

WILTSHIRE POLICE



Swindon Police Station
Gablecross
Shrivenham Road
South Marston
Swindon
Wiltshire SN3 4RB
Telephone: 101
Direct Dial: 01380861630

Meeran HUSSEIN
AAA Shop
30 County Road
Swindon
SN2 1AG

Date 20/01/17

Your ref

Our ref

Reply contact name is **PC Michael DIFFIN MBE Police Licensing Officer**

Dear Sir,

RE – Application for Premise Licence Review AAA Shop 30 County Road Swindon

Please find enclosed Wiltshire Police application and evidence to review the premises licence at AAA Shop under the Crime and Disorder Objective of the Licensing Act 2003.

Yours Sincerely,

Michael DIFFIN MBE
Police Constable 1630
Police Licensing Officer.



INVESTOR IN PEOPLE

**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 PC 1630 Michael DIFFIN MBE on behalf of the CHIEF CONSTABLE OF
WILTSHIRE POLICE

(Insert name of applicant)

**apply for the review of a premises licence under section 51 (delete as
applicable)**

Part 1 – Premises or club premises details

| | |
|---|-------------------------------------|
| Postal address of premises or, if none, ordnance survey map reference or description AAA Shop 30 County Road | |
| Post town SWINDON | Post code (if known) SN1 2EW |

| |
|--|
| Name of premises licence holder or club holding club premises certificate (if known) Meeran HUSSEIN. There is no registered address. |
|--|

| |
|--|
| Number of premises licence or club premises certificate (if known) 881120455PREM |
|--|

Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please 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

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 1630 Michael DIFFIN MBE POLICE LICENSING OFFICER SWINDON POLICE STATION GABLECROSS, SHRIVENHAM ROAD, SOUTH MARSTON, SWINDON, SN3 4RB |
| Telephone number (if any) 01380 861630 |
| E-mail address (optional) michael.diffin@wiltshire.pnn.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
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

| |
|-------------------------------------|
| <input checked="" type="checkbox"/> |
| <input type="checkbox"/> |
| <input type="checkbox"/> |
| <input type="checkbox"/> |

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

This application to review the premises licence of AAA Shop is based on evidence which identifies breaches of the licensing objective of:

Crime & Disorder - Continued failure to comply with conditions on a premise licence.
Offences under Section 136(1) Licensing Act 2003.

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

Licence Review – AAA Shop County Road, Swindon.

AAA Shop is a Licensed Premises and operates under a premises licence number 881120455PREM issued by Swindon Borough Council (SBC). The premises licence holder is Meeran HUSSEIN. The licence was issued in accordance with the Licensing Act 2003 to allow the sale by retail of alcohol Sunday to Thursday 0900hrs to 2200hrs and Friday and Saturday 0900hrs to 0000hrs. The premises has no restriction on opening hours for non licensable activities.

The Designated Premises Supervisor(DPS) is Shagul Hameed GULMOHAMMED.

On 09/04/2014 Wiltshire Police conducted a routine visit at the premise and spoke with HUSSEIN at the time of the visit the following conditions were not being complied with.

HUSSEIN was unable to produce a refusals book and did not have one in place.

Condition one on the licence states

A single refusals book shall be kept and it shall be completed in consecutive order. This log shall be reviewed on a monthly basis and a record shall be made that a review has been conducted. On identification of any trends, the need for any additional staff training shall be re-assessed. The log shall be available for inspection by an authorised officer at any reasonable time.

HUSSEIN was unable to produce any staff training records.

Condition two on the premise licence states

All staff shall be given formal training on age-restricted sales either by using the SWERCOTS training cd-ROM (or its replacement or equivalent) or by means of an equivalent training course. Full training records shall be kept and shall be made available for inspection by an authorised officer at any reasonable time.

HUSSEIN stated that the CCTV in the store only recorded for seven days.

Condition Five on the premise licence states

Based on a risk assessment around the 4 licensing objectives, site specific and appropriate CCTV equipment shall be provided and maintained in line with Police requirements. The CCTV product will be retained for a minimum of 31 days and made available to enforcement bodies on request, subject to the current guidelines issued by the Office of the Data Commissioner.

