

**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 Jaspal Singh apply for the review of a premises licence under section 51 or – 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 club premises, or if none, ordnance survey map reference or description	
Drinks Direct Supermarket Ltd 256 High Street, Langley Slough SL3 8HA	
Post town Slough	Post code (if known) SL1 2NJ

Name of premises licence holder or club holding club premises certificate (if known)

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

Part 2 – Applicant Details

I am

Please tick ✓ yes

- | | |
|--|--------------------------|
| 1) an interested party [please complete (A) or (B) below] | <input type="checkbox"/> |
| (a) a person living in the vicinity of the premises | <input type="checkbox"/> |
| (b) a body representing persons living in the vicinity of the premises | <input type="checkbox"/> |
| (c) a person involved in business in the vicinity of the premises | <input type="checkbox"/> |

- (d) a body representing persons involved in business in the vicinity of he 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)

Mr Mrs Miss Ms Other title (for example, Rev)

Surname First names

Please tick ✓ yes

I am 18 years old or over

Current 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 (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address
Jaspal Singh
Slough Borough Council Trading Standards Service
St Martins Place
51 Bath Road
Slough Borough Council SL1 3UF

Telephone number (if any) 01753 477397

E-mail (optional) Jaspal.singh@slough.gov.uk

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

Please tick ✓ one or more boxes Y

- | | |
|--|-------------------------------------|
| (1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| (2) public safety | <input checked="" type="checkbox"/> |
| (3) the prevention of public nuisance | <input type="checkbox"/> |
| (4) the protection of children from harm | <input checked="" type="checkbox"/> |

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

The grounds for the review are;

- a) The trader has breached the licence conditions by selling both alcohol and cigarettes to an underage person,
and
- b) The trader has also breached conditions of his fireworks licence by selling fireworks outside the permitted time periods.
- c) The trader has previously received a written warning for the possession for sale of counterfeit and illicit goods such as alcohol, cigarettes, condoms and Duracell batteries.

Prosecutions are currently being undertaken against the business for the sale of alcohol & cigarettes to an underage person as well as for the selling of fireworks outside the permitted time periods.

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

Having looked through the history of this business, it seems that that Drinks Direct has not taken the advice given to it by Trading Standards with respect to underage sales and the sale of fireworks very seriously.

With regards to underage sales, the business has been advised on numerous occasions;

On 15 September 2004 – a trader guide was given to the business with advice on underage sales

On 28 October 2005 – a trader pack with advice on underage sales was given to the business following a complaint from a member of the public that the trader was selling alcohol to minors. A retailer pack, which contained advice on underage sales, was given to Mr Ravinder Singh Grover.

Trader packs were again given to the business on 17 January 2008 as well as on 28 July 2009. These were given to Ravinder Singh Grover and Balbir Singh respectively.

Despite all these advisory visits to the business sales of both alcohol and cigarettes were made to an underage volunteer on 16 November 2011 during a trading standards test purchase exercise.

It was also noted during this exercise that the business was exposing for sale fireworks which could only be sold up to the 10th November 2011. A subsequent test purchase of fireworks was carried out on 17 November 2011 and fireworks were successfully purchased.

Even though this is the first occasion that the business has been licensed to sell fireworks, the director of the business did not bother to read the licence conditions despite these being explained to him in detail by an Officer and also delivered to him by hand at the business premises.

The business is being prosecuted for all these offences under the; **Children & Young Persons (Protection from Tobacco) Act 1991, the Licensing Act 2003, the Fireworks Act 2003 and the Fireworks Regulations 2004.**

Drinks Direct was also been given a written warning in 2008 for having in possession for sale both counterfeit and illicit goods.

On 16 November 2007, during a counterfeit sweep of retailers in Slough, counterfeit Glens vodka, Durex condoms and Duracell batteries as well as illicit Christoff vodka and imported cigarettes were seized from the premises.

The contents of the Glens vodka bottles were not as stated on the label and no duty would have been paid on these bottles either. There is always the possibility of public harm if the contents are not as described. This can vary from fiscal detriment to health issues.

In addition, there are revenue issues to be considered as there will be no excise duty, tax or VAT paid on this kind of product.

It is clear from the history of this business that the operators do not adhere to or take notice of any or all advice it receives from the Trading Standards or Licensing Team and continues to carry on the operation of the business with total disregard for their legal obligations and of the Mandatory Conditions of other conditions imposed on the Premises Licence.

I recommend that there is no alternative other than revocation of 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

N/A

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: 14/02/2012

Capacity: SENIOR TECHNICAL ENFORCEMENT OFFICER

Contact name (where not previously given) and 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 we shall use to correspond with you about this application.