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Wednesday 18 January 2015

To: The Members of the **Licensing SUB COMMITTEE**
(Councillors: Liane Gibson, Paul Ilnicki, Pat Tedder (Substitute) and Valerie White)

Dear Councillor,

A meeting of the **Licensing SUB COMMITTEE** will be held in the Council Chamber, Surrey Heath House on Monday, 2 March 2015 at 10.00 am. The agenda will be set out as below.

Please note that this meeting will be recorded.

Yours sincerely

Karen Whelan

Chief Executive

AGENDA

Pages

Part 1 (Public)

1 Election of Chairman

2 Declarations of Interest

Members are invited to declare that they do not have a Disclosable Pecuniary Interest or non-pecuniary interest. Members who have a Disclosable Pecuniary interest in the application will not be able to take part in its consideration and would be advised not to participate if they have a non-pecuniary interest. Members who consider they may have an interest MUST consult the Monitoring Officer or the Democratic Services Officer prior to the meeting as the meeting cannot proceed without all members being present.

3 Licensing Act 2003

Following a request from Surrey Police, to consider a review of the premises licence relating to Aryana Express, 46 Frimley High Street, Camberley, Surrey GU16 7JF.

a	Licensing Officer's Report	1 - 4
b	Document 1 - Application from Surrey Police	5 - 12
c	Document 2 - Current Premises Licence	13 - 22
d	Document 3 - Representations from Any Other Persons	23 - 32

Report to **Licensing Sub-Committee**
Date of **02 March 2015**
meeting
Author Derek Seekings, Licensing Officer



DECISION REQUIRED
Not exempt

Report Application for the Review of a Premises
Title: Licence in respect of Aryana Express, 46
 Frimley High Street, Camberley, Surrey
 GU16 7JF submitted by Surrey Police

SUMMARY

The report presents an application for the review of a premises licence relating to Aryana Express, 46 Frimley High Street, Camberley, Surrey GU16 7JF. The Licensing Authority is required to hold a hearing in order to determine an application for the review of a premises licence.

The purpose of the hearing is for the Licensing Sub-Committee to consider the application, in relation to the Licensing Act 2003's Licensing Objectives. The Licensing objectives being:

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

Copies of the application, relevant representations and other correspondence received to date are attached to this report.

RECOMMENDATIONS

The Sub-Committee is recommended:

- i) To determine the application for a review of a premises licence.

REASONS FOR RECOMMENDATIONS

- i) The Sub Committee is required to make a decision under the Licensing Act 2003

BACKGROUND INFORMATION

1 INTRODUCTION

The purpose of this report

- 1.1 For the Sub-Committee to determine the application for a Premises Licence in respect of Aryana Express, 46 Frimley High Street, Camberley, Surrey GU16 7JF.

The application is submitted under Section 51 and determined under Section 52 of the Licensing Act 2003.

1.2 Background of the premises

Statutory background

- 1.3 The Licensing Act 2003 and secondary legislation in the form of Regulations there under.

Relevant Government policy

- 1.4 Guidance issued under section 182 of the Licensing Act 2003. (effective from October 2014). Chapter 11 makes reference to reviews and paragraphs 11.16 to 11.23 deal with the powers of a licensing authority on the determination of a review.

Relevant Council policy

- 1.5 Statement of Licensing Policy.

2. DETAILS

2.1 Application

The application is made by Inspector John Davies of Surrey Police, Surrey Heath Borough Council Offices, Knoll Road, Camberley, Surrey, GU15 3HD and relates to a premises licence held by Reading Soft Ltd, trading as Aryana Express, 46 Frimley High Street, Camberley, Surrey GU16 7JF.

The application is attached at 'Document 1'

2.2 Grounds for the Hearing

Surrey Police, in its capacity as one of the Responsible Authorities contend that the carrying on of licensable activities at the premises could lead to the following licensing objectives being seriously undermined:

- i) The prevention of crime and disorder;
- ii) The protection of children from harm;

The Premises Licence

- 2.3 The premises subject of the application is currently licensed for the sale of alcohol for consumption off the premises only between the hours of 0600 and 2300 hours daily. Regulated entertainment and late night refreshment are not licensed. A copy of the licence is attached at 'Document 2'

Responsible Authority Representations/ Comments

- 2.4 Details of Responsible Authority representations received:

2.4.1 **Police**

Surrey Police are the applicants in this case. There have been no further representations.

2.4.2 **Fire**

No representations.

2.4.3 **Local Planning Authority**

No representations.

2.4.4 **Environmental Health**

No representations.

2.4.5 **Child Protection Agency**

No representations.

2.4.6 **Licensing Authority**

The application was submitted on 12 January 2015. The application was completed correctly and advertised as required by the Licensing Act 2003.

The designated premises supervisor, Mr Mohammadi, has cooperated with the Licensing Authority by permitting the public notice advertising the review to be displayed from inside the premises.

2.4.7 **Health and Safety Executive**

No representations.

Any Other Person - Representations

- 2.5 Details of 'any other person'. A total of 10 valid representations have been received from 'other persons'.

A copy of the representations are also included and attached at 'Document 3'. The representations are relevant and relate mainly to the 'protection of children from harm' licensing objective.

2.6 **Policy Considerations**

Details of relevant policy considerations, including local policy statement:

Paragraphs 1 – 89, 95 – 158 of the Council's Licensing Policy Statement are applicable to the consideration of this application.

Paragraphs 22 – 52 make particular reference to premises where alcohol is supplied.

3. **NEXT STEPS**

The Sub-Committee is obliged to determine this application with a view to promoting the Licensing Objectives.

In making its decision, the Sub-Committee is also required to have regard to Guidance issued under Section 182 Licensing Act 2003, as amended, and the Council's own Licensing Policy.

The Sub-Committee must have regard to all the representations made and the evidence it hears.

The Sub-Committee must take such of the following steps as it considers necessary for the promotion of the Licensing Objectives:

- To modify the conditions of the licence;
 - To exclude a licensable activity from the scope of the licence;
 - To remove the designated premises supervisor;
 - To suspend the licence for a period not exceeding three months;
 - To revoke the licence;
- and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

The Sub-Committee is asked to note that it may not take any of the above courses of action merely because it considers it desirable to do so. It must actually be appropriate in order to promote the licensing objectives.

4. **HOW THE PROPOSED COURSE OF ACTION WILL PROMOTE HUMAN RIGHTS AND EQUALITY**

Human Rights and Equality issues will be taken into account on the determination of the Application by balancing the competing rights of the applicant, responsible authorities and 'other persons'.

