

**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 **Michael John Sims**

(Insert name of applicant)

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

Grover Superstore  
 2 Canterbury Avenue,  
 Slough,  
 Berkshire,  
 SL2 1EQ

Post town

Slough

Post code (if known)

SL2 1EQ

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

Mr Kuljeet Singh Grover

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

PL5847

**Part 2 - Applicant details**

I am

Please tick ✓ yes

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

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

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

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

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

Please tick ✓ yes

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

**Surname**

**First names**

I am 18 years old or over

Please tick ✓ yes

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

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address (optional)**

**(B) DETAILS OF OTHER APPLICANT**

Name and address

Telephone number (if any)

E-mail address (optional)

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

Name and address  Michael John Sims Licensing Manager Slough Borough Council (Licensing Authority) Landmark Place High Street Slough SL1 1JL
Telephone number (if any) <b>01753 477387</b>
E-mail address (optional) Michael.sims@slough.gov.uk

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

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

Please tick one or more boxes ✓

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

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

This Review Application is being made under approved delegated powers on behalf of the Licensing Authority.

The grounds for is application being made relate to the licensing objectives of:

- 1) The prevention of crime and disorder,
- 2) Public safety,
- 3) The protection of children from harm.

Mr Kuljeet Singh Grover as the premises licence holder has been responsible for possession of illegal tobacco products on 3 separate occasions as well as the sale of alcohol to a minor i.e. a person under the age of 18 years.

Mr Grover continually undermines and shows complete disregard to the licensing objectives of the Licensing Act 2003.

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

On 22<sup>nd</sup> November 2006 a Premises Licence, number PL5847 was granted to Mr Kuljeet Singh Grover for premises called Grover Superstore, 2 Canterbury Avenue, Slough, SL2 1EQ. Mr Kuljeet Singh Grover was the premises licence holder and Designated Premises Supervisor (DPS).

On 28<sup>th</sup> February 2013 an application was made to replace Mr Kuljeet Singh Grover as the DPS with Mrs Parmeet Kaur Grover, Mr Grover's wife.

On 9<sup>th</sup> September 2014 trading standards officers attended Grover Superstore and seized:

- (i) Illegal cigarettes found in a stack of Heineken beer cans, in the middle of a pallet in the back store area, near the back door.
- (ii) Illegal cigarettes found in the toilet area of the back store area, inside a pallet of Special Brew beer cans, on the floor.
- (iii) A bag containing illegal cigarettes was found by Officer Adshead inside a filling cabinet in the back store area of the premises.
- (iv) Illegal cigarettes were found inside a wooden drinks cabinet, in the outbuilding outside the back of the store.
- (v) Illegal cigarettes were found in a hollowed out space between a large stack of energy drink cans, covered by a large multi-pack of toilet rolls.
- (vi) Illegal hand rolling tobacco packets (50g packs) were found in a plastic bag on a stack of boxes of beer and spirits, behind the doorway between the shop floor and the back store area.

The total amount of items seized are as follows :-

- 210 x packs of 20 cigarettes
- 12 x 50g pouches of hand rolling tobacco

All items seized bore no English Department of Health warnings and no statutory pictorial health warnings; as required by the Tobacco Products (Manufacture, Presentation and Sale) Regulations 2002 (as amended) and the Consumer Protection Act 1987.

On 26<sup>th</sup> February 2015 Mr Kuljeet Singh Grover and his company Grover Store Limited were each issued with a Simple Caution for possession of the above items.

on 24<sup>th</sup> September 2015 Trading Standards officers and Licensing officer again attended Grover Superstore and seized the following:

- (I) 1 x bag of 'Udta Panchhi' chewing tobacco, found in a storage cupboard to the right hand side of the room (looking into the room from the doorway). The bag contained 18 x pouches of chewing tobacco without the statutory department of health warning.
- (II) In a wooden cupboard on the left hand side of the room, the dog found a cardboard box containing 4 x 50g pouches of Cutters Choice hand rolling tobacco (bearing non-English and no pictorial health warnings) and 2 x bags of 'Udta Panchhi' chewing tobacco (36 pouches in total) without the statutory health warnings present.
- (III) During the Food Standards Inspection, two sandwiches were found in the chiller cabinet that were past their Use By durability dates. Namely, 1 x 'Cheese and Ham' sandwich (with use by date "22-Sept-15") and a 'Tuna and Sweetcorn' sandwich (also with use by date "22-Sept-15"). In addition, a 255g block of

'Vegetarian Cheddar' was found, with a Best Before date of "23.Aug.15".

