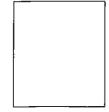


SHEFFIELD CITY COUNCIL Committee Report



Report of:	Chief Licensing Officer, Head of Licensing
Date:	2 nd February 2017
Subject:	Licensing Act 2003 Application for the review of a premises licence
Author of Report:	C Stephenson
Summary:	To consider an application for the review of a premises licence submitted by South Yorkshire Police
Recommendations:	That members carefully consider the application for review along with any other representations made and take such steps that the Committee consider necessary for the promotion of the Licensing Objectives
Background Papers:	Attached documents
Category of Report:	OPEN

REPORT OF THE CHIEF LICENSING OFFICER, Ref No 09/17 HEAD OF LICENSING, TO THE LICENSING SUB COMMITTEE

LICENSING ACT 2003

Review of Premises Licence

Shop Local 166 Abbeydale Road Sheffield S7 1FH

1.0 PURPOSE OF REPORT

1.1 To consider an application for the review of a premises licence made under Section 51 of the Licensing Act 2003 in relation to Shop Local 166 Abbeydale Road Sheffield S7 1H.

2.0 THE APPLICATION

- 2.1 The application was made by the South Yorkshire Police on 15th December 2016.
- 2.2 The grounds for the review are based on the following aspects of the 2003 Licensing Act objectives:-
 - The prevention of crime and disorder
 - Public Safety
 - The prevention of public nuisance.
 - The protection of children from harm.
- 2.3 The application form is attached at Appendix 'A' and details further the grounds for the review application.

3.0 REASONS FOR REFERRAL

- 3.1 The Licensing Authority must under the Act refer any application for review to the Licensing Committee, unless it is withdrawn, or if representations are made by an interested party that the Licensing Authority are of the opinion that they are frivolous or vexatious.
- 3.2 The Licensing Authority has, during the representation period received representations from the following:
 - a) Sheffield Safeguarding Children Board Appendix 'B'b) no 1 Public Appendix 'B'
- 3.3 The applicant, the Premises Licence Holder and any other person that has made representations have been invited to attend the hearing. Copies of the front page of the notices are attached to this report labelled Appendix 'C'.
- 3.4 A copy of a supportive letter with petition is attached at Appendix D the original petition will be available to at the hearing.
- 3.5 A copy of the current premises licence is attached at Appendix D.

4.0 POLICIES TO CONSIDER

4.1 Sheffield City Council Licensing Policy

5.0 FINANCIAL IMPLICATIONS

There are no specific financial implications arising from this application. However additional costs may be incurred should the matter go to appeal. In such an eventuality it may not be possible to recover all these costs. The impact of these additional costs (if any) will be kept under review and may be subject of a further report during the year.

6.0 THE LEGAL POSITION

- 6.1 The Licensing Act 2003 at section 52(3) requires that the Licensing Authority must, having regard to the application and any relevant representations, take such steps mentioned in subsection (4) (if any) as it considers necessary for the promotion of the licensing objectives.
- 6.2 Section 52(4) states:

"The steps are -

- a) To modify the conditions of the licence;
- b) To exclude the licensable activity from the scope of the licence;
- c) To remove the designated premises supervisor;
- d) To suspend the licence for a period not exceeding three months;
- e) 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 added."

- 6.3 If members decide to take the steps referred to in (a) or (b) above, it may provide that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.
- 6.4 The Licensing Act 2003 at section 52(11) states that:

"A determination under this section does not have effect -

- a) until the end of the period given for appealing against the decision, or
- b) if the decision is appealed against, until the appeal is disposed of."
- 6.5 The Licensing Act 2003 at section 4(1) requires the Licensing Authority to carry out its functions with a view to promoting the Licensing Objectives which section 4(2) sets out as:
 - a) the prevention of crime and disorder,
 - b) public safety,
 - c) the prevention of public nuisance,
 - d) the protection of children from harm.

6.6 Section 4(3) of the Licensing Act also requires the Licensing Authority to have regard to the published Statement of Licensing Policy and any guidance issued by the Secretary of State under Section 182.