Attachments:

Document 1: Application for the review of a Premises Licence

Document 2: Current Premises Licence

Document 3: Representations from 'any other persons'

**Application for the review of a premises licence or club
premises certificate under the Licensing Act 2003**

SURREY HEATH BOROUGH COUNCIL

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

12 JAN 2015

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 capital letters. 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 Inspector John Davies

(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 ARYANA EXPRESS 46 HIGH STREET FRIMLEY SURREY	
Post town FRIMLEY	Post code (if known) GU16 7JF

Name of premises licence holder or club holding club premises certificate (if known) READING SOFT LTD 46 HIGH STREET FRIMLEY GU16 685982 GU16 7JF
--

Number of premises licence or club premises certificate (if known) SHBCPR-06200

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) ☒
- 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 SURREY POLICE SURREY HEATH BOROUGH COUNCIL OFFICES KNOLL ROAD CAMBERLEY SURREY GU15 3HD
Telephone number (if any) 01483631786
E-mail address (optional) rab.carnie@surrey.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 checked="" type="checkbox"/>

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

Camberley police are seeking a review of the premises licence under the grounds of prevention of crime and disorder and the protection of children from harm
Police carried out a test purchase operation on Wednesday 17th December 2014 the member of staff on duty sold a bottle of white wine to a 15 year old female test purchaser. The member of staff still sold the girl the alcohol even after she informed him that she didn't have any identification on her

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

Aryana Express is a small off licence confectionary shop situated in Frimley High Street Frimley. The designated premises supervisor is the owner of the premises a Mr Faraidoun Mohammadi

On information received that the premises was selling alcohol to persons under the age of 18 Police carried out a test purchase operation at the premises on Wednesday the 17th December 2014 The member of staff working in the shop at the time of the test purchase was a Zakaria NASIB of 106 Braemar Garden Slough.

At 18:15 hours two 15 year old female test purchasers entered the shop and attempted to buy alcohol, one of the girls was asked by Mr Nasib If she had any identification on her when she informed him that she didn't he still went ahead and sold her the alcohol which was a bottle of Gallo white wine. The incident was witnessed by a plain clothes Police officer special constable 6330 Nicholas Pile and his statement is attached to this report

Surrey Heath licensing officer Rab Carnie attended the premises shortly after the incident with Police constables 3870 Tom Kimnell and PC 40204 Debbie Haydon the officers spoke to Mr Nasib and when shown a photograph of the girls he admitted selling one the alcohol. Mr Nasib also decided to accept an £90 fixed penalty notice for the offence. Both Police officers statements are attached to this report

The Police would normally work with the designated premises supervisor to try and make sure that the premises did not fail another test purchase but this has not been possible in this case as the designated premises supervisor Mr Mohammadi has stated in an email to the licensing officer Rab Carnie that he would not see him or speak to him on the phone he would only contact him by email or through his solicitor, this is not acceptable. Mr Mohammadi has stated that he has been ill and he feels it would be too stressful to have a meeting. Mr Mohammadi's emails are attached to this report. It is due to the circumstances mentioned that the Police feel that they have no option but to review the premises licence

Aryana Express has failed test purchases in the past the circumstances are as follows

The premises was visited On the 13th December 2010 during a joint operation with Trading Standards, Surrey Police and Surrey Heath Borough Council. A 16 year old test purchaser was not challenged nor asked for identification when purchasing a bottle of bulmers cider. The shop assistant in this case was issued with an £80 fixed penalty notice. The designated premises supervisor Mr Mohammadi attended the shop and was spoken to by Trading Standards officer Robert Tower

On the 9th February 2011 Surrey Police along with Trading Standards carried out a test purchase operation at the premises the test purchaser bought a bottle of WKD she was not challenged nor asked for ID. The member of staff who made the sale was a Bindiya Gurung she was issued with a £80 fixed penalty notice. The DPS Mr Mohammadi was seen by Trading Standards officer Robert Towers with a view to attend Trading Standards for an interview

On the 5th April 2011 the designated premises supervisor Faraidoun Mohammadi was interviewed by Trading Standards officer Robert Towers under caution regarding the previous failed test purchases Trading Standards issued a 48 hour closure order on the premises from 12:00 hours on the 6th May 2011 to 12:00 hours 8th May 2011 no alcohol was to be sold during these times and dates

The Police would also like to state that the premises has also passed a number of test purchases since the 24th March 2011 when the test purchasers were challenged and no alcohol was sold the circumstances are as follows

24th March 2011 passed a test purchase this was prior to the closure order on the 6th May by Trading Standards

4th October 2011 passed a test purchase
3rd August 2012 passed a test purchase
28th November 2013 passed a test purchase

The Police would like to point out although the premises has passed a number of test purchases since they had a closure order issued by Trading Standard the latest Police lead operation was due to intelligence from the local beat officer that the premises was selling alcohol to persons under 18. The officers report stated. On Sunday the 7th December 2014 officers attended Apex Drive in Frimley where a group of 16 year olds were heavily intoxicated one female in particular was lying in the main road. This young female was very drunk and she had to be restrained by Police officers. She was taken to Frimley Park Hospital so that she could be treated for her level of intoxication. The Police will always act on this type of information received and the officers intelligence report is attached to this application. This review has come about due to the unco-operation of the designated premises supervisor to have a meeting with the Police and Surrey Heath Borough Councils licensing department. The Police feel that due to the past history of the premises the licensing committee should be given the opportunity to make the decision on the future of the premises

The Police would like to make the following recommendations to the licensing committee

To revoke the premises licence

If the committee decide not to revoke the licence then to consider suspending the licence for a period of time that the committee feel appropriate

To remove the current designated premises supervisor this is due to him being unable or unwilling to address the current issues at the premises with the Police

To reduce the off sales from 06:00 hours 23:00 hours to 06:00 hours to 20:00 hours

To remove all current licensing conditions and them to be replaced with the following

General

1) All staff engaged in the sale of alcohol shall be trained in accordance with the premises licence holders training procedures

2) All staff shall receive suitable training including refresher training in relation to challenge 25 proof of age policy which shall be applied to the premises

Crime and disorder

3) A personal licence holder will always be on duty at the premises during the hours that the premises can sell alcohol

4) The following CCTV conditions be placed on the licence

Appropriate digital CCTV equipment and a sufficient number of cameras shall be installed and maintained at the premises to record colour images that are clear enough to allow the Police to use them to investigate any crimes that are committed on the premises. The areas covered by the cameras will cover all areas within the premises that are open to the public

A camera will be positioned to obtain images of persons entering the building by the main entrance

No persons other than the Police, the licensing authority, the premise licensing holder the manager or authorised person shall have access to the CCTV recording equipment or the recordings made from such equipment. The CCTV system will be in operation and recording whenever the premises are open to the public.

