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 *(please print)*	P.C 3842 EVANS			
Signature of Officer				
Contact telephone number	**01253 604005**			
Date representation made	**14**	**07**	**15**	
Do you consider mediation to be appropriate				NO

Name of Responsible Authority / Applicant who requested a review of this Licence
Blackpool Council Weights & Measures

Premises Details	
Premises Name	**Bells Convenience**
Address	151 Palatine Road
	Blackpool
Post Code	FY1 4DN

Details of your representation in support of the review application
(Please reference & attach supporting any documentation)

I am in receipt of a review application submitted by Blackpool Trading Standards for the above premises and on behalf of the Chief Officer of Police wish to make a representation in support of that review.

On Friday 17th April 2015 the premises failed a Test Purchasing Operation, whereby a 15 & 16 year old male volunteers were serve a 10 pack of lager. The Dps at the time as sated on the current premises licence was not present. The seller Sornalingham JEYABALAN informed officers that he had been working at the premises for 3 months and could not show us any of his Proof of age training.

On the evening JEYABALAN had no proof of due diligence available to see at the time, and no authorisation of sales document showing who was approved to sell alcohol on behalf of the DPS. There was also no refusals register and a limited amount of posters in store in relation to challenge `25`. The premises licence was also not on display. During our visit at no point and even when asked was it pointed out that Mr Khan was no longer the current DPS/PLH.

During a follow up intervention it became apparent that Mr Khan had nothing to do with the current operation of the business and Mr JEYABALAN believed that he had the day to day running of the

operation.

The police have serious concerns that there is no responsible person in place and have not been since December 2014 and that the Proof of Age training is not being adopted. The Police have limited confidence that the promotion of the Licensing Objectives is being upheld.

Please find attached a copy of my Licensing note in relation to the Test Purchase operation.

Lancashire Constabulary
police and communities together

Licensing File Note

Premises : BELLS CONVENIENCE,PALATINE ROADBLACKPOOL

Information/Complaint: FAILED TEST PURCHASE

Log/Crime Number :

Date premises visited : 17TH APRIL 2015

Persons Spoken to : SORNAL JEYABOLAN (SELLER)

Action Taken: TEST PURCHASE OPERATION CONDUCTED BY THE POLICE AND TRADING STANDARDS WITH A 15 YEAR OLD & 16 YEAR OLD MALE TEST PURCHASERS. PURCHASERS ENTERED BELLS, PALATINE ROAD AND PURCHASED A 10 PACK OF CARLSBERG PRICED AT £7.25, WHICH WAS THEN SOLD TO THEM BY THE MALE BEHIND THE COUNTER. THE SELLER DID NOT ASK FOR I.D TO BE PRODUCED OR CHALLENGE THEIR AGE.

ON THE EVENING TRADING STANDARDS OFFICER STEVE ASH AND POLICE OFFICER P.C EVANS ENTERED THE SHOP TO INFORM THEM OF THE SALE AND IDENTIFY THE SELLER. THE MALE BEHIND THE COUNTER GAVE HIS DETAILS AS SORNAL JEYABOLAN [redacted] HE WAS INFORMED THAT HE HAD JUST SOLD ALCOHOL TO VOLUNTEERS UNDER 18 AND WAS SHOWN A PICTURE OF THE MALES WHICH HE ACCEPTED HE HAD BEEN THE SELLER.

MR JEYABOLON STATED THAT HE HAD NOT SOLD TO ANYONE UNDER AGE BEFORE AND THAT HE HAD MADE A MISTAKE, I ASKED HIM HOW LONG HE HAD BEEN WORKING AT THE SHOP FOR AND HE STATED 3 MONTHS.AT NO POINT DID MR JEYABOLON MENTION THAT HE WAS THE OWNER/DPS.

I ASKED TO VIEW TIIE PROOF OF AGE TRAINING AND HE COULD NOT PROVIDE ME WITH ANY, I GOT THE IMPRESSION THAT HE HAD NOT UNDERTAKEN ANY PROOF OF AGE TRAINING. THERE WAS ONLY ONE SMALL POSTER PRESENT IN THE SHOP PROMOTING THE CHALLENGE OF AGE SCHEME. THE PREMISES LICENCE WAS NOT ON DISPLAY IN THE SHOP. THERE WAS NO REFUSALS BOOK IN PLACE AND THE TILL DID NOT CONTAIN AN EPOS SYSTEM.

