

NORTHAMPTON BOROUGH COUNCIL

LICENSING AUTHORITY

NOTICE OF HEARING

A Meeting of the Licensing Sub-Committee will be held on

Monday, 25 February 2013 at 11:00 am

In The Jeffrey Room, St. Giles Square, Northampton, NN1 1DE.
The Guildhall, Northampton
to hear the relevant representations and notices raised in respect of

**Review:
Booze N Stuff
15 St Leonards Road
Northampton
NN4 8DL**

PROCEDURES FOR LICENSING SUB-COMMITTEE HEARING

- **Welcome** – Chairman welcomes the Applicant, Representors, Responsible Authorities and Interested Parties and introduces members of the sub-committee (+ other officers e.g. Solicitor, Licensing Officer, Meetings Services clerk etc).
- **Reason for Hearing** – to be outlined by the **Licensing Officer** or the **Chair**.
- **Format of the hearing** – an explanation of the format of the proceedings:
 1. **Applicant** (or his/her representative) will address the sub-committee first and put their case.
 2. **The Chair** leads an examination of the **Applicant's case**. First, the panel may ask questions and then the Chair invites Responsible and Interested Parties to participate. Questions may only relate to the points made by the applicant.
 3. **The Representors** (and responsible and Interested Parties) then state their case.
 4. **The Chair** leads an examination of the **Representor's case**.

Each party will be given an equal maximum period of time in which to present their case and may, if given permission by the Chair, question any other party.

- **Summing Up**
 - By the Representors
 - By the Applicant
- **Sub-committee retires** – and may call for the Solicitor for advice if required.
- **Sub-Committee deliver their decision and reasons for their decision at the conclusion of the meeting IF:**
 1. Application for conversion of existing licence
 2. Application for conversion of existing club certificate
 3. Application by holder of justices' licence for grant of personal licence
 4. Application for conversion and variation of premises licence (including variation of DPS)
 5. Application for conversion and variation of club premises certificate
 6. Counter notice following police objection to temporary event notice
 7. Review of Premises Licence following Closure Order

In all other cases, the Sub-committee delivers its decision and reasons for its decision within five working days beginning with the day on which the hearing was held.

Agenda Item 1

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 Constable 113 D.Bryan

(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

Booze 'n' Stuff,
15, St Leonards Road,
Far Cotton

Post town Northampton

Post code (if known) NN4 8DL

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

Ali Rahman ABDULLAHI

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

PLO378

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

b) a body representing persons living in the vicinity of the premises

c) a person involved in business in the vicinity of the premises

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

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 Constable 113 David Bryan Campbell Square Police Station The Upper Mounts Northampton NN1 3EL
Telephone number (if any) 03000 111 222
E-mail address (optional) david.bryan@northants.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)

I act on behalf of the Chief Officer of Police for Northamptonshire Mr Lee and I call for a Review of the Premises Licence for Booze 'n' Stuff, Northampton. The grounds for the Review are under the Licensing Objectives of The Prevention of Crime and Disorder and The Protection of Children from Harm. On the 22nd of June 2012 Northamptonshire Police conducted a Test Purchase operation at the premises and the two Test Purchasers were sold alcohol, one was 15 years old and the other 16 years old. Two bottles of Cider ABV 4% were sold the seller Mr Amin an employee was issued with a Penalty Notice for Disorder (£80.00) for the offence of Section 146 of the Licensing Act 2003 selling alcohol to a minor. On the 18th of August 2012 Northamptonshire Police conducted another Test Purchase operation at the premises and alcohol was sold to the two Test Purchase operatives, both were 16 years old. Two bottles of WKD Blue ABV 4% was sold. The seller Mr Abdullahi who was also the Premises Licence Holder was invited to Campbell Square Police Station at a later date to be formally P.A.C.E. interviewed about the sale. Mr Abdullahi on interview admitted the offence of section 146 of the Licenising Act 2003 selling alcohol to a minor and was Cautioned for the offence. In addition to this Mr Abdullahi accepted a section 169A Closure Notice for Persistently Selling Alcohol to Children rather than being reported for the offence of 147A of the Licensing Act 2003 and going to court. The Closure Notice was served on the 10th of October 2012 the time and dates of the closure were 12 noon on the 26th of October 2012 to 12 noon on the 9th of November 2012. Northamptonshire Police have waited until this time to submit the Review papers as Northamptonshire Police ran an operation to reduce alcohol fuelled violence over the December period and should the premises have come to our attention during this period Northamptonshire Police would have added any additional information to these Review papers, I can state there were no further matters to add.

