



North Tyneside Council

Licensing Sub Committee

8 November 2019

Friday, 15 November 2019 0.01 Chamber - Quadrant, The Silverlink North, Cobalt Business Park, North Tyneside, NE27 0BY **commencing at 10.00 am.**

Agenda Item

Page

1. **Appointment of Chair**

The Sub-Committee to appoint a Chair for this meeting.

2. **Declarations of Interest and Dispensations**

You are invited to declare any registerable and/or non-registerable interests in matters appearing on the agenda, and the nature of that interest.

You are also invited to disclose any dispensations in relation to any registerable and/or non-registerable interests that have been granted to you in respect of any matters appearing on the agenda.

You are also requested to complete the Declarations of Interests card available at the meeting and return it to the Democratic Services Officer before leaving the meeting.

3. **Procedure for Licensing Act Hearings**

3 - 8

Procedure for hearing a review of a Premises Licence.

4. **Shields Off Licence, 11A Saville Street West, North Shields**

9 - 36

To review a Premises Licence.

Circulation overleaf ...

Members of the public are entitled to attend this meeting and receive information about it. North Tyneside Council wants to make it easier for you to get hold of the information you need. We are able to provide our documents in alternative formats including Braille, audiotape, large print and alternative languages.

Members of the Licensing Sub Committee

Councillor Linda Darke
Councillor Tommy Mulvenna

Councillor John O'Shea

LICENSING ACT 2003

NORTH TYNESIDE COUNCIL

PROCEDURE FOR HEARING OF AN APPLICATION FOR REVIEW BEFORE THE LICENSING SUB-COMMITTEE (“the Committee”)

The four licensing objectives, as set out in the Licensing Act 2003, are:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm.

Each application that comes before this Committee will be treated on its own merits, and this Licensing Authority will take its decision based upon:

- The merits of the Application
- The promotion of the four licensing objectives
- The statement of Licensing Policy of North Tyneside Council
- The guidance issued by the Secretary of State for Culture, Media and Sport on under Section 182 of the Licensing Act 2003.

The Procedure of the Committee is as follows:-

1. The Chair will open the hearing and will ask all persons present at the hearing to identify themselves. The Chair or Legal Adviser will then explain the procedure to be followed at the hearing.
2. The Committee will then consider any request made by a party under regulation 8(2) of the Licensing Act 2003 (Hearings) Regulations 2005 for permission for a person to attend as a witness on his/her behalf.
3. The Licensing Officer will present a report to the Committee outlining the application, any relevant representations and the relevant sections of the Council’s Statement of Licensing Policy and the statutory guidance.
4. Clarification on any aspect of the report may be sought by:
 - a) Members of the Committee
 - b) the Applicant
 - c) Responsible Authorities
 - d) Other Persons
 - e) Licence/Certificate Holder.
5. The Applicant will be invited to address the Committee about the application for review, indicating why they consider the issues they have raised to be relevant to one or more of the licensing objectives and sufficient to warrant a review of the premises licence/certificate.

6. If an Applicant has obtained prior permission to call a particular witness, then they may call that witness.
7. Relevant questions of the Applicant may be asked by:
 - a) Members of the Committee
 - b) Responsible Authorities
 - c) Other Persons
 - d) Licence/Certificate Holder.
8. Responsible Authorities will be invited to address the Committee, indicating why they consider the issues raised to be relevant to one or more of the licensing objectives and sufficient to support the application for a review of the premises licence/certificate. If a Responsible Authority has obtained prior permission to call a particular witness, then they may call that witness.
11. Relevant questions of the Responsible Authority may be asked by:
 - a) Members of the Committee
 - b) Applicant
 - c) Other Responsible Authorities
 - d) Other Persons
 - e) Licence/Certificate Holder.
12. Each of the Other Persons who have made representations will be invited to address the Committee about the application, indicating why they consider the issues raised to be relevant to one or more of the licensing objectives and sufficient to support the application for a review of the premises licence/certificate.
13. If any of the Other Persons have obtained prior permission to call a particular witness, then they may call that witness.

Note: In order to avoid repetition and to expedite proceedings at the hearing, objectors within the same group of Other Persons are encouraged to appoint an agreed spokesperson to address the Committee.

14. Relevant questions of the Other Person may be asked by:
 - a) Members of the Committee
 - b) Applicant
 - c) Responsible Authorities
 - d) Other Persons
 - e) Licence/Certificate Holder.