Possession of the above items constituted offences under the Tobacco Products (Manufacture, Presentation and Sale) Regulations 2002 (as amended) and the Consumer Protection Act 1987 (for tobacco issues) and the Food Safety and Hygiene (England) Regulations 2013 (for the out of date food).

On 11<sup>th</sup> February 2016 Mr Kuljeet Singh Grover and his company Grover Store Limited were each issued with a further Simple Caution simple caution for possession of the Above items.

Prior to that, on 21<sup>st</sup> November 2015 Police officers and Licensing Officers conducted an underage test purchase of operations using 13 ½ year old female and 15 year old male volunteers.

The underage volunteers entered Grover Superstore and the 15 year old male volunteer was able to purchase a bottle of original Lambrini. The sale was made by Mr Kuljeet Singh Grover who did not ask for any identification or clarify the age from the volunteer.

On 15<sup>th</sup> May 2017 Slough Borough Council Trading Standards officers conducted an operation using a tobacco detection dog.

The officers attended Grover Superstore with the tobacco detection dog. The dog indicated that there may be tobacco products under the front counter. The officers investigated and found an open sweet box containing 3 x 50 gramm pouches of Golden Virginia hand rolling tobacco, 5 x 50 gramm pouches of Amber leaf hand rolling tobacco, 4 packs of 20 L&M cigarettes and one pack of 20 Marlborough Gold cigarettes. Also found was a closed sweet box containing 7 packs of 20 Benson and Hedges cigarettes, 7 packs of 20 John Player Gold leaf cigarettes, 7 packs of Marlborough Gold cigarettes and one pack of 20 Pall mall Blue cigarettes.

None of the tobacco products complied with the Tobacco and Related products Regulations 2016.

The seizure of the above items is currently subject of legal proceedings

The previous history of the premises and that of Mr Grover with regards to seizures of illicit tobacco products and an underage sale of alcohol are the main factors for the Review Application being made. In addition, in making the sale of alcohol to an underage person he has breached the mandatory age verification condition of the premises licence.

The Revised Guidance issued under Section 182 of the Licensing Act 2003 under – "Reviews arising in connection with crime and disorder", at points 27 and 28 state the following:

**11.27** There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of the licensed premises:

- for the sale and distribution of drugs controlled under the Misuse of Drugs Act 1971 and the laundering of the proceeds of drugs crime;
- for the sale and distribution of illegal firearms;
- for the evasion of copyright in respect of pirated or unlicensed films and music, which does considerable damage to the industries affected;
- **for the illegal purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people;**
- for prostitution or the sale of unlawful pornography;

- by organised groups of paedophiles to groom children;
- as the base for the organisation of criminal activity, particularly by gangs;
- for the organisation of racist activity or the promotion of racist attacks;
- for employing a person who is disqualified from that work by reason of their immigration status in the UK;
- for unlawful gambling; and
- **for the sale or storage of smuggled tobacco and alcohol.**

**11.28** It is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. 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 licence – even in the first instance – should be seriously considered.

It is a major concern that Mr Grover is currently subject to yet a third seizure of illicit tobacco products currently being dealt with by Trading Standards, having already received 2 Simple Cautions.

Having reviewed the premises licence I do not believe that there are any conditions that could be imposed on the premises licence that would prevent further criminal activities taking place at the premises or by Mr Grover.

The Committee should have regard to the Section 182 Secretary of State's Guidance in particular at point 11.28 detailed above, as well as the Council approved 'Yellow and Red Card Scheme'

My recommendation is therefore that the premises should be issued with a RED CARD and the premises licence to be revoked.

Supporting Information:

Copy of Premises Licence PL5847  
Statement from Dean Cooke – Senior Trading Standards Officer  
Statement from Peter Adshead – Senior Trading Standards officer.  
(Photographs)  
Statement from Debie Pearmain – Police Licensing Officer  
Statement from PC 5050 Shardlow  
Statement from PC 0031 Adams

tick ✓ yes

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

Please

If yes please state the date of that application

Day Month Year

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

None



tick ✓ yes

Please

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

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

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

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

Signature

.....

Date

21/6/2017

.....

Capacity **Licensing Manager - On behalf of the Licensing Authority**

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

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<b>Post town</b>	<b>Post Code</b>
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<b>Telephone number (if any)</b>
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<b>If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)</b>
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**Notes for Guidance**

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