Northamptonshire Police have concerns in relation to this premises as during the interview of Mr Abdullahi did not know the full name of his Designated Premises Supervisor and could only state that the Designated Premises Supervisor ran a business in Peterborough. He did state that the DPS did visit his store from time to time however this is hard to prove or disprove. Clearly the day to day running of the premises is done by Mr Abdullahi he was present at both of the underage sales and whenever I have visited the premises. Mr Abdullahi has very little knowledge of the Licensing Act 2003 and his responsibilities in relation to the act in my opinion. Northamptonshire are of the belief that to uphold the Licensing Objectives the following should be considered by the Licensing Sub Committee.

Mr Abdullahi should take a course for Personal Licence Holders and obtain a Personal Licence.

Mr Abdullahi should then vary the Premises Licence to make himself the Designated Premises Supervisor, as he is day to day control of the business.

Mr Abdullahi should also take a course in respect of being the Designated Premises Supervisor, the BII (British Institute of Innkeepers) have a National certificate in respect of this qualification, for clarity I am not promoting the BII there are other institutions that run this course I am just aware the BII do this course as I have sat this course myself.

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

None

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

Date

Capacity Northamptonshire Police 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.

Licensing Act 2003
Premises Licence

PL0378

LOCAL AUTHORITY



Licensing Section
 The Guildhall
 St Giles Square
 NORTHAMPTON
 NN1 1DE

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

Booze N Stuff

15 St Leonards Road, Far Cotton, Northampton, NN4 8DL.

Telephone 01604 677394 or 07715672981

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
M. The sale by retail of alcohol for consumption OFF the premises only	Monday-Saturday	8:00am	11:00pm
	Sunday	10:00am	10:30pm
	Good Friday	8:00am	10:30pm
	Bank Holiday	8:00am	10:30pm
	Christmas Day	Noon	3:00pm
	Christmas Day	7:00pm	10:30pm

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
NA		

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption OFF the premises only

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Ali Rahman Abdullahi
 ali-abdull@live.co.uk

22 St Pauls Court, Norfolk Terrace, Northampton, NN2 6FA.

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)



NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Mohammad RAHIMI

19 Crown Street, Peterborough, PE1 3HX.

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. 057556

Issued by Peterborough

ANNEXES**ANNEX 1 - MANDATORY CONDITIONS****Mandatory conditions where licence authorises supply of alcohol**

- (1) No supply of alcohol may be made under the 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 the premises licence must be made or authorised by a person who holds a personal licence.

Licensing Act 2003

This licence is granted on the condition that the restrictions contained within the enactments specified under the Licensing Act 2003 Schedule 8 (1 & 6) are adhered to.

ADDITIONAL MANDATORY CONDITIONS.

The following mandatory conditions are to be applied to the licence stated above in accordance with section 3 (1) of The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010.

The following conditions shall come into force on 1st October 2010

4. (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 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 a holographic mark.

Police Section 169A Closure Notice for the sale of alcohol between 12 noon on Fri 27th Oct 2012 and 11.59am on Fri 9th November 2012.



Solicitor to the Council



KEY:

