

## Licensing File Note

**Premises:** WHITEGATE DRIVE FOOD&WINE, WHITEGATE DRIVE,  
BLACKPOOL

**Information/Complaint:** RE-VISIT AND NEW DPS

**Action Taken:** RE-VISIT CONDUCTED ON THE PREMISES WITH GARETH SHAW TO CHECK EVERYTHING NOW AIO AND A NEW DPS VISIT CONDUCTED.  
RAN THROUGH THE DPS FORM AND SHE IS HAPPY WITH THE CONDITIONS AND SINCE THE WARNING LETTER HAS GOT THE ISSUES REVOLVED HOWEVER STILL NO PROOF OF AGE TRAINING AS THE PAPERWORK REGARDING THIS AHD NOT BEEN RECEIVED FROM TRADING STANDARDS I HAVE SINCE SPOKEN TO TRADING STANDARDS AND THAT INFORMATION WILL BE HAND DELIVERED THIS WEEK. ALL ISSUES RAISED BY HEALTH&SAFETY HAD ALSO BEEN RECTIFIED HOWEVER A KNEW ISSUE WAS FOUND IN REGARDS THAT THE ELECTRICITY BOXES LOOKED TO HAVE BEEN TAMPERED WITH. ELECTYRICITY NORTHWEST ATTENDED AND CONFIRMED THAT THIS WAS THE CASE AND THAT ONE OF THE BOXES WAS ALSO A STOLEN BOX FROM ANOTHER PREMISES THEREFORE BOTH BOXES REMOVED FOR EVIDENTIAL PURPOSES AND ELECTRICITY TURNED OFF. THE OWNERS WILL THEN NEED TO CONTACT THE ELECTRIC COMPANY TO GET A NEW BOX INSTALLED.

**Officer:** PC 3842 EVANS

**Date** 12/03/2013

**Further Action Required** No

**If 'Yes' Indicate details**

## Licensing File Note

**Premises:** WHITEGATE FOOD&WINE, WHITEGATE DRIVE, BLACKPOOL

**Information/Complaint:** MULTI AGENCY VISIT

**Action Taken:** ON THE 17TH JANUARY 2013, A MULTI AGENCY VISIT WAS CONDUCTED WITH GARETH SHAW HEALTH & SAFETY AND LOIS PEERS TRADING STANDARDS, GEORGE PRESTON LANCASHIRE FIRE SERVICE AND LEE WORJOWSKI FROM THE FOOD STANDARDS AGENCY DURING WHICH THE CONDITIONS OF THE PREMISES LICENCE WERE DISCUSSED WITH THE DPS CELINE THIRUCHELVAM AND THE LICENCE HOLDER RASIAH ARULANANTHAM ALSO PRESENT WAS NIMALARAJAH JEGANATHAN WHO STATED HE WAS TO BE THE NEW JOINT LICENCE HOLDER AND SUBRAMANIAM THIRUCHELVAM WHO IS THE HUSBAND OF THE DPS.

NUMEROUS BREACHES WERE FOUND THE PREMISES LICENCE WAS NOT ON DISPLAY BUT I WAS INFORMED THIS WAS DUE TO YOU WAITING FOR IT FROM THE COUNCIL. NO PROOF OF AGE TRAINING AND NO AUTHORISATION OF SALES.

THERE WAS ALSO A MALE SERVING ALCOHOL BEHIND THE COUNTER WHO THE DPS DID NOT KNOW THE DETAILS OF NOR DID THE LICENCE HOLDER AND I WAS UNABLE TO GET HIS DETAILS AS HE HAD LEFT. HEALTH AND SAFETY FOUND NUMEROUS ISSUES WITH THE ELECTRICS AND THE FLOOR HAD ALSO SUNK CAUSING IT TO BE DANGEROUS, THE ELECTRIC WAS SHUT AND THE PREMISES HAD TO CLOSE UNTIL THE ELECTRIC WERE SORTED AND A VALIED ELECTRIC DOCUMENT WAS PROVIDED.

WARNING LETTER HAS BEEN SENT TO DPS AND LICENCE HOLDER

**Officer:** PC 3842 EVANS

Date 26/09/2012

**Further Action Required** Yes

**If 'Yes' Indicate details** RE-VISIT IN 28 DAYS TO CHECK ALL BREACHES  
HAVE NOW BEEN SORTED.

Nightsafe Department  
Blackpool Central Police Office  
Bonny Street  
Blackpool  
Lancashire  
FY1 5RL  
26th January 2013

Dear Mrs Thiruchelvam

**Re: Whitegate Drive Food&Wine, Whitegate Drive,Blackpool .**

I refer to my visit to your premises on 17<sup>TH</sup> January 2013, in company with Gareth Shaw Health & Safety and Lois Peers Trading Standards, George Preston Lancashire Fire Service and Lee Worjowski from the Food Standards Agency during which the conditions of your Premises Licence reference **PL0106** were discussed with yourself and the licence holder Rasiah Arulanantham, I would make the following observations regarding the conditions as outlined below:

**1) "Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personnel licence"**

At the time of our visit there was no authorisation in place for any of the staff serving alcohol and therefore meaning that they are not allowed to sell alcohol until this is rectified.