7.0 HEARINGS REGULATIONS

- 7.1 Regulations governing hearings under the Licensing Act 2003 have been made by the Secretary of State.
- 7.2 The Licensing Authority has provided all parties with the information required in the Regulations to the 2003 Act as set out at Appendix 'C'.
- 7.3 Attached at Appendix 'C' is the following:
 - a) a copy of the Notice of Hearing;
 - b) the rights of a party provided in Regulations 15 and 16;
 - c) the consequences if a party does not attend or is not represented at the hearing
 - d) the procedure to be followed at the hearing.

8.0 APPEALS

8.1 The Licensing Act 2003 section 181 and Schedule 5 makes provision for appeals to be made by the applicant; the holder of the premises licence and those making representations against decisions of the Licensing Authority to the Magistrates Court.

9.0 RECOMMENDATIONS

9.1 That members carefully consider the application for review along with any other representations made and take such steps as detailed in paragraph 5.2 above that the Committee consider necessary for the promotion of the Licensing Objectives.

10.0 OPTIONS OPEN TO THE COMMITTEE

- 10.1 a) modify the conditions of the licence;
 - b) exclude a licensable activity from the scope of the licence;
 - c) remove the designated premises supervisor;
 - d) suspend the licence for a period not exceeding three months;
 - e) revoke the licence; or
 - f) reject the application for review.

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Steve Lonnia,
Chief Licensing Officer, Head of Licensing
Business Strategy and Regulation
Place Portfolio
Block C, Staniforth Road Depot
Sheffield
S9 3HD.

Appendix A



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Date: 15th December 2016

Sheffield City Council Licensing Block C Staniforth Road Deport 609 Staniforth Road Sheffield S9 3GZ

Dear Sir / Madam,

Re: Licensing Review - Shop Local, Abbeydale Road

Please find attached papers which South Yorkshire Police will rely upon at a Licensing Review at the Town Hall, Sheffield in relation to the above named premises.

I have an additional two statements in my possession from a 17 year old and his father. I have not submitted these within the papers due to them being of a sensitive nature. I have previously experienced a young person being identified from a statement I submitted, despite all his personal details being removed. This caused great distress to him and his parents due to parts of his statement being printed in the local media. Therefore to safeguard this young person I request these statements are brought to the Review hearing and read in closed session.

The papers have also been served upon all Responsible Authorities and the Premise Licence Holders.

Yours Sincerely

Cheryl Topham
South Yorkshire Police Licensing Team
Force Headquarters
Carbrook House
Carbrook Hall Road
Sheffield
S9 2EH

Tel - (0114) 2523163

Re: Shop Local, Abbeydale Road, Sheffield

Premise Licence Holders - Mr Sarfraz Bhatti

Designated Premises Supervisor - Mr Sarfraz Bhatti

INDEX TO BUNDLE OF DOCUMENTS

Compiled on

	DOCUMENT
	Application for Review (S51) dated 12th December 2016
	Statement by Cheryl Topham, SYP Licensing Enforcement Officer dated
<u> </u>	12 th December 2016
	Statement by SGT 634 Cremin dated 7th December 2016
	Statement of Police volunteer dated 8th December 2016
	FPN dated 8th December 2016 issued to Mr Sarfraz Bhatti

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[South Yorkshire Police]

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, Cheryl Topham (for and on behalf of the Chief Constable, South Yorkshire Police) 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 club premises, or if non- description. Shop Local, 166 Abbeydale Road	e, ordnance survey map reference or
Post town Sheffield	Post code (if known) S7 1FH
Name of premises licence holder or club holding club Sarfraz Ahmed Bhatti	premises certificate (if known)
Number of premises licence or club premises certifica SY 2086 PR	te (if known)
Part 2 – Applicant details	
l am	Please tick 🗸 yes
 a) an interested party (Please complete (A) or (B) be a) a person living in the vicinity of the premises b) a body representing persons living in the vicinity of the premises 	
 c) a person involved in business in the vicinity of premises 	the
 d) a body representing persons involved in busing in the vicinity of the premises 	ness

				<i>- 4/1</i>
2) a responsible authority (please co	omplete (c) below)			4
3) a member of the club to which the (please complete)	is application relat plete (A) below)	es		•
(A) DETAILS OF INDIVIDUAL APPLIC	ANT (fill in as appl	icable)		
Mr Mrs Mrs Surname			Other title for example, Rev)	
I am 18 years old or over Current address			Please tick ✓	yes
Post Town		Post Code		
Daytime contact telephone numb	er			
Email address (optional)				
(B) DETAILS OF OTHER APPLICANT	Г			
Name and address				
				:
Telephone number (if any)	,,,			
E-mail (optional)				