15. The Licence/Certificate Holder or their representative will be invited to address the Committee.
16. If the Licence/Certificate Holder has obtained prior permission to call a particular witness, then they may call that witness.
17. Relevant questions of the Licence/Certificate Holder may be asked by:
 - a) Members of the Committee
 - b) Applicant
 - c) Responsible Authorities
 - d) Other Persons
18. The Chair will invite each party to make a brief closing statement. Parties should ideally take no longer than 10 minutes to make their closing statement. Parties will be invited to sum up in the following order:
 - a) Applicant
 - b) Responsible Authorities
 - c) Other Persons
 - d) Licence/Certificate Holder.
20. The Chair will ask all parties if they are satisfied that they have said all they wish to.
21. The Committee will retire in private to consider the application and make its determination. The Legal Adviser will be present to ensure that all matters of law, evidence and procedure are adhered to appropriately but will not take part in the decision.
- 22.1 In considering any representations or a notice made by any party, the Committee may take into account documentary or other information produced by a party in support of their application, representations or notice (as the case may be) either before the hearing or, with the consent of all the other parties, at the hearing.
- 22.2 The Committee shall disregard any information given by a party or by any person to whom permission to appear at the hearing is given by the Committee, which is not relevant to:
 - (i) their application, representations or a notice (as the case may be) or, in the case of another person, the application, representations or notice of the party requesting their attendance; and
 - (ii) the promotion of the licensing objectives or, in relation to a hearing to consider a notice given by a chief officer of police, the prevention of crime and disorder licensing objective.

NB Parties are reminded that any documentary or other information or evidence they wish to produce in support of their application or representation must have been disclosed to all parties prior to the hearing taking place. **Late representations, documents or evidence will only be considered with the agreement of all parties present.**

23. The parties to be advised of the Committee's decision, including reasons for the decision and the decision will be followed up in writing in accordance with statutory requirements. The decision letter will include the reasons for the decision, and any conditions placed upon the licence and the licensing objective(s) they relate to. The notification of decision will include information on a party's right to appeal against the Committee's decision.

General Matters

1. Expectations on parties

(a) The Licensing Authority expects all parties to a hearing to endeavour to address any issues openly and to work towards an amicable resolution, if at all possible, prior to the hearing taking place.

(b) All parties will be expected to:

- (i) demonstrate which of the four licensing objectives are addressed in relation to each of the issues they wish to raise at the hearing;
- (ii) draw to the Committee's attention any relevant aspects of the National Guidance or local Statement of Licensing Policy which they also consider are particularly relevant to the Committee's consideration of the issues the party(ies) has/have raised.

2. Agreement that a hearing is unnecessary

A Licensing Authority can dispense with holding a hearing if all persons concerned (Applicants and parties raising a representation) give notice to the Licensing Authority prior to the hearing date that they consider it unnecessary.

Where all such persons have given such notice, and the Licensing Authority agrees that a hearing is unnecessary, the Licensing Authority will give notice to the parties that the hearing has been dispensed with.

3. Failure of parties to attend

The hearing may proceed in the absence of any party who has informed the Licensing Authority that they do not intend to attend or be represented at the hearing.

If a party fails to attend or be represented at a hearing without notifying the Licensing Authority, the Committee may adjourn the hearing to a specific date if it considers it to be in the public interest to do so, or alternatively may proceed with the hearing in the party's absence. In the interests of the other parties, costs and efficiency, hearings will generally proceed notwithstanding the absence of any party (including the Applicant).

Where it is decided to proceed in a party's absence, all notices and representations received from the absent party will be considered by the Committee.

If, in exceptional circumstances, a decision is made to adjourn a hearing, all parties will be advised of the date, time and venue to which the hearing has been adjourned.

4. **Questioning of parties**

The Licensing Authority will generally allow all parties to ask questions of another party present, but this decision will be taken on a case by case basis and in some exceptional circumstances (a reason will be given) questioning may be prohibited.

5. **Further clarification**

When addressing the Committee each party shall respond specifically to any points of which it received notice (with the Notice of Hearing) upon which the Committee was seeking clarification.

6. **Questioning by Legal Adviser**

The Legal Adviser to the Committee may ask questions on behalf of, or in addition to, the Committee Members themselves.

7. **Hearsay evidence**

Hearsay evidence will be admissible provided that it is relevant. The weight to be attributed to hearsay evidence will be a matter for the Committee.