- █ LICENSED AREA (RETAIL)
- █ STORAGE AREA
- █ POINT OF SALE (ALCOHOL) OFF SALES ONLY

FIRE SAFETY LIST		
EXTINGUISHERS	QTY:	POSITION
WATER		
CO2		
DRY POWDER		
FOAM	2	COUNTER END



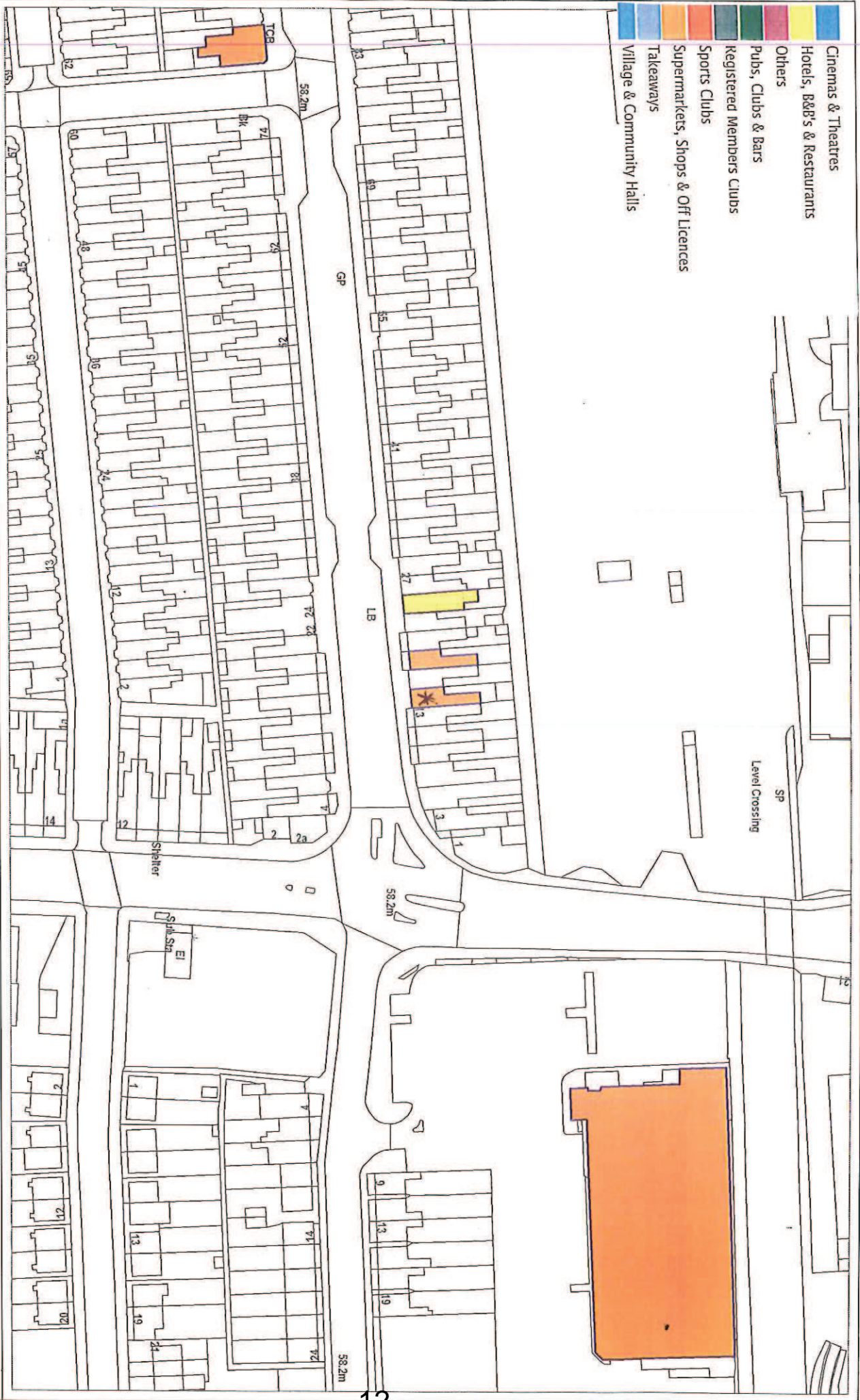
BARGAIN BOOZE

Bargain Booze
 Weston Road
 Crews
 Cheshire
 CW1 6BP
 Tel: Lo Call: 0845 3450001
 Fax: 01270 614703

CLIENT:	STEVE LAW 15 ST LEONARDS ROAD NORTHAMPTON NN4 5DL	REVISIONS:	DATE:
DRAWN BY:	CHRIS WALTERS	A:	
SIGNED:		B:	
DATE:	11.10.04	C:	
		D:	
		SCALE:	1:100

IT IS THE FRANCHISEES RESPONSIBILITY TO ENSURE THAT THE SITE COMPLIES WITH THE DISABILITY DISCRIMINATION ACT 1995 PART 111 AND THAT ALL RELEVANT FIRE SAFETY EQUIPMENT AND EMERGENCY LIGHTS WHERE APPLICABLE ARE INSTALLED.

- Cinemas & Theatres
- Hotels, B&B's & Restaurants
- Others
- Pubs, Clubs & Bars
- Registered Members Clubs
- Sports Clubs
- Supermarkets, Shops & Off Licences
- Takeaways
- Village & Community Halls



Name: Ladies Footwear
 Date: 14th February 2013
 Scale: 1:1250
 Date: Licensing
 Project: Premises Licence Review

Title
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