZ, who was not present in the shop. SP

I informed Mr ALI that the male I know as Mr [redacted] was very drunk and should not be served anymore alcohol as he was very drunk and causing anti social problems and that others who were standing outside were also drunk and that the premises was a honeypot for them as they can buy alcohol anytime when drunk this caused ongoing problem resulting on occasions in violence to persons, criminal damage and anti social problems throughout the nights especially at weekends .

While speaking with Mr ALI another member of staff was serving via the hatch, I saw Mr [redacted] through the glass and noticed he had a black carrier bag, the same type the shop has. SP

After explaining the issues , Mr ALI agreed and highlighted he has ongoing issues with beggars harassing customers a point I made was this was due to serving alcohol to the street drinkers when they are drunk and loiter outside his shop, and if he stopped this practice problems would ease.

Signature: 

Signature witnessed by:

Continuation of Statement of PC STEPHEN SHIPPEY 993QK

On leaving the shop, Mr [redacted] was very open about the fact that he had just bought cans of beer from the shop while I was inside, I have told the staff that they have served alcohol to Mr [redacted] when he was drunk and that the matter would be passed onto the Licensing office. JS

Mr [redacted] was engaged several times leading to an open can being poured away and being moved away from the area eventually with the assistance of a female friend. JS

Mr [redacted] is a white male, medium to heavy build at the time was wearing a grey hooded top under a green raincoat. JS

I have been on the Borough of BRENT since 2003 originally based at HARLES DEN Police Station over time with increase of premises selling alcohol, this particular premises has been a focus of street drinkers and others who are involved in drug use / dealing as well as prostitution where they can obtain alcohol when drunk or under the influence of drugs. JS

I believe as a result of these premises having a 24 hour licence it has assisted in being a focus of anti social problems outside the premises and nearby streets. JS

The local Authority CCTV operators have a camera constantly focused on the front of the shop. JS

Stephen Shippey PC 993QK

6:20 HE 10 FEB'16 QD

6:20 HE 10 FEB'16 QD

Signature: *Stephen Shippey* PC 993QK 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 **24/02/2016 - 08/03/2016**

Witness care

- a) Is the witness willing and likely to attend court? **Yes**. If 'No', include reason(s) on MG6.
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness?
No. If 'Yes' submit MG2 with file.
- d) Does the witness have any specific care needs? **No**. If 'Yes' what are they? (Disability, healthcare, children, 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 <input type="checkbox"/>	No <input checked="" type="checkbox"/>
b) I have been given the Victim Personal Statement leaflet	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
c) I have been given the leaflet 'Giving a witness statement to police — what happens next?'	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
d) I consent to police having access to my medical record(s) in relation to this matter: <small>(obtained in accordance with local practice)</small>	Yes <input type="checkbox"/>	No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
e) I consent to my medical record in relation to this matter being disclosed to the defence:	Yes <input type="checkbox"/>	No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>
f) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings, CICA	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
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 <u>decline</u> their services:	<input checked="" type="checkbox"/>	

Signature of witness: *[Signature]* Print name: *Shippey*

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

Address and telephone number if different from above:

Statement taken by (print name): **PC993QK 208713 SHIPPEY** Station: **WEMBLEY POLICE STATION**

Time and place statement taken: *9th February 2016*