8. **Persons behaving in a disruptive manner**

The Committee has the right to exclude any person disrupting the hearing, at their discretion. The Committee can refuse to allow that person to return or, alternatively, may permit him/her to return on such conditions as the Committee may decide. Any person required to leave the hearing may, before the end of the hearing, submit to the Committee in writing any information which they would have been entitled to give orally had they not been required to leave.

9. **No decision-making by Ward Members**

A Member of the Licensing Committee shall not be entitled to participate in any decision-making in relation to any licensing application concerning premises in the Ward for which he/she serves as Councillor.

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REPORT

**Meeting/
Decision
Maker(s)** Licensing Sub-Committee

Date: 15th November 2019

Report by: Stephanie Graham
Senior Licensing Officer
Licensing Section
☎ 643 6969

**Contact
Officer(s):** Stephanie Graham
Senior Licensing Officer
Licensing Section
☎ 643 6969

**Title of
Report:** Licensing Act 2003 Application
Shields Off Licence
11A Saville Street West
North Shields
NE29 6QU

Ward(s): Riverside

1.0 Summary / Purpose of Report

1.1 Licensing Sub-Committee

The Licensing Act 2003 provides that, where an application has been received in respect of the review of a premise licence, a hearing must be held to consider it. Sub-Committees have been established in accordance with provisions of the Act for the purpose of hearing such applications.

1.2 The Sub-Committee is asked to consider and determine an application from The Chief Officer of Police for the review of a Premises Licence for Shields Off Licence held by Mr Ranjith Ratnasingham.

1.3 The applicant has been invited to attend the meeting to put forward their case in support of the review application. The premises licence holder has also been invited to attend the meeting.

1.4 Representations from Responsible Authorities and Other Parties

The applicant for a review is required to forward copies of the application to Local Planning Authority, Environmental Health Authority, Health and Safety Enforcement Agency, Licensing Authority, The Local Weights and Measures Authority, Director of Public Health, Fire Authority, the Local Safeguarding Children Board and Home Office Immigration Department with a view to any of these Responsible Authorities making a supporting representation if deemed appropriate.

In addition, the application has been advertised by the Licensing Authority at the premises, the main offices of the Council and on the Council website as prescribed.

1.5 Authority to make decisions

In relation to an application for the review of a premise licence the Licensing Sub-Committee can, under the Licensing Act 2003:

- Modify the conditions on the licence
- Exclude a licensable activity from the scope of the licence
- Remove the Designated Premises Supervisor
- Suspend the licence for a period of not more than three months
- Revoke the licence

Once the Sub-Committee has reached a decision, the decision and reasons for the decisions must be given in accordance with the Licensing Act 2003 and the Licensing Act 2003 (Hearings) Regulations 2005.

2.0 Background

This report relates to an application by the Chief Officer of Police for the review of a premise licence for Shields Off Licence Store held by Mr Ratnasingham.

The application for review and supporting information are attached at **Appendix 1**, plan of the premises is attached at **Appendix 2** and a map of the area is attached at **Appendix 3**. The current premise licence is attached at **Appendix 4**.

2.1 **The Application for the Review of a Premise Licence under Section 51 of The Licensing Act 2003**

The Application for the review of the premise licence is made pursuant to Section 51 of the Licensing Act 2003 and the relevant Section of the Act dealing with the determination of such an Application is contained in Section 52 of the Act. The grounds for the review are the prevention of crime and disorder.

2.2 The current premise licence in respect of Shields Off Licence Store allows the following:

1. To permit the premises to **Supply Alcohol** (off the premises)

- Monday to Saturday from 06.00 to 23.00
- Sunday from 06.00 to 22.30

2. The opening hours of the premises are

- Every Day from 06.00 to 23.00

3.0 The Representations

The Authority have not received any supporting representations from any other Responsible Authorities or Other Persons.

4.0 The Parties

The Parties to the hearing will be:

1. The Applicant – The Chief Officer of Police
2. Premise Licence Holder

5.0 For consideration

The areas for consideration by the Licensing Sub-Committee are:

- Application for the review of a premise licence for Prudhoe Off-Licence Store held by Mr Ranjith Ratnasingham.

6.0 The North Tyneside Council Statement of Licensing Policy

The Sub-Committee's attention is drawn to the relevant part of the Policy, Sections 10.1 – 10.5 Crime and Disorder.

7.0 The Revised Guidance issued under Section 182 Licensing Act 2003

The Sub-Committee's attention is drawn to the relevant parts of the Revised Guidance issued under S182 Licensing Act 2003 - Chapter 11 Reviews, Chapter 2 Licensing Objectives.