HUSSEIN was advised that the above issues needed to be resolved soonest and prior to any officers next visit.

On Tuesday 13 May 2014 at 1045hrs Police attended the location to conduct a follow up check on entering there was a lone male working at the location who stated that he had only been employed there for five days, he stated that he had not received any formal training re the sale of alcohol and was unable to produce any training records nor the refusals book. He was unable to say how long the CCTV recorded

for.

It was also noticed that there were no "Challenge 21" signs up in the location and there was no age verification policy in place.

A short time later the DPS identified as GULMOHAMMED attended the location checks were conducted with him and the following condition breaches were disclosed.

GULMOHAMMED was unable to produce a current refusals book.

Condition one on the licence states

A single refusals book shall be kept and it shall be completed in consecutive order. This log shall be reviewed on a monthly basis and a record shall be made that a review has been conducted. On identification of any trends, the need for any additional staff training shall be re-assessed. The log shall be available for inspection by an authorised officer at any reasonable time.

GULMOHAMMED was unable to produce any staff training records stating that it had all been lost some time ago and he was waiting for a new CD from the council. He was unable to say whether the member of staff in the shop had been trained..

Condition two on the premise licence states

All staff shall be given formal training on age-restricted sales either by using the SWERCOTS training cd-ROM (or its replacement or equivalent) or by means of an equivalent training course. Full training records shall be kept and shall be made available for inspection by an authorised officer at any reasonable time.

GULMOHAMMED was unable to produce any age verification policy and stated that he was still waiting for the council to give him "Challenge 21" signs.

Conditions three and four on the premise licence state

A 'Challenge 21' policy shall be adopted. When any person who appears to be under 21 presents alcohol at the checkout, they shall be required to prove their age. No evidence other than a photo driving licence, a passport, other government issued identity card or a PASS accredited card [e.g. Citizencard] or its equivalent successor card shall be accepted.

4. Signage shall be displayed prominently at points of sale and near the entrance to the store, indicating that customers who appear to be under 21 who wish to buy alcohol will be challenged to prove their age. A sign or signs shall be displayed prominently near the points of sale.

GULMOHAMMED stated that he was unsure as to how long the CCTV recorded for.

Condition Five on the premise licence states

Based on a risk assessment around the 4 licensing objectives, site specific and appropriate CCTV equipment shall be provided and maintained in line with Police requirements. The CCTV product will be retained for a minimum of 31 days and made available to enforcement bodies on request, subject to the current guidelines issued by the Office of the Data Commissioner.

As a result of the above visit GULMOHAMMED was dealt with on 14th May 2014 by

way of being issued a Police Adult Simple Caution for offences under Section 136(1) Licensing Act 2003.

On 19th November 2014 the premise was visited by Her Majesty's Revenue & Customs and the Home Office Immigration Enforcement Team as part of Operation Salida.

On arrival there were two customers in the shop and a man working there observed serving the two customers in the shop. When spoken to by Immigration Officers he stated he was not allowed to work in the UK and had been there for a month. The male stated that he was from India stated and had no Identification on him. This male was later arrested by immigration for being illegally in the UK.

HUSSAIN arrived a short time later and was spoken to by Immigration Officers.

For the panels information -

S.182 Guidance of the Licensing Act 2003 - para 11.27 states –

"There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously" –

Such activity includes –

". . . knowingly employing a person who is unlawfully in the UK or who cannot lawfully be employed as a result of a condition on that person's leave to enter".

Para 11.28 –

"Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the license – even in the first instance is seriously considered".

Illegal working has harmful social and economic effects within the UK, it undercuts British businesses and their workers that stay within the law and exploits migrant workers. As long as there are opportunities for illegal working, the UK will remain an attractive place for illegal immigrants. Partners are working very hard to impact upon and disrupt employers breaking the law by taking tough action against those who do so.

There is evidence that illegal workers are paid less than the minimum wage, do not pay tax, and may be doing work that breaches health and safety regulations. Employers who use illegal workers may do so to exploit a vulnerable person, may be connected with human trafficking and avoid providing national minimum standards such as the minimum wage or paid holiday. This is extremely harmful to the exploited workers and enable dishonest employers to gain an unfair advantage over competitors who operate within the law of the United Kingdom.

