

**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 T/Inspector Jon Castell

*(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**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> J K WINES 5 HIGH STREET BAGSHOT	
<b>Post town</b> BAGSHOT	<b>Post code (if known)</b> GU19 5AG

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> JAZ & KIRAN WINES LTD 5 HIGH STREET BAGSHOT SURREY GU19 5AG
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<b>Number of premises licence or club premises certificate (if known)</b> SHBCPR-10277
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**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<br>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  
Camberley Police and Surrey Heath Borough Council licensing department carried out two joint test purchase operations within a 3 month period the first was on Wednesday 9<sup>th</sup> September 2015 and the 2<sup>nd</sup> on the 19<sup>th</sup> November 2015.  
The person failing the sales by selling alcohol to an underage person on both occasions was the owner and also the designated premises supervisor Mr Ravel Singh Motizada. Mr Motizada failed to ask for identification on both the test purchases and he sold alcohol to the underage persons.

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

J K Wines is a small off licence confectionary shop situated at 5 Bagshot High Street Bagshot GU15 5AG. The designated premises supervisor is the owner of the premises a Mr Ravel Singh Motizada

The details of the two offences are as follows

On Wednesday the 9<sup>th</sup> September 2015 Camberley Police carried out a joint test purchase operation with Surrey Heath Borough Council's licensing department.

One of the premises that was tested on the night was J K Wines of 5 High Street Bagshot. The person working in the shop at the time of the test purchase was the designated premises supervisor Mr Motizada .

At 17:50 hours two 16 year old female test purchasers entered the shop and one of the girls attempted to buy alcohol, At no time did Mr Motizada ask for any identification he went ahead and sold the girl a bottle of white wine. The incident was witnessed by a plain clothes Police officer special constable 6434 Lee Welch Surrey Heath licensing officer Rab Carnie attended the premises shortly after the incident with Police constables 2993 Natalie Pattison. The plain clothed officer then related the facts of the offence to the uniformed officers in the presence and hearing of Mr Motizada. Mr Motizada admitted the offence and he was issued with an £90 fixed penalty ticket for selling alcohol to a person under 18 years of age

The 2<sup>nd</sup> test purchase was again a joint operation with Surrey Heath Borough Council's licensing department

On Thursday the 19<sup>th</sup> November 2015 at 19:40 hours two underage test purchasers entered the shop, Mr Motizada was again working behind the counter one of the young female test purchaser was attempting to buy a bottle of white wine. At no time did Mr Motizada ask for any identification and he sold the girl the bottle of wine The incident was witnessed by Special constable 6174 Bernard Whitney and Police Support Officer 14079 Sue Spencer

Surrey Police licensing officer Rab Carnie along with Surrey Heath Licensing Officer Derek Seekings attended the premises shortly after the incident and informed Mr Motizada that he had failed another test purchase. Police constable 40204 Debbie Haydon and Police Sergeant Sandra Carlier also attended . The plain clothed officers then related the offence to the uniformed officers in the presence and hearing of Mr Motizada. Due to Mr Motizada already having been issued with an fixed penalty notice for a similar offence on the 9<sup>th</sup> September 2015 he was not eligible for another fixed penalty notice so he was reported for the offence by Police Constable Haydon.

Surrey Police works very closely with the licensing trade but where we receive intelligence or concerns from the community that standards at a premises are not being maintained we will seek to prosecute with our colleagues from Surrey Heath Borough Council and Trading Standards.

"Poorly run premises often have a negative impact on a community and this is one of the tactics we use and will continue to use to deal with any premises that falls below the required standard. Should any premise fail two test purchases within a three month period, they could risk prosecution and a review of its licence.as in this case

"It is a proven fact that the misuse of alcohol is a factor in leading young people to behave in an anti-social manner and those businesses that have a licence to sell alcohol have a responsibility to ensure that the conditions of that licence, and the law are upheld."

It was the decision of the Borough inspector Jon Castell that although Mr Motizada was reported for the offence it would be better to deal with premises by reviewing the

premises licence due to the designated premises supervisor being the one failing both test purchases

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

1) 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

2) To remove the current designated premises supervisor

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

#### General

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

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

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

2) 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

3) 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.

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

5) 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

6) 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

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

1) 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 and this book must be made available if requested by the Police

#### Public Safety

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

2)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

3)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

1)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

#### Protection of children from harm

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

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

3)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

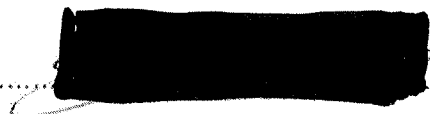
- \* I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate ☒
- \* I understand that if I do not comply with the above requirements my application will be rejected ☒

**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

23 NOV 15

Capacity Borough Inspector

T/INSP 1829 CASTLE

**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.