8.0 For Decision

The Sub-Committee is asked to determine the applications in whatever way it sees fit.

9.0 Associated Papers

Appendix 1 – The application for the Review of a Premise Licence together with supporting information.

Appendix 2 – Plan

Appendix 3 – Map

Appendix 4 – Current Premise Licence

10.0 Background Information

The following background papers have been used in the compilation of this Report and are available for inspection at the offices of the authors of the Report:

North Tyneside Council Statement of Licensing Policy

The Licensing Act 2003 and Regulations

Revised Guidance issued under Section 182 of the Licensing Act 2003 from the Home Office

Delegation Scheme – Licensing Committee 7 February 2005

APPENDIX 1

North Tyneside Council

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 Chief officer for the Police

(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 Shields off Licence, 11A Saville Street West,	
Post town North Shields	Post code (if known) NE29 6QU

Name of premises licence holder or club holding club premises certificate (if known) MR Ranjith Ratnasingham
--

Number of premises licence or club premises certificate (if known) OOCK/19/0606

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) | <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)

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 Chief Inspector Bosson 7081 North Tyneside Area Command Middle Engine Lane Wallsend NE28 9NT
Telephone number (if any) 101
E-mail address (optional) @northumbria.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)

Northumbria Police request a review of the premises licence on the grounds of Crime and Disorder.

Shields off licence are situated on a busy road close to the town centre of North Shields. Within a short walk are public houses/Social Clubs, other off licences and fast food takeaways.

Northumbria Police are concerned about the operation of the premises and in particular believe that the management and method of operation of the premises has compromised the following licensing objectives:-

- 1) The prevention of crime and disorder

On the afternoon of Tuesday 20th August 2019 officers received intelligence that a known shoplifter had attended Shields Off Licence and sold a quantity of chocolate, stolen from the town centre earlier the same day. A CSO attended the store and staff initially claimed they were unable to operate the CCTV system. Officers attended the store and spoke with the licensee, Ranjith Ratnasingam who was working behind the counter.

When challenged, Ratnasingam admitted purchasing items including chocolate and washing detergent from an unknown male and showed us CCTV from the store, which showed him handing the male £7 for a quantity of chocolate and washing detergent, after negotiating a price with the seller. Officers viewed CCTV from the store which shows the transaction take place and Ratnasingam putting the stolen stock into the store room.

Ratnasingam was contemporaneously interviewed in store and admitted purchasing goods for discounted prices on several occasions, claiming he was aware they were stolen. He claimed that he purchased the stolen property to sell in store as they were cheap and he could make a profit on them.

During a consensual search of the premises Officers recovered a large quantity of stolen goods from the stock roof, shelves and behind the counter. Ratnasingam was reported for the offence of handling stolen goods.

The items recovered were;

- Chocolate bars.
- Coffee.
- Spirits, some with their security tags still attached.
- Washing detergent.

The items were recovered from the store room, from the shelves inside the shop and from behind the counter; a photograph of the items recovered is attached. An email from the officer is attached to this review document. Mr Kirkpatrick Licensing officer for the Police has sent an email to London Borough of Hillingdon, Licensing Authority to inform them of the admissions of Mr Ratnasingam as this is a relevant offence.

May I request the committee to have regard for section 11.24 of the guidance issued under section 182 (April 2018) of the Licensing Act 2003, A number of reviews may arise in connection with crime that is not directly connected with licensable activities for example the sale of contraband or stolen goods. The licensing authority's role when determining such a review is not therefore to establish guilt or innocence of any individual but to ensure that the crime prevention objective is promoted

As Mr Ratnasingam is the DPS and Premises Licence Holder of Shields Off Licence 11A, Saville Street, the removal of him as the DPS may not resolve this matter.

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

Please tick yes

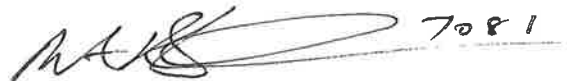
- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

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

 7081

Date

28/08/19

Capacity Chief Inspector

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

Mr N Kirkpatrick
Licensing Officer
Northern Area Command
Middle Lane

Post town

Wallsend

Post Code

NE28 9NT

Telephone number (if any) 101 Ext 45332

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) neil.kirkpatrick.5588@northumbria.pnn.police.uk

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.