TRADING STANDARDS PROVIDED MR JEYABOLON PAPERWORK ADVISING OF THE SALE AND DOCUMENTATION TO BE HANDED TO THE OWNER AND WE ADVISED THAT WE WOULD BE IN TOUCH IN RELATION TO THIS SALE AND BE INVITING THE DPS IN FOR A INTERVENTION MEETING.

I WAS MADE AWARE BY TRADING STANDARDS THAT AN INTERVENTION MEETING HAD BEEN ARRANGED WITH BELLS CONVENIENCE ON 1ST JUNE AND ASKED IF I WOULD ATTEND. THE USUAL PROCESS FOR THESE INTEVENTIONS ARE TO INVITE THE PREMISES LICENCE HOLDER AND THE DESIGNATED PREMISES SUPERVISOR FOR AN INFORMAL MEETING TO RUN THROUGH WHAT PROCESSES THEY HAVE IN PLACE NOW AND IF WE COULD GIVE ANY ADVICE ON HOW THEY COULD IMPROVE THE CURRENT PROCEDURES.

ON THE DAY MY JEYABOLAN ATTENDED AND CONFIRMED HIS NAME AS SORNALINGAM JEYABALAN ALONG WITH ANOTHER MALE SIUAKUMAN SIVATHARSAN AT FIRST I PRESUMED THAT THIS MALE WAS THE PLH/DPS AND IT BECAME CLEAR AFTER A SHORT TIME THAT HE WAS JUST A FRIEND OF JEYABALAN. WE ASKED WERE MR KHAN WAS AND THEY INFORMED US THAT THEY DIDN'T KNOW AND THAT MR JEYABALAN HAD BOUGHT THE BUISNESS BACK IN DECEMBER 2014 AND HE WAS RUNNING IT AND WAS TO BE THE DPS. I ASKED WHY HE HAD NOT DECLARED THIS TO THE COUNCIL IN RELATION TO CHANGE OF PREMISES LICENCE INTO HIS NAME, HE ALSO STATED THAT HE HAD NOT YET RECEIVED HIS PERSONNEL LICENCE THROUGH YET FROM BRENT COUNCIL SO HAD NOT CHANGED HIMSELF TO BE THE DPS. I EXPLAINED THAT THE LICENCE IS STILL SHOWING AS BEING IN MR KHANS NAME AND HE IS STILL RESPONSIBLE AS THE DPS FOR THE DAY TO DAY RUNNING OF THE BUISNESS.

MR JEYABALAN SHOWED SOME DOCUMENTATION THAT HE HAD TAKEN OVER THE STOCK OF THE PREMISES BUT NOTHING SHOWED THAT HE HAD TAKEN OVER THE PREMISES LICENCE. HE COULD ALSO NOT EXPLAIN WHY HE DIOD NOT INFORM US OF THIS ON THE EVENING OF THE SALE. I ASKED WHY MR SIVATHARSAN WAS WITH HIM AND HE STATED HE HAD NOTHING TO DO WITH THE PREMISES JUST CAME TO OFFER ANY SUPPORT.

THEY PROVIDED SOME DOCUMENTATION IN RELATION TO PROOF OF AGE WHICH STATES MR JEYABALAN HAD CONDUCTED PROOF OF AGE TRAINING ALTHOUGH THIS WAS NOT SHOWN ON THE EVENING, IT ALSO SHOWS THAT A SIGNED DOCUMENTATION TO AUTHORISE SALES BY MR KHAN AND UNDERNEATH THIS IS S.JEYABALAN WHICH CONFUSES ME SOMEWHAT WHY HE WOULD AUTHORISE SALES HE HE IS NO LONGER PART OF THE BUISNESS.

I HAVE GREAT CONCERNS IN RELATION TO THIS PREMISES AND DID LEAVE THEM ON THE NOTE THAT THEY SHOULD CHANGE THE PREMISES LICENCE AND DPS OVER ASAP.

Officer: PC 3842 EVANS

Further Action Required No

If 'Yes' Indicate details