On 8th September 2015 Officers attended the Premise to conduct routine checks at the time of attending there was one male working in the shop who stated that he was only working for the day, he stated that he had had no training from anyone with regards to his responsibilities and had no knowledge of GULMOHAMMED being the DPS. He was unable to provide any training documentation.

Condition two on the Premise Licence states

All staff shall be given formal training on age-restricted sales either by using the SWERCOTS training cd-ROM (or its replacement or equivalent) or by means of an

equivalent training course. Full training records shall be kept and shall be made available for inspection by an authorised officer at any reasonable time

He was unable to produce Part A of the Premise Licence an offence under the Licensing Act 2003.

He was unable to produce a refusals book.

Condition one on the Premise Licence states

A single refusals book shall be kept and it shall be completed in consecutive order. This log shall be reviewed on a monthly basis and a record shall be made that a review has been conducted. On identification of any trends, the need for any additional staff training shall be re-assessed. The log shall be available for inspection by an authorised officer at any reasonable time.

HUSSEIN was contacted and unable to attend the location at the time there fore the member of staff was advised not to sell alcohol at the location.

On 19 September 2015 Officers attended and spoke with HUSSEIN at this time he stated that the CCTV records for 2 months and produced training for members of staff at the location. He produced a refusals book with the last entry showing in June 2014 stating that his daughter had been drawing in the book and as a result of this some pages had been removed.

As a result of the visit HUSSEIN agreed to implement the following improvements.

Ensure that all training records are held in the same folder and that refresher training will be given to staff every six months and this will be documented.

Ensure that all staff have been fully trained in the use of the CCTV system and that they know where the premises licence is and training records so they can be produced at the time.

On Wednesday 11th Janurary 2017 at 1650hrs Officers attended the premise to conduct rouine checks on entering the location HUSSEIN was present with his wife who claimed that she had a personal licence but was unable to produce it, also asleep behind the till was their young child.

The DPS GULMOHAMMED was unavaliable as he was out of the county on holiday.

On examining the refusals book produced it showed that there had been no refusals recorded since August 2016 HUSSEIN stated that they had stopped using it but would start again.

Condition one on the premise licence states

A single refusals book shall be kept and it shall be completed in consecutive order. This log shall be reviewed on a monthly basis and a record shall be made that a review has been conducted. On identification of any trends, the need for any additional staff training shall be re-assessed. The log shall be available for inspection by an authorised officer at any reasonable time.

HUSSEIN was unable to produce any staff training documents.

Condition two on the premise licence states

All staff shall be given formal training on age-restricted sales either by using the SWERCOTS training cd-ROM (or its replacement or equivalent) or by means of an equivalent training course. Full training records shall be kept and shall be made available for inspection by an authorised officer at any reasonable time.

HUSSEIN stated that the monitor for the CCTV was not working and that they were unable to download any footage from it.

Condition five on the premise licence states

Based on a risk assessment around the 4 licensing objectives, site specific and appropriate CCTV equipment shall be provided and maintained in line with Police requirements. The CCTV product will be retained for a minimum of 31 days and made available to enforcement bodies on request, subject to the current guidelines issued by the Office of the Data Commissioner.

Wiltshire Police are asking that the premise licence at AAA Shop County Road be revoked as over a number of years there has been a total disregard by the licence holder and DPS to implement and comply with the conditions on the licence.

Please tick yes

Have you made an application for review relating to this premises before ☐

If yes please state the date of that application Day Month Year

If you have made representations before relating to this 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
(See guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature

..... *Michel J. P. 0460*

Date

..... *20 JAN*

Capacity Police Licensing Officer

.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

| | |
|---|------------------|
| 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) | |

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.

INDEX

1. Premise Licence AAA County Road
2. PC 1630 DIFFIN Witness Statement



Licensing Team
5th Floor Wat Tyler House
Beckhampton Street
Swindon SN1 2JG
01793 466113
licensing@swindon.gov.uk

Signed

.....
Licensing Manager

Premises licence issued on 16 October 2012

Premises licence number

881120455PREM

Part 1. Premises details

Postal address of premises or if none, Ordnance Survey map reference or description
AAA Shop 30 County Road Post Town Swindon Post Code SN1 2EW Telephone
number No disclosed.