Neil Kirkpatrick 5588

From: [REDACTED] Dawson 1432
Sent: 23 August 2019 16:07
To: Neil Kirkpatrick 5588
Subject: Shields Off Licence

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Blue Category, Red Category

Neil,

As discussed. On the afternoon of Tuesday 20th August 2019 we received intelligence that a known shoplifter had attended Shields Off Licence and sold a quantity of chocolate, stolen from the town centre earlier the same day. A CSO attended the store and staff initially claimed they were unable to operate the CCTV system. Myself and Pc 1074 Rule attended the store and spoke with the licensee, Ranjith Ratnasingam who was working behind the counter.

When challenged Ratnasingam admitted purchasing items including chocolate and washing detergent from an unknown male and showed us CCTV from the store which showed him handing the male £7 for a quantity of chocolate and washing detergent after negotiating a price with the seller. We viewed CCTV from the store which shows the transaction take place and Ratnasingam putting the stolen stock into the store room.

Ratnasingam was contemporaneously interviewed in store and admitted purchasing goods for discounted prices on several occasions claiming he was aware they were stolen. He claimed that he purchased the stolen property to sell in store as they were cheap and he could make a profit on them.







During a consensual search of the premises we recovered a large quantity of stolen goods from the stock room, shelves and behind the counter. These included coffee, chocolate, spirits (some with security tags still attached) and washing detergent. Ratnasingam was reported for the offence of handling stolen goods and arrangements made for follow up visits to be conducted to enforce the premises licence conditions.

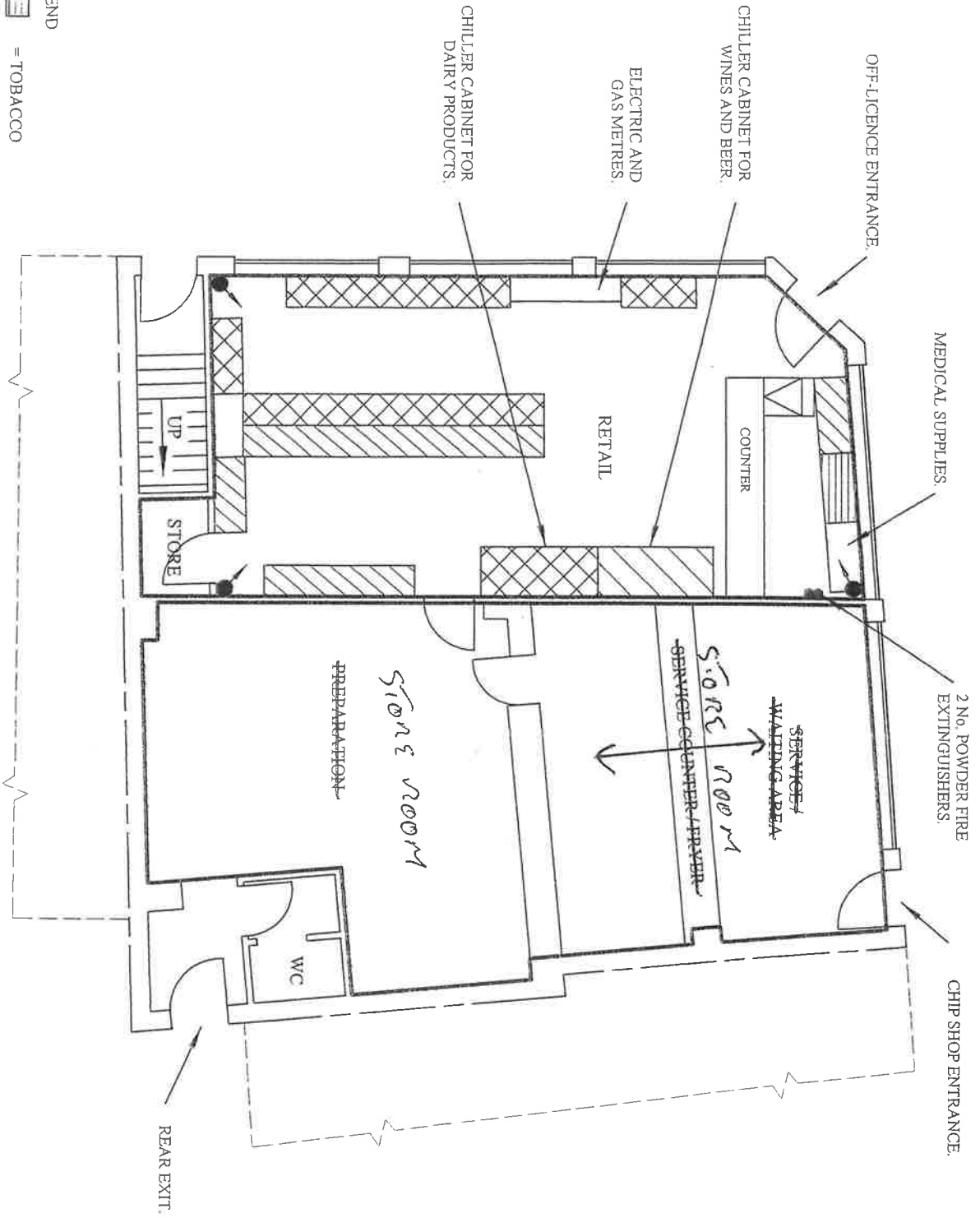
[REDACTED] Dawson 1432
Constable Neighbourhood Beat Manager
Northern