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT



Name and address

South Yorkshire Police Force Headquarters Carbrook House Carbrook Hall Road Sheffield S9 2EH

Telephone number (if any) 01142523163

E-mail (optional) Cheryl.topham@southyorks.pnn.police.uk

This application to review relates to the following licensing objective(s)

Please tick one or more boxes Y

- the prevention of crime and disorder
- 2) public safety

Υ

- 3) the prevention of public nuisance
- 4) the protection of children from harm

Υ

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

The grounds for this review are based on the following aspects of the 2003 Licensing Act objectives:-

Public Safety
Protection of Children from Harm

Shop Local (previously Premier Express) 166 Abbeydale Road, Sheffield, S7 1FH was originally granted a Premises License No SY 2086 PR on 21st October 2011. Mr Bhatti became the Premises License Holder and Designated Premise Supervisor on 10th April 2014. However, Mr Bhatti was working at the premises before the license was transferred. We know this as Mr Bhatti and his wife were present at the shop on visits made to the premises before 10th April 2014.

Since the license was granted 5 years ago this shop has been a cause for concern for South Yorkshire Police in relation to underage sales of alcohol. The concern has been raised through failed Test Purchase Operations and reports from members of the public stating they are selling alcohol to young people. The results of the Test Purchase Operations are contained within this report. They have been tested a total of 13 times resulting in 6 failures and 8 passes. However, until now we have not had the evidence to take action in the form of a Review.

The test purchase operations are conducted to provide a positive response and action following complaints from the public or observations by police staff that many instances of anti-social behaviour involve young people under the age of 18 years, who have acquired alcohol and/or under the influence of alcohol.

The issue of child safety is raised, in that alcohol acquired by young people illegally can be passed to even younger children and over indulged by all, thereby causing serious concern for health and safety. This is evidenced in the report and also in a statement given by a young person who was hospitalised after drinking a large quantity of alcohol purchased at the premises.

There is also an issue with the CCTV condition being breached. There have been three occasions over the past 3 years whereby on a license check there has been a fault with the CCTV. In my opinion, Mr Bhatti does not promote the Licensing Objectives.

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

Test Purchase, Intervention, Intelligence and incidents at the premises:-

- Between July 2012 April 2014 there were two failed Test Purchase Operations, two reports of underage sales by members of the public, two visits to the shop by South Yorkshire Police Licensing Officers and/or Julie Hague (Sheffield Safeguarding Children Board) and one pass from a Test Purchase Operation.
- Friday 23rd May 2014
 Failed Test Purchase Operation
- Wednesday 8th October 2014
 Failed Test Purchase Operation
- 4. On 11th February 2015 the premises passed a Test Purchase Operation.
- 5. On 27th May 2015 the premises passed a Test Purchase Operation.
- Monday 17th August 2015
 Failed Test Purchase Operation
- On 18th August 2015, Andrea Marsden from Police Licensing Team visited the shop to discuss the latest Failed Test Purchase and check their policies and procedures.
- 8. On 1st November 2015, a report to the police that alcohol is being sold to underage youths.
- On 19th November 2015, a further report that alcohol is being sold to underage youths.
- 10. On 26th November 2015 the premises passed a Test Purchase Operation.
- 11. On 19th December 2015, a report to the police that several young people aged 14/15 years are purchasing alcohol from the shop.
- 12. On 11th January 2016, I visited the premises with Julie Hague to discuss the recent reports of underage sales and his history of failed/pass Test Purchasing. We also checked his policies/procedures.
- 13. On 22nd January 2016, a report to the police stating staff are selling alcohol and cigarettes to underage children.
- 14. On 24th February 2016 the premises passed a Test Purchase Operation.
- 15. On 23rd June 2016, a report was made to SYP regarding a sale of alcohol to females aged 15/16 years old late at night.
- On 28th June 2016, a report to police of underage children as young as 13 years old purchasing alcohol from the shop.
- 17. On 5th July 2016, a further report of underage sales was brought to my attention by Trading Standards. Greg Ward from Trading Standards attempted to deliver a warning letter to the shop but found it closed until 13th July 2016.
- 18. On 13th July 2016, I visited the premises with Julie Hague to discuss the recent information relating to underage sales and to check his policies/procedures.
- 19. On 2nd August 2016 the premises passed a Test Purchase Operation.
- 20. On 5th September 2016, a report to police of sales being made to underage children.
- 21. On 27th September 2016, report to police of underage children are buying cigarettes and alcohol from the shop.
- 22. On 10th October 2016, report to police of children aged 16 years purchasing alcohol from the shop.
- 23. On 1st November 2016 the premises passed a Test Purchase Operation.
- 24. On 10th November 2016, a report to the police and Sheffield City Council Licensing regarding a 17 year old who had purchased 4 bottles of wine from the shop, drank it all and was then hospitalised from the effects.
- 25. On 17th November 2016 a police officer was tasked to attend to view and download the CCTV footage of the 17 year old who was hospitalised after drinking excess alcohol. The CCTV was only recording and retaining images from 12 hours prior to the current time. This is a breach of License Condition No 3.
- 26. Thursday 8th December 2016 Failed Test Purchase Operation





