

Appendix B



Leicestershire
Constabulary

The Licensing Section
Mansfield House
74 Belgrave Gate
Leicester
LE1 3GG

Tel: 0116 222 2222

Please ask for Sergeant 567 Sean Moore, Licensing Department.
Ext. No. 4330
E-mail address: sean.moore@leicestershire.pnn.police.uk

Mr V N Patel,
Mayfield News,
23 Mayfield Road,
Leicester LE2 1LR

17th September 2009



Dear Sir,

Licensing Act 2003 – Police application to review premises licence at Mayfield News.

I write in my capacity as licensing officer for the Leicestershire Constabulary.

I enclose a copy of our application as above, which I trust is self-explanatory.

Leicester City Council Licensing will be contacting you regarding this matter in the near future.

If you have any queries regarding this, or any other licensing matters please do not hesitate to contact me.

Yours faithfully,

Sean Moore PS567

Copy to:

Licensing Authority,
Leicester City Council,
Environment and Development,
Block A, New walk Centre,
Welford Place,
Leicester LE1 6ZG

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 Sean Moore Ps567

(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 Mayfield News, 23 Mayfield Road,	
Post town Leicester	Post code (if known) LE2 1LR
Name of premises licence holder or club holding club premises certificate (if known) Vijay Narendrabhai Patel	
Number of premises licence or club premises certificate (if known) LEIPRM0051	

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 | <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)

(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 PS567 Sean Moore, Leicestershire Constabulary Licensing Department, Mansfield House, 74 Belgrave Gate, Leicester LE1 3GG
Telephone number (if any) 0116 222 2222 Ext 4330
E-mail address (optional) sean.moore@leicestershire.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 | <input checked="" type="checkbox"/> |
| 2) public safety | <input 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)

1. Mr Patel has been the premises licence holder and designated premises supervisor (DPS) at Mayfield News since the Licensing Act 2003 came into force. He obtained his personal licence under "grandfather" rights.

2. My records show that on the 8th February 2009 PCSO Ken Huddart delivered a Challenge 21 pack to Mr Patel.

3. On the 23rd July 2009 police conducted a test purchase operation at the premises and the DPS sold a bottle of WKD Blue (an alcoholic drink) to the 15 year old female test purchaser. He was subsequently issued with an £80 fixed penalty ticket.

4. On the 27th August 2009 police conducted a further test purchase operation at the premises and a female member of staff, believed to be the mother of the DPS, sold a bottle of WKD Blue (an alcoholic drink) to the 15 year old test purchaser. She was subsequently issued with an £80 fixed penalty ticket.

5. Whilst not wishing to fetter the Committee's discretion we ask that the following steps be considered in order to address this problem:

(a) The premises licence be suspended as described in para 11.21 of the Guidance issued under Section 182 of the Act. (See R v Worksop Magistrates' Court).

(b) A condition that the licensee will ensure that CCTV is installed following advice from the Leicestershire Constabulary Crime Reduction Officer and maintained in accordance with the Information Commissioner's CCTV Code of Practice be added to the licence. (Where CCTV is already in use this will amount to a survey and

recommendations from the Crime Reduction Officer. This can prevent as well as detect crime.)

(c) A condition be added that the licensee will adopt the Challenge 21 policy and provide adequate, documented training for staff (paid or unpaid) before they are allowed to serve alcohol. This training will be repeated every three months, in order to retain focus, and records of that training will be provided to Council licensing officers and police on request.

(d) A condition be added that the current Designated Premises Supervisor will obtain a recognised qualification for Designated Premises Supervisors. These courses focus on the role and responsibilities of the DPS above and beyond the syllabus for the level 2 National Certificate for Personal Licence Holders. The Licence holder must provide the licensing authority with sight of the certificate within the next 3 months.

(e) A condition be added that no alcohol will be sold unless the container bears a label identifying the store from which it was sold. (This will assist the responsible authorities in identifying the source of recovered alcohol and containers.)

This condition is one of those suggested in the recent letter sent to all licensing authorities by Gerry Sutcliffe, the Licensing Minister at the DCMS.

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

--	--	--	--	--	--	--	--	--	--

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

Sean Moore PS567

Date

17th September 2009

Capacity 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.