Recordings made on the CCTV system shall be retained for a period of at least 28 days of recording

A minimum of 2 notices stating that CCTV is in operation shall be displayed throughout the premises where the public have access. The notices shall be at least A4 size

5) All staff who serve alcohol shall be authorised to sell the alcohol by a person who works at the premises who is the holder of a personal licence

6) Any person who appears to look under 25 shall be challenged and asked for identification to prove that they are over 18

7) A refusals book shall be kept at the premises and a record must be kept of all persons that are refused the sale of alcohol

Public Safety

8) All notices in relation to public health and safety will be prominently displayed at the premises

9) The management will also ensure the premises will be operated in line with Health & Safety Act and any environmental health issues will be the responsibility of the Premises licence holder

10) The manager shall be responsible for conducting a Fire Risk assessment and also a Health and Safety Risk Assessment for the licensed premises

Prevention of A Public Nuisance

11) The exterior of the premises shall be monitored to ensure litter is kept to a minimum

12) In the event of any anti social behaviour inside the premises the manager/duty manager will make any CCTV recordings available to the local Police on request

13) An adequate and appropriate supply of first aid equipment and materials must be available on the premises

Protection of children from harm

14) There shall be a think challenge 25 policy in place

15) All staff shall receive regular refresher training on the corporate "Think 25 policy.

16) The think 25 policy shall be brought to the attention of the customer through the point of sale by material displayed

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

0	5	0	5	2	0	1	1
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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

Date

Capacity Borough Inspector

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

11701 R CARNIE
CAMBERLEY POLICE
SURREY HEATH BOROUGH COUNCIL OFFICES
CAMBERLEY SURREY

Post town
CAMBERLEY

Post Code
GU15 3HD

Telephone number (if any) 01483631786

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) carnie11701@surreypnn.police.uk

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.

RESTRICTED (when complete)

WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)

URN

45	GD	5155	10
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Statement of: **Thomas Matthew John KIMNELL**
Age if under 18: over 18 (if over 18 insert 'over 18') Occupation: **Police Constable 3870**

This statement (consisting of 2 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false, or do not believe to be true.

Signature:



Date **26/05/2010**


Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

Between 14:00 hours & 23:00 hours on Wednesday 17 December 2014, I was on duty in full uniform on mobile patrols around Surrey Heath Borough as part of my role on the Surrey Heath Borough Safer Neighbourhood Team. From 17:00 hours onwards, I was supporting Mr Rab CARNIE, the Surrey Heath Borough Licensing Officer with a Test Purchase Operation conducting test purchases on Licensed Premises in the Surrey Heath Borough area. The Incident Reference for the Operation was P14359770. At 18:29 hours, I was called by a colleague, Special Constable (SC) Nick PILE 6330, to attend ARYANA EXPRESS, HIGH STREET, FRIMLEY, GU16 7JF. SC PILE had been on duty in plain clothes as part of the Test Purchase Operation and had witnessed the two female juvenile (under 18 year old) Test Purchasers involved in the operation, selecting a bottle of GALLO WHITE WINE from within the premises and presenting it for purchase. The sale was completed by the sole male member of staff within the premises. On my arrival, I was introduced by SC PILE to the lone male member of staff on the premises, a man who I now know to be Mr Zakaria NASIB, date of birth; 23/09/1980, place of birth; NETHERLANDS. SC PILE then regaled the circumstances of the incident of the sale of the GALLO WHITE WINE, he had witnessed Mr NASIB make to the juvenile females, to me in the presence and hearing of Mr NASIB as we stood all together around the service counter of the premises. Mr NASIB presented me with his Driving License as a form of identification. I cautioned Mr NASIB and he replied; "I DID IT, I SOLD IT. I ASKED FOR ID, THEY SAID IT WAS AT HOME." I then completed the Fixed Penalty Notice (FPN) 0458040022162718 on my Mobile Data Terminal (MDT) for Mr NASIB, the offending person in the sale of alcohol anywhere to a person under 18 contrary to Section 146(1) Licensing Act 2003. Mr NASIB signed the FPN screen on my MDT to accept the issue of the FPN and as understanding the details as to ways to pay and timescale for payment. Mr NASIB understood that he could request a Court hearing too and as such I cautioned him again, to which he

Signature:

Signature Witnessed by:

March 2005

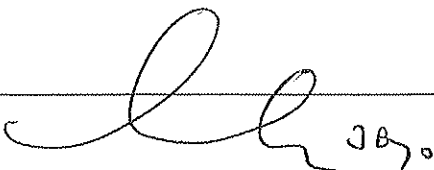


Continuation of Statement of : **Thomas Matthew John KIMNELL**

made no reply and accepted the FPN issued. At the end of this process, I left the premises and have had no dealings with Mr NASIB or the premises since. I would describe Mr NASIB as an IC6, Arabic looking male, with an unshaven face and clear facial skin complexion. He was slim build and 5'7 tall. His eyes were brown, he wore glasses and he had straight dark brown hair under a dark coloured beanie hat. He spoke with a deep voice that carried a London accent. As a result of this matter I produce a photograph of Mr Zakaria NASIB as my exhibit TK/1 and a printed copy of the FPN as my exhibit TK/2.



Signature:



Signature Witnessed by:



WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)

Statement of: SC 6330 Nicholas Pile

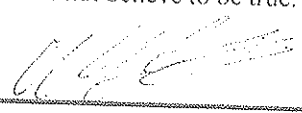
Age if under 18: 'O' 18

(if over 18 insert 'over 18')

Occupation: Special Constable

Station: Camberley

This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything which I know to be false or do not believe to be true.

Signature: 

Date: Monday, 22 December 2014

I am special constable 6330 Nicholas Pile of Surrey Police currently stationed at Camberley. On the evening of Wednesday 17th December 2014 I was engaged on an operation to conduct test purchases on license premises in the Surrey Heath area, for under age sales. For this deployment of duty I was operating in plain clothes.

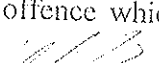
At 17:00hrs. On that date, I attended at Camberley police station at the location I was introduced by Rab Carnie the Surrey Health licensing officer to two children, I noted that the test purchasers in my opinion appeared to be under eighteen years of age, I was told of their actual ages by Rab Carnie to be 15 years of age, and I was given full details of their dates of birth also a photo of the two test purchases was taken by Rab carnie.

At 18:15 the test purchasers closely followed by myself, entered Aryanna Express Frimley High Street Frimley Surrey I noted the premises was quiet, A 21 age policy poster appeared to be advertised within the premises.

