

APPENDIX B

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, **Debie Pearmain**, on behalf of the Chief Constable of Thames Valley Police,

(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 (delete as applicable).

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description Chalvey Off Licence Unit 4, Alexandra Plaza Chalvey	
Post town Slough	Post code (if known) SL1 2NJ

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

Number of premises licence or club premises certificate (if known) PL0004

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 the premises | <input type="checkbox"/> |
| 2) a responsible authority (please complete (C) below) | <input checked="" type="checkbox"/> |
| 3) a member of the club to which this application relates (please complete (A) below) | <input type="checkbox"/> |

(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

Postcode

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

**Debie Pearmain
Thames Valley Police
Windsor Police Station
Alma Road
Windsor
Berkshire SL4 3ES**

Telephone number (if any)

01865 854022

E-mail address (optional)

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

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

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

Thames Valley Police is requesting a review of the Premise Licence of Chalvey Off Licence, Unit 4, Alexandra Plaza, Chalvey Road West, Slough, Berkshire, SL1 2NJ, under the Prevention of Crime and Disorder and the Protection of Children from Harm Licensing Objectives.

Arandeep Padda is the Premise Licence Holder and Designated Premises Supervisor of the premise. Arandeep Padda has been the Premise Licence Holder and Designated Premises Supervisor since 25/02/2014.

I have detailed the relevant incidents which have occurred since October 2014 which has now led to Thames Valley Police applying to review this premise licence.

06/03/2014

Report from PC Miller informing that a trader's van was seen parked the wrong way on the road. Trader found in store and challenged about parking. Tobacco products and new clothes were seen on the front seat. Trader stated that he had brought the coat on loan from someone for £10.00. Trader also stated that the tobacco had been given/sold to him by another male and that he was selling the items to people. He had further tobacco and spirits in his van, that he had no invoice for. He also had UK Alcohol Duty Paid stickers in his van. Trading Standards were called and seized the items from his store and van which they believed to be illegal, counterfeit, non-compliant with UK law or illegals imports avoiding UK duty. Avtar Singh (Manager) initially tried to make claim that the items were not his. When challenged that they were in his van he said that someone must have left them there. When challenged again, he said that he had brought the coat from someone for £10.00 and the cigarettes from a Polish male, so that he could sell them. He was challenged about the alcohol and could not produce receipts for them. When he was told that Trading Standards were coming, he no longer provided any excuses. Mr Avtar Singh was asked who the Premise Licence Holder was, he said a cousin who had disappeared to Birmingham or somewhere like that. He had not seen them for a long time. The items were seized by Trading Standards.

Gen40 dated 08/03/2014 refers

01/10/2014 at 11.18pm

Report from Police Sergeant Luff that whilst they were passing the premises, they observed the shop was closed with the door shutter half down. A Polish male was seen to duck down and enter the store. At 11.18pm he was served with a large bottle of Glen Vodka by the Manager, George Singh. The Polish male put the bottle inside his jacket and left the shop. Sergeant Luff approached the male and checked the bottle of vodka and confirmed it was a bottle of Glen Vodka. The male did not want to supply his name to the Officers. The Officers then approached the store and spoke to George. George was informed that he

had been seen to have served alcohol at 11.18pm when his licence states he should close at 11.00pm. Sergeant Luff informed George that he would be making a report to the Licensing Officer, Mrs Pearmain.
Gen40 dated 01/10/2014 refers

10/11/2014

Licensing meeting with Mr Arandeep Padda, PLH & DPS, Mr Panchal, Licensing Agent, Rachael Rumney, Senior Licensing Officer, SBC and Debie Pearmain, Police Licensing Officer. Meeting arranged to discuss the Gen40 dated 06/03/14 tobacco and spirits found in a van outside the shop and no invoice could be shown. Avtar Singh (also known as George who is the father of the DPS) who works in the shop. He also had UK Alcohol Duty Paid stickers in the van. Arandeep appeared to not know anything about this.

We also spoke about George Singh (Avtar Singh) selling alcohol after their permitted hours at 23.18 hours on the 1st October 2014. I asked Arandeep if he knew the hours of the licence, to which he informed me were 11.00pm. Arandeep stated that this never normally happens, the lights are off at 11.00pm. He informed us that he does have some customers who want to buy alcohol after 11.00pm, but this will not happen again. Arandeep was informed that he must keep to the hours and conditions of the licence and if this happens again, TVP will take action and the licence may be reviewed and Slough Borough Council may also prosecute.

