

Blackpool Council Licensing Service				
Representation made by a Responsible Authority In support of an application for the Review of an existing Premises Licence or Club Premises Certificate				
Responsible Authority making representation				
Name of Responsible Authority	Lancashire Constabulary			
Name of Officer <i>(please print)</i>	PC 4107 Emma Pritchard			
Contact telephone number	01253 604007			
Date representation made	18	05	2017	
Do you consider mediation appropriate			YES	NO
Name of Responsible Authority / Applicant who requested a review of this Licence				
Premises Details				
Premises Name	Bispham Local Store (was Booze 101)			
Address	101 Bispham Road			
	Blackpool			
Post Code	FY2 0NR			
Details of your representation in support of the review application (Please reference & attach supporting any documentation)				
<p>Lancashire Constabulary support the Review application by The Weights and Measures Authority submitted by Lois Peers on the grounds of the protection of children from harm.</p> <p>On 20th March 2017 a joint Alcohol Test Purchasing Operation was conducted by Blackpool Council Trading Standards and Lancashire Constabulary. A 15 year old male volunteer entered Booze 101, 101 Bispham Road, Blackpool at 18:01hrs and was sold alcohol (2 bottles of Koppaberg cider) and was not asked to provide any identification. Arumugam KAJANTHAN (dob 01/07/1980) was spoken to by PC 4107 Emma Pritchard shortly after this and informed he had committed the offence of selling alcohol to a person under 18 contrary to section 146 of The Licensing Act 2003. PC Pritchard saw that Mr KAJANTHAN had a personal alcohol licence however he said that he had not undergone any written training whilst working at the premises. MR KAJANTHAN gave his address as the flat above the premises with his wife who was also working in the shop at the time. When asked where the DPS and PLH Amalan ARUMUGAM was he said he was in Liverpool. It was explained to Mr KAJANTHAN that a meeting regarding this failed test purchase would be set up with</p>				

Amalan ARUMUGAM. Due to technical difficulties Mr KAJANTHAN was not issued with a fixed penalty notice on the evening and PC Pritchard arranged to attend the premises the following day.

On 21st March PC Pritchard attended Booze 101 and issued a £90 penalty notice to Arumugam KAJANTHAN, with an option of attending a BIIAB accredited course ran by Blackpool Council as an alternative. At the time of this visit the DPS/ PLH was not present.

Lois PEERS of Blackpool Council Trading Standards advised me that she had written to the DPS/PLH Amalan ARUMUGAM to attend an intervention meeting arranged for 19th April in order to offer assistance to prevent future underage sales. I attended this meeting on 19th April, however it was Arumugam KAJANTHAN who attended the meeting not Amalan ARUMUGAM. It was explained it was the DPS/PLH we needed to speak to and Mr KAJANTHAN said his brother had just taken his wife to hospital so he couldn't attend the meeting. He was asked if his brother (the DPS/PLH) was ever present at the shop and he said the DPS went to Liverpool 3 days a week but he was at the shop the rest of the time. Mr KAJANTHAN said his wife Nirasha KAJANTHAN had bought the shop in July 2015 and that he and his wife had been there since but he didn't have a personal alcohol licence at the time so couldn't go on the licence. Mr KAJANTHAN said he would apply to put the premises licence in his name. He said there was no staff training in place and that it was only himself and his wife working there at that time. He said there was no refusals registrar or till prompts and was not aware of the challenge 25 policy. PC PRITCHARD advised Mr KAJANTHAN to train his wife and get her to sign and date training. PC PRITCHARD emailed examples of training as well as challenge 25 posters on 20th April. Mr KAJANTHAN was advised that the premises will be re-tested and if alcohol is sold to a person under 18 it would be a persistent sales of alcohol offence which could lead to a closure order, prosecution and/ or review and this would be viewed extremely seriously given the lack of training and lack of action from the current DPS/PLH.

On 24th April Lois PEERS submitted a Review for the Premises Licence Booze 101. Bispham Road.

On 25th April a transfer and vary DPS for this premises licence was submitted by Arumugam KAJANTHAN and Nirosha KAJANTHAN.

At the time of my representation no further test purchasing has been attempted at the premises and I have not re-visited the premises or spoken to Arumugam KAJANTHAN.

Although the Police have no reported incidents of crime occurring at the premises, they are concerned with the lack of presence by the previous PLH/DPS and the lack of policies or training in place to prevent underage sales of alcohol which is a crime which often goes unreported.

There are currently no conditions attached to this Premises Licence. Therefore The Police would ask that the committee consider the addition of the following conditions to the operating schedule:

1.The Licence holder is to support and rigorously enforce the Challenge 25 proof of age policy.

Any person who looks or appears to be under the age of 25 shall be asked to provide identification that they are over the age of 18. The following are the only forms of identification acceptable:

- i. UK photo driving licence
- ii. Passport
- iii. Proof of Age Standards Scheme Card
- iiii. Armed Forces ID card

Signs promoting this policy will be prominently displayed at public entrances and alcohol sales areas

2.All staff to have received suitable training in relation to the proof of age scheme to be applied upon the premises. Records to evidence this will be made available to an authorised officer upon request. Refresher training shall be conducted every 3 months as a minimum.

3.CCTV will be installed internally and externally at the premises and will comply with the following:

The CCTV system shall be installed, maintained and operated to the reasonable satisfaction of Lancashire Constabulary. All public areas of the premises are to be covered by the system. The system will incorporate a camera covering each of the entrance doors and will be capable of providing an image which is regarded as identification standard.

The system will display on any recording the correct time and date of the recording. The system will make recordings during all hours the premises are open to the public. Digital recordings shall be held for a minimum of 21 days after the recording is made and will be made available to the Police or any authorised persons acting for a Responsible Authority for inspection upon request.

The system will, as a minimum, record images of the head and shoulders of all persons entering the premises.

4.A staff member who is conversant with the operation of the CCTV system will be on the premises at all times the premises are open to the public. This staff member will be able to show recent data or footage with the absolute minimum of delay when requested to a Police Officer or to a Local Authority Enforcement Officer.

5.The Licence Holder or Designated Premises Supervisor shall notify the Police Licensing Unit on any occasion when the CCTV is to be inoperative for a period in excess of one working day and shall provide a certificate from a competent person stating the reason for the system being inoperative and the measures which have

been taken to satisfy the licence conditions.

6. An authorisation of sales, signed and dated by the DPS, shall be kept at the premises showing all persons authorised by them to make sales of alcohol at the premises.

7. A Personal Licence holder will be available to attend the premises within 30 minutes while the sale and supply of alcohol takes place.

8. A refusals register to be kept and maintained which is readily available for inspection by a Police Constable or authorised officer and this register will be reviewed weekly by the licence holder or Designated Premises Supervisor.