I maintained constant visual contact with the test purchasers, I then saw one of them clearly select a bottle of Gallo white wine from the display and go directly to the member of staff at the till whom I now know to be ZAKARIA NASIB DOB 23/09/1980 the purchase was made. I was approximately 2 metre away and could concisely hear all that was said. The test purchasers then left the premises and I followed them outside.

Outside the premises they handed the bottle of wine to Rab Carnie. I informed him that ZAKARIA NASIB asked if she was 18, her reply was "how old do you think I'm" he did not make any reply to the answer, he then sold the wine to the test purchasers and no other challenge had been made. I then gave a full description of the seller to him.

I return back to the premises with Rab Carnie who spoke to the male working on the till ZAKARIA NASIB, I identified myself and told him that he had recently sold a bottle of Gallo white wine to two under age test purchases and the sale had been witnessed by myself. He confirmed that he had made the sale to a female who he thought was 18.

At approximately 18:40 PC 387 Kimmel enter the premises I then related the circumstances surrounding test purchase to PC Kimmel in the presence of ZAKARIA NASIB he agreed to what I had said. He was then issued with a fixed penalty notice by PC 3870 Kimmel for the offence which he accepted. I then left the premises and had no further dealing with ZAKARIA NASIB. 

Signature: 

Jun-1998

Signature witnessed by:

Information regarding Aryana Express selling alcohol to persons under 18 years of age

Police attended apex Drive in Frimley where a group of 16 year olds were heavily intoxicated. One female in particular was lying in the road, shouting, swearing and spitting everywhere. She had to be taken to Frimley Park Hospital and at one point restrained due to her thrashing around at officers and trying to spit at them. It transpires the group had been drinking in Frimley all day and had bought their alcohol from Aryana Express on Frimley High Street. None of them had any ID on them and they were not challenged to produce any or even asked their age. This is not the first time young people have said they have bought alcohol from this store.

PC 40212 Kelly Wootton

From: Freddie Siena [f.siena@hotmail.com]

Sent: 19 December 2014 13:37

To: Carnie, Rab 11701

Subject: RE: Aryana Express

Dear Mr Rab Carnie,

As owner & DPS of Aryana Express will do my best to have a better and safer Frimley as I have 2 kids & family to. That is why I started also my investigation what is happening.

Regarding your disition: you are a x police man & licence officer of Camberley, you know the law. I as a local business runner will accept your disition and I will fight for my bread & my family Bread as I did for the last 5 years.

Regarding to contact you in person or by telephon: 2 years after I moved to Frimley my doctor find in tomur in my head, the reason can be a big stress. I am still under the trapy in Fleet hospital by doctor coiln. Because of health matter & personel matter, I will contact you by writing or by my solicer only.

If you have any further questions please do not hesitate to contact me. My details you can find below this message.

Kind regards,

Faraidoun Mohammadi

42a Frimley Hs, Frimley,

GU16 7JF

e-mail: f.siena@hotmail.com

From: Rab.Carnie@surrey.pnn.police.uk

To: f.siena@hotmail.com

Date: Fri, 19 Dec 2014 12:49:25 +0000

Subject: RE: Aryana Express

Mr Mohammadi

Could you please send me your phone number as I need to speak to you urgently. If I can't speak to you asap I may have to review the premises licence at Aryana Express

Rab Carnie

Licensing Officer

Western division

01483631786

07967988477

-----Original Message-----

From: Freddie Siena [mailto:f.siena@hotmail.com]

Sent: 19 December 2014 12:40

To: Carnie, Rab 11701

Subject: Aryana Express

Dear Mr Rab Carnie,

Regarding incident of 17/12/2014. Mr Zakaria Nasib is the Manager and also is vol trained for

Aryana Express.

I understood from Mr Nasib that his solicitor is going to contact you as soon as possible regarding the incident.

I also started my investigation about the incident.

If you have any questions please do not hesitate to contact me. My details you can find below this message.

kind regards,

Faraidoun Mohammadi
42a Frimley Hs, Frimley,
GU16 7JF
e-mail: f.siena@hotmail.com

Date: Fri, 19 Dec 2014 12:21:26 +0000
Subject: Incident 17/12/2014
From: nasibzakaria@gmail.com
To: rab.carnie@surrey.pnn.police.uk

Dear Rab Carnie,

Regarding incident 17/22/2014 I Zakaria Nasib the manager of Aryana Express, have talked to my solicitor. He will contact you.

If you have any questions please do not hesitate to contact me. My details you can find below this message.

Yours faithfully,

Zakaria Nasib
106 Braemar Gardens
Slough
SL1 9DE
Mobile: 07935900647

From: Freddie Siena [f.siena@hotmail.com]

Sent: 22 December 2014 13:06

To: Carnie, Rab 11701

Subject: RE: Aryana Express

Dear Mr Carnie,

Thanks for your email. I am please to take your hulp to improve the qualitie of service and safty of children & resident of frimley as I am a resident of this area & have 2 kids as well.

I am done with my investigation. I investigate the following points:

1: The fowlowing poster are present in the shop: a poster of valid ID, a poster of challenge 25, a poster of win or lose & a poster of buying for someone else, is a crime.

2: I check the refuse book as your colleague signes once in awile as well, it is up to date.

3: All staff are working in areyana has got a traning book & that is up to date as well.

4: Aryana faild abut 4 years ago in 6 weeks time twice, that was when we lost our experiece staff Mr arabzade.

once on Mr sing wich started about a week & was under training, he faild when I went to refresh my self & continue my 16 hours shef. Second ocation on Bindia the British Nepali from cafe oliver, I was in a long 17 hours shef when she saw me around 6 pm in the shop and she was on her way home and did a faver to me and gave me a 10 minute break. I left the shop and less than 5 minute later she called me back that she faild in test purchase.

5: I investigate the incident on 17 -12-14 & talked to mr Nasib wich is authorised & full trained as manager. He explained his exuse to me.

6: At the day of incident Mr singh wich is a exprince guy. Checkd around 17:00 , if there is every thing fine & also my father was spending all day in the business to keep eye on this type of matter. he left the business just some minute befor the incident for a refreshing.

7: I also checked with some parents, young gentlemen & ladies, if they get served for cigareet or alcohol in aryana when them kids were or they were under age.

If the law says: Mr Nasib is not good enough to continue and his explanation for incident is non sence or he did not deserve a second chance than Mr Nasib has to leave his job and find somewhere else, his family bread or ask for bënifit.

if the law says, that i have not done anoght to protect the children than I accept and respect the law as it is.

If you like any further action please late me know, zodat I can arrange appointment with Mr Nasib solicator or my Solicetor.