We then discussed the recent application for this premises to extend the sale of alcohol. Mr Panchal was informed that TVP may object to the application. Debie stated she will speak to the Neighbourhood Officer and inform Mr Panchal of the outcome.

Gen40 dated 10/11/2014 refers

23/12/2014 at 1250pm

Licensing check completed by Debie Pearmain and PC Robinson – CCTV timing out by one hour – advice given to ensure that this is corrected ASAP

Gen40 dated 23/12/2014 and Licensed Premises Checklist refers

16/01/2015

Licensing check completed by Sergeant Luff and PC Bond.

Licensed Premise Inspection checklist dated 16/01/2015 refers

09/02/2016 at 1.00pm

Report from HM Customs to Police as they had attended the premise as part of an operation checking Off – Licences in the area for contraband goods. Nothing of note was found, however, they found an ASP extendable baton behind the counter. HM Customs Officers called Police who attended the premise and seized the baton. Avtar Singh (George) was alone in the shop and offered no excuse. Baton was seized and advice given. As the baton was found in a private area to which the public do not have access to Avtar was not arrested for Possession of an Offensive Weapon. This has to take place in a public area.

Gen 40 dated 09/02/2016 and photograph of the baton found refers

22/02/2016

Pre-arranged meeting for the Premise Licence Holder/Designated Premises Supervisor, to attend Windsor Police Station. PC Bond informed me that he had already spoken to the Owner about the extendable baton found at the premise during the HM Customs check. The DPS did not attend this meeting

Gen 40 dated 22/02/2016 refers

02/03/2016

Telephone call from the DPS informing Debie Pearmain that he did not turn up for the meeting as there had been a mix up with the letter and he had only received it on the 1st March 2016. Strongly worded advice given to the DPS to not have such weapons on the Licensed area and he was also updated of what could happen if he was arrested for being in possession of an offensive weapon. This is in relation to his Personal Licence and Premise Licence.

Gen40 dated 02/03/2016 refers

01/10/2018 at 11.40am

Licensing check as part of the CRED day of Action in Chalvey. Nicola Keegan, Licensing Officer, SBC and Debie Pearmain, Police Licensing Officer attended the premise. We spoke with Arandeep Padda, PLH and DPS. After the check had been completed Debie informed Arandeep that Thames Valley Police had received alleged information of staff selling cigarettes and alcohol to children, selling single cigarettes and selling paper cups of scotch. Arandeep informed us that he does not sell to under age and that he has given out plastic cups to customers but not with scotch in them. He seemed to think that there was no issue in doing this. Debie advised Arandeep that he must stop giving out plastic cups to his customers as they are then standing in the street, drinking alcohol and this is having a knock on effect to the anti- social behaviour in Chalvey. He said he would not give out any more cups. I also informed Arandeep that his premise may be test purchased at some point. We observed single packs of alcohol on the counter and that single cans are being sold from multi-packs.

Gen40 dated 01/10/2018 refers

18/10/2018 at 5.50pm

Joint Test Purchase Operation with SBC Trading Standards Officer, Lina Johnson, Tola Idowu, Licensing SBC, PS Kiran Basra , SC 8030 Bainbridge, SC 8448 Rehman, 2 x 16 and a half female volunteers and Debie Pearmain, Police Licensing Officer.

Bottle of Gallo white wine was sold alcohol by Mr Arandeep Padda. No questions in relation to age or ID was requested.

We re-entered the premises at 1800 hours and informed Arandeep, who is the DPS and informed him of what had happened. I observed Challenge 25 Posters on display. I informed Arandeep that I had already spoken to him about under- age a few weeks ago.

At 18.05 Sergeant Basra cautioned the seller for the offence of selling alcohol to an under- age person under Section 146 (1) of the Licensing Act 2003.

CCTV was requested from 1745 - 18.00 hours to be downloaded and given to me at the Licensing meeting that is to be arranged to discuss this sale.

As we entered the premise I observed a male who had put his money, including a £5.00 note and some change on the counter. As soon as Arandeep saw us all come into the shop, he then began to try to get the male to leave, saying he didn't have any. I found this behaviour quite strange and before we left the premises I asked Arandeep what the man had wanted to buy. Arandeep said some Nurofen which he didn't have.

Whilst we were leaving the shop, Sergeant Basra observed male customers trying to purchase single cans of alcohol. I believe that due to us being on the premise and in particular the Sergeant watching, Arandeep did not sell the single cans. As we left the shop, a man became very aggressive with the Licensing officer from the Council and Sergeant Basra had to take the male to one side to speak to him.