Where the licence is time limited, the dates The licence operates for every date from
16 October 2012 onward.

Licensable activities authorised by the licence The licensable activity is the sale of
alcohol

The times the licence authorises the carrying out of licensable activities

09.00hrs until 22.00hrs Sunday to Thursday, 09.00hrs until 00.00hrs Friday and
Saturday

The opening hours of the premises Opening hours when no licensable activities are
taking place are at the sole discretion of the proprietor.

Where the licence authorises supplies of alcohol, whether these are on and/or off premises The licence authorises only the off sales of alcohol.

Name (registered) address, telephone number and e-mail (where relevant) of holder of premises licence The licence is held jointly by Meeran Hussein. There is no Registered address.

Registered number of holder, for example company number, charity number (where applicable) Not applicable.

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol The designated premises supervisor is Mr Shagul Hameed Gulmohammed of 299 Cricklade Road Swindon SN2 1AG

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol The Personal Licence number Mr Shagul Hameed Gulmohammed is 881110094, issued by Swindon

Annexe 1.

Mandatory conditions No supply of alcohol may be made under the premises licence at a time when there is no designated premises supervisor in respect of the premises licence or at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Annexe 2.

Conditions consistent with the Operating Schedule

1. A single refusals book shall be kept and it shall be completed in consecutive order. This log shall be reviewed on a monthly basis and a record shall be made that a review has been conducted. On identification of any trends, the need for any additional staff training shall be re-assessed. The log shall be available for inspection by an authorised officer at any reasonable time.

2. All staff shall be given formal training on age-restricted sales either by using the SWERCOTS training cd-ROM (or its replacement or equivalent) or by means of an equivalent training course. Full training records shall be kept and shall be made available for inspection by an authorised officer at any reasonable time.

Annexe 2 cont'd

3. A 'Challenge 21' policy shall be adopted. When any person who appears to be under 21 presents alcohol at the checkout, they shall be required to prove their age. No evidence other than a photo driving licence, a passport, other government issued identity card or a PASS accredited card [e.g. Citizencard] or its equivalent successor card shall be accepted.

4. Signage shall be displayed prominently at points of sale and near the entrance to the store, indicating that customers who appear to be under 21 who wish to buy alcohol will be challenged to prove their age. A sign or signs shall be displayed prominently near the points of sale.

5. Based on a risk assessment around the 4 licensing objectives, site specific and appropriate CCTV equipment shall be provided and maintained in line with Police requirements. The CCTV product will be retained for a minimum of 31 days and made available to enforcement bodies on request, subject to the current guidelines issued by the Office of the Data Commissioner.

Annexe 3.

Conditions attached by the licensing authority after a hearing Not applicable

Annexe 4. Plans

The attached is a representation of the original plan, held on the licensing register of the Licensing Authority for Swindon.

IN THE MATTER OF AN APPLICATION BY THE CHIEF CONSTABLE OF
WILTSHIRE POLICE FOR A LICENSING REVIEW OF (AL) MOREDON OFF
LICENCE , 275 WHITWORTH ROAD, SWINDON.

STATEMENT OF Police Constable MICHAEL DIFFIN MBE

I, Police Constable 1630 MICHAEL DIFFIN, Police Licensing Officer, Licensing Department, Divisional Police Headquarters, Gablecross Police Station, Swindon, Wiltshire SN3 4RB will say as follows:

1. I am a Police Licensing officer for Wiltshire Police and I have been in post since April 2015. My role is to gather and collate evidence around Licensing issues. Prior to this I was the Night Time Economy Manager for Swindon Town Centre. I took up this position in 2012 and held this post until early 2015. I have been a member of the Wiltshire Constabulary since 2001 and have served all of my time in Swindon Town Centre. My role as the Police Licensing Officer is to work with the local policing teams and other agencies to identify and tackle long term issues in areas caused as a result of alcohol and non-compliance with the Licensing Act 2003.
2. Wiltshire Police record all visits and interaction with Licensed premise on our Niche recording system that is used to evidence action and work with premise and staff. Each premise has its own record that is managed by me as the licensing officer. Information placed on it is from a number of sources, Police Officers visits, other agency visits via agreed information sharing protocols. The information is checked by me to ensure that it is current and relevant to the premise prior to its addition.
3. On the 9th April 2014 PC DIFFIN conducted a routine visit at the premise and spoke with Meeran HUSSEIN at the time of the visit the following conditions were not being complied with.
4. HUSSEIN was unable to produce a refusals book and did not have one in place.