If you have any further questions please do not hesitate to contact me. My details you can find below this message.

kind regards,

Faraidoun Mohammadi
42a Frimey HS, Frimley,
gu167jf
email: f.siena@hotmail.com

From: Rab.Carnie@surrey.pnn.police.uk
To: f.siena@hotmail.com
CC: Derek.Seekings@surreyheath.gov.uk
Date: Fri, 19 Dec 2014 14:33:49 +0000
Subject: RE: Aryana Express

Mr Mohammadi

Thank you for replying to my email. As a result of the failed test purchase i now need to inspect all your staff training records. When i attended Aryana express and spoke to mr Nasib he was unsure if anyone had authorised him to sell alcohol. By law as Mr Nasib is not a personal licence holder he needs to be authorised to sell alcohol by yourself as the DPS or someone else who works at the shop who is a personal licence holder.

I am here to help you not to cause you anymore problems i am more than willing to provide you with a training package to assist you in training your staff but i need to see you to find out what issues you have at the shop. Mr Nasib sold alcohol to a 15 year old female he did ask her for ID but when she said she didnt have any he still sold her the alcohol.

This is not good enough your staff need to be properly trained.

I will also provide you with some more challenge 25 posters as you only have one displayed behind the counter you need to have some more displayed by the alcohol. It is important that i meet with you or your solicitor to sort this problem out.

If we dont have a meeting then i will have no option but to review the premises licence this is something that i always try to avoid because as i said before i am here to help you but i cant do that unless you agree to a meeting to sort things out, I have to make sure that your premises are operated properly and that your staff are trained to do so.

Regards

Rab Carnie

Licensing Officer

Western division

01483631786

07967988477

-----Original Message-----

From: Freddie Siena [<mailto:f.siena@hotmail.com>]

Sent: 19 December 2014 13:37

To: Carnie, Rab 11701

Subject: RE: Aryana Express

Dear Mr Rab Carnie,

As owner & DPS of Aryana Express will do my best to have a better and saver Frimley as I have 2 kids & family to. That is why i started also my investigation what is happend.

Regarding your disiton: you are a x police man & licence officier of Camberley, you know the law. I as a local business runner will accept your disition and i will fight for my bread & my family Bread as I did for the last 5 years.

Regarding to contact you in person or by telephon: 2 years after I moved to frimley my doctor find in tomur in my head, the reason can be a big stress. I am still onder the trapy in Fleet hospital by doctor coiln. Because of health matter& personel matter, I will contact you by writing or by my solicaretor only.

If you have any further questions please do not hesitate to contact me. My details you can find below this message.

kind regards,

Faraidoun Mohammadi
42a Frimley Hs, Frimley,
gu167jf
e-mail: f.siena@hotmail.com

From: Rab.Carnie@surrey.pnn.police.uk
To: f.siena@hotmail.com
Date: Fri, 19 Dec 2014 12:49:25 +0000
Subject: RE: Aryana Express

Mr Mohammadi
Could you please sent me your phone number as i need to speak to you urgently. If i cant speak you asap i may have to review the premises licence at Aryana Express
Rab Carnie
Licensing Officer
Western division
01483631786
07967988477

-----Original Message-----

From: Freddie Siena [mailto:f.siena@hotmail.com]
Sent: 19 December 2014 12:40
To: Carnie, Rab 11701
Subject: Aryana Express

Dear Mr Rab Carnie,

Regarding incident of 17/12/2014. Mr Zakaria Nasib is the Manager and also is vol traind for Aryana Express.

I understood from Mr Nasib that his solicetor is going to contact you as soon as possible regarding the incident.

I also started my investigation about the incident.

If you have any questions please do not hesitate to contact me. My details you can find below this message.

kind regards,

Faraidoun Mohammadi
42a Frimley Hs, Frimley,
gu167jf
e-mail: f.siena@hotmail.com

Date: Fri, 19 Dec 2014 12:21:26 +0000
Subject: Incident 17/12/2014
From: nasibzakaria@gmail.com
To: rab.carnie@surrey.pnn.police.uk

Dear Rab Carnie,

Regarding incident 17/22/2014 I Zakaria Nasib the manager of Aryana Express, have talked to my solicitor. He will contact you.

If you have any questions please do not hesitate to contact me. My details you can find below this message.

Yours faithfully,

Zakaria Nasib
106 Braemar Gardens
Slough
SL19DE
Mobile: 07935900647

NOT PROTECTIVELY MARKED

SURREY POLICE



SURREY
POLICE
*With you, making
Surrey safer*
www.surrey.police.uk

DELEGATED AUTHORITY

LICENSING ACT 2003

I, the Chief Constable of Surrey Police, hereby authorise and delegate powers conferred upon me by:

Licensing Act 2003 ("the Act")

With regard to the following functions and responsibilities under the aforementioned Act:

Grant of premises licence, provisional statements, variation of licences, transfer of premises licence, review of premises licence, and relevant club premises certificate equivalent (under Parts 3 and 4 of the Act); temporary permitted activities (under Part 5 of the Act); grant and renewal of personal licences (under Part 6 of the Act)

To: Inspector 2013 John Davies, Surrey Heath Borough.

This delegation shall remain forever in force until revoked by the Chief Constable of Surrey Police.

Signed: *Lynne Owens*

Date: 3/11/14

Mrs Lynne Owens
Chief Constable

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**SURREY HEATH BOROUGH COUNCIL
LICENSING ACT 2003**

**Premises Licence
Schedule 12
Part A**

Regulation 33,34

Premises licence number

SHBCPR-06200

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description

46 Frimley High Street
Camberley
Surrey
GU16 7JF

Post town: Camberley

Post code: GU16 7JF

Telephone number: 07529 493816

Where the licence is time limited the dates:

Not applicable

Licensable activities authorised by the licence:

Sale or Supply of Alcohol - Off the Premises

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

Sale or Supply of Alcohol - Off the Premises

Monday: 06:00hrs - 23:00hrs
Tuesday: 06:00hrs - 23:00hrs
Wednesday: 06:00hrs - 23:00hrs
Thursday: 06:00hrs - 23:00hrs
Friday: 06:00hrs - 23:00hrs
Saturday: 06:00hrs - 23:00hrs
Sunday: 06:00hrs - 23:00hrs

The opening hours of the premises

Monday: 06:00hrs - 23:00hrs
Tuesday: 06:00hrs - 23:00hrs
Wednesday: 06:00hrs - 23:00hrs
Thursday: 06:00hrs - 23:00hrs
Friday: 06:00hrs - 23:00hrs
Saturday: 06:00hrs - 23:00hrs
Sunday: 06:00hrs - 23:00hrs