[REDACTED]
www.northumbria.police.uk

'Northumbria Police will be outstanding in the service we provide'

'We will do this through protecting the Vulnerable, delivering quality Investigations and applying Problem solving to everything we do to protect the communities we serve.'

- LEGEND
-  = TOBACCO
 -  = ALCOHOL
 -  = GENERAL GROCERIES
 -  = FISH & CHIP AREA
 -  = OFF-LICENCE AREA
 -  = CCTV CAMERAS & DIRECTION



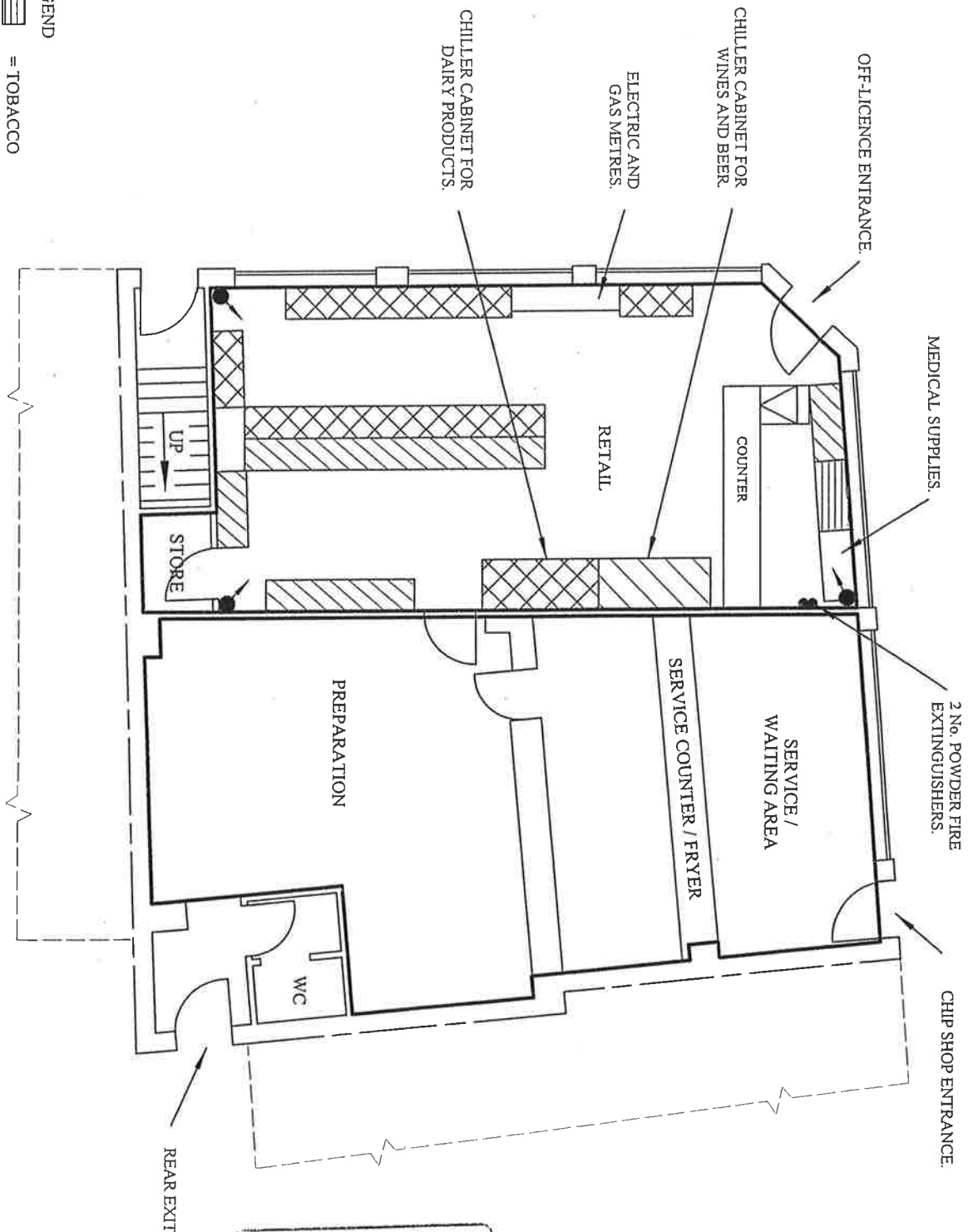
DRAWING No. AD-09-140
 CLIENT: MR JARNAIL SINGH PANDAL
 ADDRESS: 11A SAVILLE STREET, NORTH SHIELDS, TYNE & WEAR, NE29 6QN
 TITLE: PREMISES LAYOUT