**2)" 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. The policy must require individuals who appear to the responsible person to be under 18 year 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."**

At the time of our visit you could not show me any Proof of age training for any of the staff and to be honest you did not understand what Proof of age training was this gave me cause for concern. You need to apply for an up to date training package from Trading Standards and get all staff to conduct the training and sign to evidence when this was conducted. There was also no posters around the store showing customers what your Challenge of age policy is you need to also obtain some posters and place them up around the store.

There was No incident book or Refusals book for selling to drunks and under age this is not a condition but is this is best practice to be done in case you are test purchased and fail and can show evidence of past refusals.

At the time of my arrival there was a male serving behind the counter and whilst we were there I witnessed that male serve a customer alcohol however he then left the shop and did not return. When I asked you for the males details you did not know

who the male was that was serving and I also asked the licence holder and he to could not provide me with the males details this also gives me great cause for concern that you do not know who is serving alcohol in your store and with no training record. Please can all staff be recorded with full names, addresses and date of birth for any future enquiries.

At the time of the visit various issues were raised by Health & Safety and I know they had to turn your electric off and this could not be turned back on until an electrician had been and sorted the issues I am sure that Health & Safety will have wrote to you as well highlighting the issues.

I will advise that in accordance with section 136(1) of the Licensing Act 2003 "a person commits an offence if a) he carries on or attempts to carry on a licensable activity on or from any premises otherwise than in accordance with an authorisation, b) he knowingly allows a licensable activity to be so carried on."

The maximum penalty for this offence is six months imprisonment and/or a fine not exceeding £20,000."

***Please be aware that until the conditions of the Premises Licence are being fully adhered to, any licensable activity is conducted other than in accordance with a licence. I intend to re-visit the premises within 28 days from the date of this correspondence. If at the time of my visit, these issues are not rectified, I will report the appropriate parties for prosecution.***

If you have any further questions, please do not hesitate to contact me.

Yours sincerely,

  
P.C 3842 Lisa Evans  
Blackpool Licensing Department tel: 01253 604005

## Licensing File Note

**Premises:** WHITEGATE DRIVE FOOD&WINE, 99 WHITEGATE DRIVE .

**Information/Complaint:** INTERVENTION WITH DPS AFTER FAILED TEST PURCHASE.

**Action Taken:** INTERVENTION CONDUCTED WITH DPS VELAUTHAPILLAI MOHANAKUMAR AT BLACKPOOL COUNCIL IN COMPANY WITH GLEN PHOENIX (TRADING STANDARDS) AIM OF THE MEETING TO DISCUSS THE RECENT TEST PURCHASE FAIL AND TO SEE IF ANY INTERVENTION NEEDED. MOHANAKUMAR ATTENDED THE MEETING IN COMPANY WITH A SIVATHASAN SIVAKUMAR 29/11/86 AND IT APPEARED FROM THE OUTSET THAT MR MOHANAKUMAR DOES NOT HAVE AN ACTIVE ROLE IN THE BUISNESS HE LIVES IN HARLOW AND FROM ASKING HIM THE FIRST INITIAL QUESTIONS EVERY TIME HE LOOKED AT MR SIVAKUMAR WHO ANSWEREDTHE QUESTIONS. I ASKED MR MOHANAKUMAR WHEN HE HAD LAST BEEN TO THE PREMISES AND HE STATED A MONTH AGO I HAVE THEM CHALLENGED HIM IN RELATION TO HIS ROLE IN THE COMPANY AND THAT I BELIEVED THAT HE HAD NO ACTIVE ROLE AND THAT HIS NAME WAS JUST BEING PLACED ON THE LICENCE TO COVER THE SHOP TO TRADE. THIS WAS NOT DISPUTED BY EITHER MALE. THE MALE IN QUESTION ON THE EVENING OF THE FAILED TEST PURCHASE WAS RASIAH ARULUNUNTHAM WHO IS THE UNCLE OF MR SIVAKUMAR WHO IT WOULD APPEAR IS RUNNING THE SHOP BUT AFTER CHECKS HE CANNOT BE THE DPS DUE TO HIS PREVIOUS ON PNC. THERE IS NO PROOF OF AGE TRAINING IN RELATION TO THE STORE.

I HAVE SINCE VISITED THE SHOP AND SPOKE WITH MR SIVAKUMAR ABOUT MY CONCERNS IN RELATIONTO NO ACTIVE DPS AND STATED THAT I WANT A NEW DPS PUT INTO PLACE ASAP HE IS IN AN ACTIVE ROLE I HAVE BEEN ADVISED THAT THIS IS ALREADY IN PROCESS.

**Officer:** PC 3842 EVANS

**Date** 01/07/2012

**Further Action Required** Yes

**If 'Yes' Indicate details** WHEN THE NEW DPS IS PUT INTO PLACE A FULL LICENCE VISIT O BE CONDUCTED.





## Licensing File Note

**Premises:** WHITEGATE FOOD AND WINE - 99 WHITATE DRIVE

**Information/Complaint:** UNDER AGE TEST PURCHASE OPERATION

**Action Taken:** CONDUCTED TEST PURCHASE OPERATION. FAILED SERVING ALOCHOL TO 14 YEAR OLD GIRL. PND RASIAH ARULANANTHAM 11/01/62

**Officer:** PC 3224 HILL

Date 25/05/2012

**Further Action Required** No

**If 'Yes' Indicate details**