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

Sale or Supply of Alcohol - Off the Premises

Part 2**Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence**

Reading Soft Ltd
46 Frimley High Street
Frimley
Surrey
GU16 7JF

Tel: 07529493816

Registered number of holder, for example company number, charity number (where applicable)

Limited Company 6869057

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mr Faraidoun Mohammadi
46 Frimley High Street
Frimley
Surrey
GU16 7JF

Tel: 07529 493816

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

Surrey Heath Borough Council SHBCPER-09582

Annex 1

Mandatory conditions

- i) 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 at
 - (b) a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- ii) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Annex 2 - Conditions consistent with the operating Schedule

1. A health and safety instruction chart shall be displayed at the premises in order that staff shall be aware of these instructions.
2. Closed circuit television shall be provided at the premises if so required by the police. The equipment shall be kept in good working order and recordings shall be retained for at least seven days.
3. Signs indicating fire doors, fire exits, entrances and exits and wet floors shall be displayed as appropriate.
4. Action shall be taken to ensure that noise and loud music does not emanate from the premises and that children outside the premises do not cause a disturbance.
5. Children shall not be permitted in the premises after 21:00 hours unless accompanied by an adult.
6. All staff shall be trained in relation to the legal restrictions relating to the sale of alcohol. A record shall be kept, giving details of all incidents where the sale of alcohol and tobacco is refused.

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

Not Applicable

Annex 4 - Plans

Please see certified plans attached

SURREY HEATH BOROUGH COUNCIL
LICENSING ACT 2003
Premises licence summary
Part B

Premises licence number

SHBCPR-06200

Premises Details

Postal address of premises, or if none, ordnance survey map reference or description	
46 Frimley High Street Camberley Surrey GU16 7JF	
Post town: Camberley	Post code: GU16 7JF
Telephone number: 07529 493816	

Where the licence is time limited the dates:
Not applicable

Licensable activities authorised by the licence:
Sale or Supply of Alcohol - Off the Premises

The times the licence authorises the carrying out of licensable activities:
Sale or Supply of Alcohol - Off the Premises
Monday: 06:00hrs - 23:00hrs Tuesday: 06:00hrs - 23:00hrs Wednesday: 06:00hrs - 23:00hrs Thursday: 06:00hrs - 23:00hrs Friday: 06:00hrs - 23:00hrs Saturday: 06:00hrs - 23:00hrs Sunday: 06:00hrs - 23:00hrs

The opening hours of the premises
Monday: 06:00hrs - 23:00hrs Tuesday: 06:00hrs - 23:00hrs Wednesday: 06:00hrs - 23:00hrs Thursday: 06:00hrs - 23:00hrs Friday: 06:00hrs - 23:00hrs Saturday: 06:00hrs - 23:00hrs Sunday: 06:00hrs - 23:00hrs

Where the certificate authorises supplies of alcohol whether these are on and/or off supplies:
Sale or Supply of Alcohol - Off the Premises

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

Reading Soft Ltd
46 Frimley High Street
Frimley
Surrey
GU16 7JF

Tel: 07529493816

Registered number of holder, for example company number, charity number (where applicable)

Limited Company 6869057

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mr Faraidoun Mohammadi

State whether access to the premises by children is restricted or prohibited

- Please refer to conditions attaching to Part A of this licence

ARYANA EXPRESS
46 FRIMLEY HIGH STREET
FRIMLEY SURREY
GU16 7JF
SCALE 1:100
8 MAY 2006

- 1- SUNDRIES
- 2- TOBACCO
- 3- SPIRITS
- 4- WINE
- 5- CHILLED BEER + WINE
- 6- DAIRY + MILK + SANDWICH
- 7- ICE-CREAM
- 8- SOFT DRINK CHILLER
- 9- CARDS
- 10- NEWS + MAGAZINE
- 11- CONFECTIONERY
- 12- CONFECTIONERY

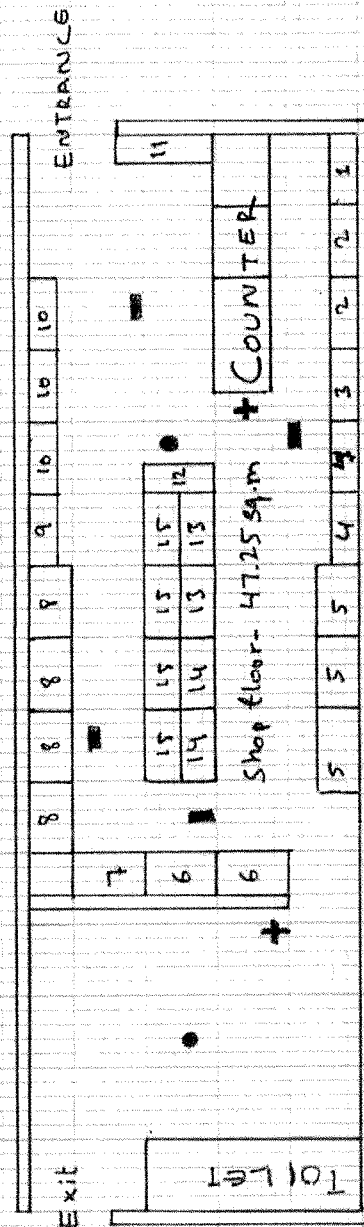
- 13- SNACKS
- 14- TOILETRY
- 15- GROCERY

KEY

FIRE EXT. WATER + CO2

SECURITY CAMERA

SMOKE ALARM



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Derek Seekings

From: Derek Seekings
Sent: 16 February 2015 14:11
To: Derek Seekings
Subject: FW: Aryana Express - Gus Warwick - 27/01/2015

Copy with e-mail address redacted

From: gus warwick
Sent: 27 January 2015 17:58
To: licensing
Cc:
Subject: Aryana Express 46 Frimley High street

Hi

I have been given a questionnaire by the staff at Aryana express with a number of questions regarding sale of tobacco and alcohol to people under the legal age and how convenient the shop is.

Firstly regarding sale to those under age I feel that the staff are very responsible in their checking id. As an example when I sent a friend of my son to buy cigarettes for me he was refused even though he was 21, a regular customer and heavily tattooed the staff still refused him as he did not have id on him at that time.

My flat over looks the shop and in the 2 years I have lived here I have not experienced any problems with teenagers or drunk people around the shop or to the best of my knowledge connected with the shop.

Lastly regarding how convenient the shop is I often don't get home from work till after 2000 hrs by which point Aryana express is the only shop open within walking distance so I therefore regularly use the shop as late as 2230 hrs, especially as I have a prepaid electricity meter and can get my electric key topped up as late as 2300 if necessary.