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APPENDIX 2



- LEGEND**
-  = TOBACCO
 -  = ALCOHOL
 -  = GENERAL GROCERIES
 -  = FISH & CHIP AREA
 -  = OFF-LICENCE AREA
 -  = CCTV CAMERAS & DIRECTION


NORTH TYNESIDE COUNCIL
 LICENSING SECTION
 07. April 2010
APPROVED

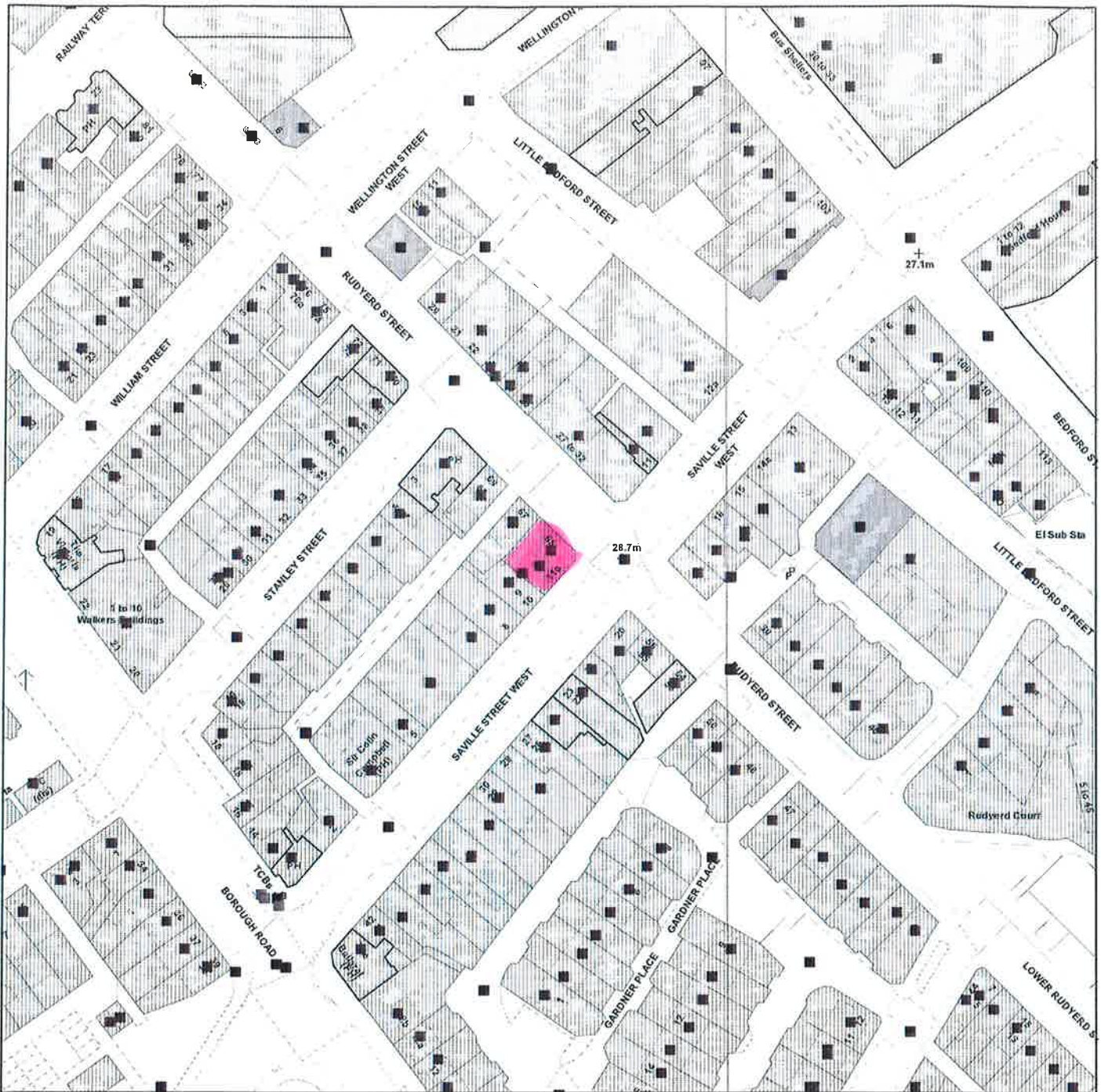
DRAWING No. AD-09-140	
CLIENT: MR JARNAIL SINGH PANDAL	
ADDRESS: 11A SAVILLE STREET, NORTH SHIELDS, TYNE & WEAR, NE29 6QN	
TITLE: PREMISES LAYOUT	
<small>FOR DRAWINGS TEL:- 0191 4201980 or 07970670053</small>	
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Shields Off Licence