Condition one on the licence states

A single refusals book shall be kept and it shall be completed in consecutive order. This log shall be reviewed on a monthly basis and a record shall be made that a

review has been conducted. On identification of any trends, the need for any additional staff training shall be re-assessed. The log shall be available for inspection by an authorised officer at any reasonable time.

5. HUSSEIN was unable to produce any staff training records.

Condition two on the premise licence states

All staff shall be given formal training on age-restricted sales either by using the SWERCOTS training cd-ROM (or its replacement or equivalent) or by means of an equivalent training course. Full training records shall be kept and shall be made available for inspection by an authorised officer at any reasonable time.

6. HUSSEIN stated that the CCTV in the store only recorded for seven days.

Condition Five on the premise licence states

Based on a risk assessment around the 4 licensing objectives, site specific and appropriate CCTV equipment shall be provided and maintained in line with Police requirements. The CCTV product will be retained for a minimum of 31 days and made available to enforcement bodies on request, subject to the current guidelines issued by the Office of the Data Commissioner.

7. HUSSEIN was advised that the above issues needed to be resolved soonest and prior to any officer's next visit.
8. On Tuesday 13 May 2014 at 1045hrs PC DIFFIN attended the location to conduct a follow up check on entering the location there was a lone male identified as Sabanathan GENGARATNAM born 24/09/1970 working at the location he stated that he had only been employed there for five days and that he had not received any formal training re the sale of alcohol and was unable to produce any training records nor the refusals book. He was unable to say how long the CCTV recorded for.
9. It was also noticed that there were no "Challenge 21" signs up in the location and there was no age verification policy in place.
10. At 1100hrs the DPS identified as Shagul Hameed GULMOHAMMED born 06/06/1989 attended the location, he was cautioned and the following checks were conducted with him as a result the following condition breaches were discovered.
11. GULMOHAMMED was unable to produce a current refusals book.

Condition one on the licence states

A single refusals book shall be kept and it shall be completed in consecutive order. This log shall be reviewed on a monthly basis and a record shall be made that a review has been conducted. On identification of any trends, the need for any

additional staff training shall be re-assessed. The log shall be available for inspection by an authorised officer at any reasonable time.

12. GULMOHAMMED was unable to produce any staff training records stating that it had all been lost some time ago and he was waiting for a new CD from the council. He was unable to say whether the member of staff in the shop had been trained.

Condition two on the premise licence states

All staff shall be given formal training on age-restricted sales either by using the SWERCOTS training cd-ROM (or its replacement or equivalent) or by means of an equivalent training course. Full training records shall be kept and shall be made available for inspection by an authorised officer at any reasonable time.

13. GULMOHAMMED was unable to produce any age verification policy and stated that he was still waiting for the council to give him "Challenge 21" signs.

Conditions three and four on the premise licence state

A 'Challenge 21' policy shall be adopted. When any person who appears to be under 21 presents alcohol at the checkout, they shall be required to prove their age. No evidence other than a photo driving licence, a passport, other government issued identity card or a PASS accredited card [e.g. Citizencard] or its equivalent successor card shall be accepted.

Signage shall be displayed prominently at points of sale and near the entrance to the store, indicating that customers who appear to be under 21 who wish to buy alcohol will be challenged to prove their age. A sign or signs shall be displayed prominently near the points of sale.

14. GULMOHAMMED stated that he was unsure as to how long the CCTV recorded for.

Condition Five on the premise licence states

Based on a risk assessment around the 4 licensing objectives, site specific and appropriate CCTV equipment shall be provided and maintained in line with Police requirements. The CCTV product will be retained for a minimum of 31 days and made available to enforcement bodies on request, subject to the current guidelines issued by the Office of the Data Commissioner.