In conclusion as a local resident I would find it a major inconvenience if the opening hours were reduced in any way as I do rely on the shop late into the evening.

Regards

Gus Warwick

Derek Seekings

From: Derek Seekings
Sent: 16 February 2015 14:12
To: Derek Seekings
Subject: FW: Aryana express - Shyam Ghale - 28/01/2015

Copy with e-mail address redacted

-----Original Message-----

From: shyam ghale
Sent: 28 January 2015 16:45
To: licensing
Cc: [REDACTED]
Subject: Aryana express

Hi

My name is Shyam and I live in farnborough and I have been going to aryana express since 2008 and its is very convenient store. The staffs there are friendly and helpful and I have never seen them selling any alcohol or tobacco to the underage people until today

Sent from my iPhone

Derek Seekings

From: Derek Seekings
Sent: 16 February 2015 14:16
To: Derek Seekings
Subject: FW: Aryana express - Sophie Wilson - 01/02/2015

Copy with e-mail address redacted

-----Original Message-----

From: sophie wilson
Sent: 01 February 2015 18:05
To: licensing
Cc:
Subject: Aryana express frimley

To whom it may concern,

Firstly I would like to express my feelings regarding the business in question. As a local member of the Frimley community I find Aryanas extremely convenient especially as all the other local businesses close at 8pm. The majority the customers will use Aryanas after this time due to the fact that after this time the next available shop would either be a petrol station or tescos 24 hr in padlock hill Frimley Green.

I use Aryanas I.e before 7am and after 8pm on regular basis. I have found the staff always completely pleasant and helpful. I have never had any problems with any of them.

So regarding the matter that arose on the 17.12.14 I believe this wasn't due to lack training I believe it was due to inexperience and the distraction another person acting suspiciously on the premises.

I think it would be unfair to pursue the matter as the member of staff was looking after the interests of the business, he thought he'd checked the ID of the other person buying alcohol under age, and unfortunately due to human error the under age person was able to walk away with the alcohol, however what we must remember here is that the shop lifter didn't get away with anything. This is an extremely tough job and to be honest I wouldn't want to do it. I think the staff do a good job as they have under age customers trying it on all the time, the majority of the time they are turned away with out any problems however there is always a few idiots in this world that try it on and they staff are always polite and explain that they can not serve them with out ID (I have witnesses this on many occasions).

1 how responsible do you think that the staff are, regarding the matter of teenagers being served alcohol / tobacco in the last five years I think they are very responsible

2 have you or someone you know experienced the sale of under age alcohol or tobacco products in the last 5 years No

3 have you or someone you know experienced any problems with teenagers or drunk people around Aryana Express which is connected to Aryanas in the 5 years.

Difficult to tell as right out side is one of main bus routes to camberley.

4 how good is the service from the staff in Aryanas?

Very good I am always greeted polity and served with a smile.

5 how convenient is Aryanas

Vey convenient for myself.

6 how convenient is Aryanas between the hours of. 20.00 and 23.00 Extremely convenient I would really struggle of they weren't there.

I hope that my opinion does matter and you will take my views on board.

Kind regards

Sophie Morgan

Sent from my iPhone

Derek Seekings

From: Derek Seekings
Sent: 16 February 2015 14:17
To: Derek Seekings
Subject: FW: ARYANA EXPRESS - Kim Shek - 02/02/2015

Copy with e-mail address redacted

From: Kim Shek
Sent: 02 February 2015 16:29
To: licensing
Subject: Review of Premises Licence ARYANA EXPRESS

Application for review of premises licence ARYANA EXPRESS, 46 Frimley high street, Frimley, Camberley, Surrey GU16 7JF

My name is Mr Kim Shek, Owner of 'Kim's Plaice' 68 Frimley High St, Frimley, Camberley, Surrey, GU16 7JE

I am a personal license holder and my business sells Alcohol as well.

Aryana Express is having a review of it's premises license and the application has been made on the grounds of the prevention of crime and disorder and protection of children from harm. I totally agree with Surrey Police putting a review of the premises licence. In my experience dealing with drunks and disorder from drinking alcohol is not a pleasant experience. Aranya Express has been caught a few times selling alcohol to Minors which is unethical and illegal. My strong views is to take away selling of cigarettes and alcohol from shops but as a shopkeeper and business owner, I do sell alcohol responsibly. I do not want Aryana Express to lose their alcohol licence because it would cause them to go out of business and have a empty shop. Because it's main business is the sale of alcohol, cigarettes and groceries. I had a strong talk with them about their activities because obviously if I have under-age people drinking it affects the community spirit of Frimley. I believe they have learnt from their mistakes and hopefully they will abide by the rules and regulations. As part of the community of Frimley I request the Licensing authority not to take away Aryana express' premises licence and should be given another chance.

Kind regards,
Mr Kim Shek
Contact numbers redacted by Licensing Authority
'Kim's Plaice' 68 Frimley High St, Frimley, Camberley, Surrey, GU16 7JE

Derek Seekings

From: Derek Seekings
Sent: 16 February 2015 14:19
To: Derek Seekings
Subject: FW: Aryana Express - Rachel Jones - 04/02/2015

Copy with e-mail address redacted

From: racheljones
Sent: 04 February 2015 20:43
To: licensing
Subject: Fwd: Aryana Express

Sent from Samsung Mobile on O2

----- Original message -----

From: racheljones_28
Date: 04/02/2015 20:27 (GMT+00:00)
To: licensing@surreyhealth.gov.uk
Cc:
Subject: Aryana Express

Aryana express has been my local shop for the past 5 years. The staff are extremely friendly and on more than a few occasions I have witnessed young people being asked for ID by the staff. It is very handy that Aryana is open untill 11pm as no other local shops are. It would be such a shame if Aryana express got shut down by one silly mistake that we all make as humans.

Sent from Samsung Mobile on O2

Derek Seekings

From: Derek Seekings
Sent: 16 February 2015 14:20
To: Derek Seekings
Subject: FW: Aryana Express - David Lewis - 05/02/2015

Derek Seekings
Licensing Officer
Community Services

01276 707626

Great Place • Great Community • Great Future

From: Derek Seekings
Sent: 16 February 2015 13:16
To: Derek Seekings
Subject: FW: Aryana Express - David Lewis

Copy with e-mail address redacted

From: David Lewis
Sent: 05 February 2015 15:54
To: licensing
Subject: Aryana Express 46 Frimley High Street GU16 7JE

RE application to review drinks licence 9/2./2015

I am a solicitor in practice having been admitted in October 1970 and am a local resident..I have been a customer of Aryana since it first opened since the service was far more friendly and efficient than the newsagents next door but one.