11A Saville Street, North Shields



North Tyneside Council



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Organisation	North Tyneside Council
Department	North Tyneside Council
Comments	Off Licence
SLA Number	100017901

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APPENDIX 4



North Tyneside Council

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PREMISES LICENCE

Schedule 12 – Part A

Premises Licence number: 00CK/19/0606

Part 1 - Premises details

Postal address of premises:

Shields Off Licence

11A Saville Street West
North Shields
Tyne And Wear
NE29 6QU

Licensable activities authorised by the licence:

Supply of Alcohol

The times the licence authorises the carrying out of licensable activities:

Supply of Alcohol: Monday to Saturday **From:**06:00 **Until:**23:00 and Sunday **From:**06:00 **Until:**22:30

The opening hours of the premises:

Every Day:**From:**06:00 **Until:**23.00

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies:

Off Licence

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:

Ranjith Ratnasingham,

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 the supply of alcohol:

Ranjith Ratnasingham

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol:

LBHIL, London Borough of Hillingdon

Annex 1 - Mandatory conditions

1. No supply of alcohol may be made under this premises licence:-

- (a) at a time when there is no designated premises supervisor in respect of the premises licence or**
- (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.**

2. Every supply of alcohol under this premises licence must be made or authorised by a person who holds a personal licence.

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 - with effect from 1st October 2010 as amended on 1st October 2014

1.(1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premise licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3)The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -

- (a) a holographic mark, or**
- (b) an ultraviolet feature.**

The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014 with effect from 28th May 2014

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1—

(a)"duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b)"permitted price" is the price found by applying the formula—

$$P=D + (D \times V)$$

where—

(i)

P is the permitted price,

(ii)

D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii)

V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c)

"relevant person" means, in relation to premises in respect of which there is in force a premises licence—

(i)

the holder of the premises licence,

(ii)
the designated premises supervisor (if any) in respect of such a licence, or

(iii)
the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d)
"relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e)
"valued added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 - Conditions consistent with the operating schedule

- 1. CCTV conforming to a minimum police standard will be in operation and good working order at all times that the premises are being used for licensable activities: -**
 - . Ensure coverage of all public entrances, exits to the licensed premises**
 - . Providing continuous recording facilities for each camera to a good standard of clarity and each positioned to the satisfaction of Northumbria Police**
 - . Recordings shall be retained (on tape or otherwise) for a period of 28 days and be available at the request of the Police or Licensing Authority**

- 2. The premise supervisor will ensure all staff are trained and regularly reminded of their responsibilities in relation to the Licensing Law to ensure the detection and prevention of under age sales.**

- 3. The premise supervisor will ensure that all staff are trained in the importance of their responsibilities in ensuring that customers wishing to purchase alcohol are over 18 years of age, and that anyone who appears to be under 21 years of age and is attempting to purchase alcohol must be required to produce satisfactory photographic proof of age, which may include a passport, driving licence or 'pass' card.**

Annex 3 - Conditions attached after a hearing by the licensing authority

Annex 4 - Plans

See attached