As we walked away from the shop there were a lot of men loitering and hanging around the outside of the shop. We do have concerns around this shop.

Gen40 dated 18/10/2018 and MG11 from Sergeant Basra refers

23/10/2018

Appointment letter sent to Arandeep Padda from Debie Pearmain, Police Licensing Officer, inviting him to a Licensing meeting to discuss the failed test purchase on the 18/10/2018. Meeting arranged for Wednesday 14th November 2018

Appointment letter dated 23/10/2018 refers

14/11/2018 at 1.30pm

Pre-arranged meeting with Arandeep Padda held at Windsor Police Station. Mr Arandeep Padda, Premise Licence Holder & DPS, PC Fry, Neighbourhood Officer, Rachael Rumney, Senior Licensing Officer and Debie Pearmain, Police Licensing Officer in attendance.

Meeting arranged to discuss the recent failed test purchase on Thursday 18th October 2018. Alcohol was sold to two under- age girls with no ID being requested or age asked. The sale was made by the DPS, Mr Arandeep Padda. The Gen40 of the incident was read out by Debie Pearmain. Arandeep was informed that Trading Standards would be taking their own action against him and that Trading Standards would be in contact with him.

Arandeep was given the opportunity to respond back to what had happened. He informed us that he had not sold the alcohol on purpose and didn't do it intentionally. It was a lack of concentration on the day. He informed us that he does reject people quite often for alcohol and cigarettes. He also said he was sorry that it had happened. He informed us that he had refused someone the day before. He also said it was not something that happens regularly at all. Arandeep also said that the man mentioned in my report was wanting to buy red Nurofen and he did not have any. He also said that groups do stand outside the shop with soft drinks and he doesn't encourage them to intentionally stand outside and drink. He also asked us to clarify about him selling single cans. He was informed that there is no condition on the licence which states that he is unable to do this, but by doing this, it does encourage street drinking, which is adding to the anti-social behaviour in Chalvey. Arandeep was also informed that he had committed an offence by selling alcohol to under age children.

I also reminded Arandeep that I had been in the shop several weeks before the test purchase date and informed him that Thames Valley Police had received information of under- age sales of cigarettes and alcohol. We were also informed that staff were giving the customers plastic cups for them to drink their alcohol from. Arandeep had informed me at the time of the visit that he had been giving out the plastic cups, but he would not do it anymore.

The Refusals Register was checked during the meeting by Rachael Rumney and it was noted that there were no entries made between 13/08/18 - 17/10/18.

Arandeep was also informed that he has a condition on the licence stating that two members of staff have to be on the premises from 6.00pm until close. When we left the premises at 6.10pm there was no second staff member seen. Arandeep informed us that the staff member came soon after we had gone.

I then informed Arandeep that he was being issued with a Police Warning. Warning letter was then read out. Arandeep was then informed that I on behalf of Thames Valley Police, would be applying to review the Premises Licence under the Crime and Disorder and Protection of Children from Harm Licensing Objectives being undermined.

Arandeep was surprised that this action was being taken and it was explained to him that the Premise Licence is already heavily conditioned and that he as the DPS, had made the sale, which is extremely concerning.

Rachael Rumney explained the review process to Arandeep.

Gen40 and Police Warning Letter dated 14/11/2018 refers

You can see from the above reports that we have tried to work with the current Premise Licence Holder and Designated Premise Supervisor, Mr Arandeep Padda. It is the view of Thames Valley Police that nothing will change with the current owner being the Designated Premise Supervisor and having him named as the DPS is very concerning to the Police. The DPS must take full responsibility and be showing due diligence as far as possible to ensure that the Licensing Objectives are not being undermined and age restricted products are not being sold to under age children.

Due to the evidence outlined above Thames Valley Police are requesting a suspension of the Premises Licence until such time that the following conditions can be implemented and checked by the Thames Valley Police licensing officer and Slough Borough Council Senior Licensing Officer.

- Removal of Araneep Padda as the DPS
- Only multi-packs as produced by the manufacturers , of alcohol to be sold
- The licensing sub committee to issue a 'Yellow Card' to the licensed premises as a warning that if a further review is required and matters have not improved the premises licence may be revoked. A 'Yellow Card' will be clearly and visibly displayed at the Premises for a period of 12 months detailing the imposition of new conditions and that this warning has been given.

Sergeant Basra and Sergeant Barkham will attend the hearing, to support the review of this licence.

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

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

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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

30th November 2018

Capacity

Police Licensing 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 which we shall use to correspond with you about this application