15. As a result of the above visit GULMOHAMMED was dealt with on 14th May 2014 by way of being issued a Police Adult Simple Caution for offences under Section 136(1) Licensing Act 2003.
16. On 19th November 2014 the premise was visited by Her Majesty's Revenue & Customs and the Home Office Immigration Enforcement Team as part of Operation Salida. On arrival there were two customers in the shop and a man working there identified as Xavier Bony INNASI MUTHU born 26/06/1990 was observed serving

the two customers in the shop. When spoken to by Immigration Officers he stated he was not allowed to work in the UK and had been there for a month. The male stated that he was from India stated and had no Identification on him. This male was later arrested by immigration for being illegally in the UK.

17. HUSSAIN arrived a short time later and was spoken to by Immigration Officers.

18. On 8th September 2015 PC DIFFIN attended the Premise to conduct routine checks at the time of attending there was one male working in the shop identified as Zeb AURANG who stated that he was only working there for the day, he stated that he had had no training from anyone with regards to his responsibilities and had no knowledge of GULMOHAMMED being the DPS. He was unable to provide any training documentation.

19. Condition two on the Premise Licence states

20. All staff shall be given formal training on age-restricted sales either by using the SWERCOTS training cd-ROM (or its replacement or equivalent) or by means of an equivalent training course. Full training records shall be kept and shall be made available for inspection by an authorised officer at any reasonable time

21. He was unable to produce Part A of the Premise Licence an offence under the Licensing Act 2003.

22. He was unable to produce a refusals book.

Condition one on the Premise Licence states

A single refusals book shall be kept and it shall be completed in consecutive order. This log shall be reviewed on a monthly basis and a record shall be made that a review has been conducted. On identification of any trends, the need for any additional staff training shall be re-assessed. The log shall be available for inspection by an authorised officer at any reasonable time.

23. HUSSEIN was contacted and unable to attend the location at the time therefore the member of staff was advised not to sell alcohol at the location and he elected to close the store after talking with HUSSEIN

24. On 19th September 2015 PC DIFFIN re - attended the location and spoke with HUSSEIN at this time he stated that the CCTV records for 2 months and produced training for members of staff at the location. He produced a refusals book with the last entry showing in June 2014 stating that his daughter had been drawing in the book and as a result of this some pages had been removed.

25. As a result of the visit HUSSEIN agreed to implement the following improvements.

Ensure that all training records are held in the same folder and that refresher training will be given to staff every six months and this will be documented.

Ensure that all staff have been fully trained in the use of the CCTV system and that they know where the premises licence is and training records so they can be produced at the time.

26. On Wednesday 11th January 2017 at 1650hrs Officers attended the premise to conduct routine checks on entering the location HUSSEIN was present with his wife who claimed that she had a personal licence but was unable to produce it, also asleep behind the till was their young child.
27. The DPS GULMOHAMMED was unavailable as he was out of the county on holiday.
28. On examining the refusals book produced it showed that there had been no refusals recorded since August 2016 HUSSEIN stated that they had stopped using it but would start again.

Condition one on the premise licence states

A single refusals book shall be kept and it shall be completed in consecutive order. This log shall be reviewed on a monthly basis and a record shall be made that a review has been conducted. On identification of any trends, the need for any additional staff training shall be re-assessed. The log shall be available for inspection by an authorised officer at any reasonable time.

29. HUSSEIN was unable to produce any staff training documents.

Condition two on the premise licence states

All staff shall be given formal training on age-restricted sales either by using the SWERCOTS training cd-ROM (or its replacement or equivalent) or by means of an equivalent training course. Full training records shall be kept and shall be made available for inspection by an authorised officer at any reasonable time.


30. HUSSEIN stated that the monitor for the CCTV was not working and that they were unable to download any footage from it.

Condition five on the premise licence states

Based on a risk assessment around the 4 licensing objectives, site specific and appropriate CCTV equipment shall be provided and maintained in line with Police requirements. The CCTV product will be retained for a minimum of 31 days and made available to enforcement bodies on request, subject to the current guidelines issued by the Office of the Data Commissioner.

Statement of Truth

I confirm that the contents of this statement are true to the best of my knowledge and belief.

Signed..........
PC MICHAEL DIFFIN

Dated.....20 JAN 17.....