During those five years at about 6am I would buy my newspaper and about 7pm buy some beer to drink at home and I have never experienced anything untoward. I have been there on several occasions after I had to work late sometimes at about 10 to 11pm and even then I witnessed no trouble.Both my wife and I have been there on several occasions when customers have been refused service of alcohol since they could not prove their age. I have never felt intimidated by other customers.

I feel that there is a local need for an off licence in Frimley High street since Unwins and Oddbins have both moved out and Waitrose closing at 7PM and the nearest off licence Camerley Stores on the Frimley Road closing at 7pm when the traffic congestion is chronic and parking practically impossible.

It would be a great pity if some customers with their own agenda could potentially deprive some honest and decent staff of their livelihoods and also cause hardship to customers and particularly shift workers who possibly might seek to buy alcohol at say between 10 to 11 pm.

David D Lewis

Derek Seekings

From: Derek Seekings
Sent: 16 February 2015 14:21
To: Derek Seekings
Subject: FW: Aryana Express - Andrew Walters - 06/02/2015

Copy with e-mail address redacted

From: Andrew Walters
Sent: 06 February 2015 17:49
To: licensing
Cc:
Subject: Aryana Express - 46, Frimley High Street GU16 7JF

To whom it may concern,

I would like to send this email in support of the Aryana Express, I shop regularly there especially between the hours of 8-11pm (as I am often working around the corner until then) as it is the only shop anywhere near me or on my route home. I can say that on numerous occasions I have seen their staff politely turn people away for alcohol and cigarettes because they have failed to have relevant id.

The staff at the Aryana Express are extremely friendly and I believe the shop is an integral part of the community especially after 'normal' shopping hours

Please don't hesitate to contact me if you require any further information or clarification regarding this matter

Kind Regards
Andrew Walters

Derek Seekings

From: Derek Seekings
Sent: 16 February 2015 14:25
To: Derek Seekings
Subject: FW: Aryana Express - David Hobson - 07/02/2015

Copy with e-mail address redacted

From: David Hobson
'Mega Bowlman'
Sent: 07 February 2015 11:01
To: licensing; [REDACTED]
Subject: Aryana Express

To whom it may concern.

I have been informed of the licencing review being carried out regarding the Aryana Express on Frimley high street.

As a regular customer of the Aryana I feel I must comment on the review. I have lived in the centre of Frimley (just off the high street) since March 2009 and during that period have used the shop approximately two to three times a week.

On a significant number of occasions I have seen the staff of the Aryana challenge customers to prove their age, with varying degrees of success. At no time in the last (almost) 6 years have I ever seen any member of staff serve cigarettes or alcohol to anyone I believed to be under age, further whenever a customer has been challenged to prove their age they have only been able to continue the purchase after providing sufficient evidence.

Although far from its heyday Frimley street is a lovely high street with a number of independent businesses. The closure of the independent bakery and the opening of a Subway in 2014 were both sad events. We do not have groups of teenagers hanging around the streets and even late at night the street is peaceful and safe.

I have read the submission made by Licencing Officer Rab Carnie which details a worrying incident in December of 2014. It is clear that this incident must be treated seriously. However I really hope that you do not revoke the licence or limit their hours of trade. Rab Carnie suggests a list of 16 separate licencing conditions which sound appropriate and proportionate.

I do note the report states that since the two failed tests in December 2010 and Feb 2011 there had been 4 successful tests. These successful tests are much more in line with my personal experience at the Aryana.

My reading of the report seems to imply that the police intelligence was based on the statements of a group of drunk teenagers who had claimed to obtain alcohol from the Aryana. I do hope that the evidence was more substantial than this as they would probably not be the first group of teenagers to lie to the police when caught misbehaving.

If there is to be a public hearing or any other forum where the views of the Frimley residents are to be taken into account I would appreciate being informed.

Many Thanks

Dave

Derek Seekings

From: Derek Seekings
Sent: 16 February 2015 14:26
To: Derek Seekings
Subject: FW: Aryana Express - Paul French - 07/02/2015

Copy with e-mail address redacted

From: P FRENCH
Sent: 07 February 2015 12:02
To: licensing
Cc:
Subject:

To whom it may concern.

Following my completion of the survey form for the Ariana Express I would like to add the following comments.

Although I do not live locally to Frimley (I live in Basingstoke) I do use the shop at weekends when staying with my partner.

I have used the shop since it opened both for convenience for alcohol and always on Sunday's for my newspapers. I have found the staff to be always courteous, helpful and observant.

Whilst awaiting to pay for my goods I have noticed on many occasions the staff insisting on proof of age when selling to a person who appears to be underage and often refusing to serve people if they do not have ID.

In my opinion all staff are conscientious in their duties and to all customers.

Regards
Paul French

Derek Seekings

From: Derek Seekings
Sent: 16 February 2015 14:27
To: Derek Seekings
Subject: FW: Aryana Express - James Petter - 08/02/2015

Copy with e-mail address redacted

From: James Petter
Sent: 08 February 2015 23:40
To: Cllr Ian Sams
Cc: licensing; james work
Subject: Aryana Express licence review

Hi Councillor Sams, thank you for taking the time recently to hear my grievance about the report going to the licensing committee at Surrey Heath Council regarding our local convenience store, Aryana Express.

I'm sorry I haven't sent this email earlier but my wife has been in hospital recently.

As I stated at the time, my concern is not with the incident of the secret shopper, but with the inclusion in the report of the incident which occurred in Apex Drive on 7th December 2014. I think it's inclusion is misleading and, as my wife and I were in attendance right from the beginning, not entirely accurate. My wife saw the young girls entering Apex Drive from the Mychett/Ash Vale direction as she returned home from work. They did not come from the town centre where Aryana Express is sited. A neighbour called the police as we were concerned about the state of the girls. We had spoken to one of the girl's mother who gave us some useful information as to her daughters' ADHD condition. When the police arrived they were not at all concerned as to what information we had to offer. They did take a note of our house number but nothing else. We were not contacted after this.

As I had already said in our conversation Councillor Sams, I think the inclusion of this incident could sway opinion if it were thought that this was linked in anyway to the secret shopper exercise on the 17th December 2014.

The reason I feel strongly about this is my sense of duty to avoid an infringement of justice. I am not making any comment on the secret shopper exercise.

I also spoke to Derek Seekings, Licencing Officer, at Surrey Heath to express my concerns, which is why I have copied him into this news letter. I know you said you would try to see him as you were going to the council offices.

Thank you both very much for your time.

Yours Sincerely,

James Petter