Please tick Y yes

ave you made an application for review relating	to this premises before
yes please state the date of the application	Day Month Year
If you have made representations before relating to	o this premises please state what they were
and when you made them	
No Representations have been made in the past.	

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Please X 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 CONVITION 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)

guidance not 4). If signing on behalf of the applicant ple	- "
Signature 3 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	m
Date12/12/16	
•••••	
Capacity	
Licensing Enforcement Officer	
Contact name (where not previously given) and address fo	r correspondence associated with this
application (please read guidance note 5)	•
Cheryl Topham	
SYP Licensing Team	
Carbrook House, Carbrook Hall Road	
Post town Sheffield	Post code S9 2EH
Telephone number (if any) 01142523163	
If you would prefer us to correspond with you using an e-m	nail address your e-mail address
(optional) cheryl.topham@southyorks.pnn.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 the application.

BETWEEN

SOUTH YORKSHIRE POLICE

Complainant

- and – Shop Local, 166 Abbeydale Rd Sarfraz Ahmed BHATTI (PLH/DPS)

Respondent

WITNESS STATEMENT OF

Cheryl Topham

I am the Licensing Enforcement Officer, employed by South Yorkshire Police currently based at Force Headquarters, Carbrook, Sheffield. I have been in my current role as Licensing Enforcement Officer for South Yorkshire Police for approximately 15 months. Due to the many reports of underage drinking and finally a 17 year old being hospitalised due to drinking alcohol purchased from the shop it has been necessary for South Yorkshire Police to submit an application to Review the Premises License. The premises has had a license since 21st October 2011 and Mr Bhatti became Premises License Holder and Designated Premises Supervisor on 10th April 2014. However, I am aware Mr Bhatti worked at the shop previously as he and his wife were present on visits made by South Yorkshire Police. This statement records all their Test Purchasing, Intervention and Reports of Underage Sales. This review of the license has been prompted after a young person was hospitalised after drinking an excessive amount of alcohol purchased at the premises. There has also been many other reports of underage sales over the years, a history of failed Test



Purchases and on three occasions SYP have found issues with the working of the CCTV.

- Derations, two reports of underage sales by members of the public, two visits to the premises by SYP Licensing Officer and/or Julie Hague from Sheffield Safeguarding Children Board and there was one passed TP Operation. This was before Mr Bhatti was Premise License Holder and Designated Premises Supervisor but was working there. Mr Bhatti was also the seller of the alcohol on one of the failures.
- 2 On Friday 23rd May 2014 at 1725 the premises failed a Test Purchase Operation. Two volunteers, aged 15 and 17 years purchased four cans of Carling Lager. The staff member who sold on this occasion was Mrs Bhatti, wife of the PLH/DPS. She was issued with a Fixed Penalty Notice and a letter to go on a training course which would then waiver the FPN.
- On Wednesday 8th October 2014 at 1800 the premises failed a Test Purchase Operation. The 17 year old male volunteer was sold 4x500ml cans Stella Artois Lager. ID was not asked for by the seller who on this occasion was Mr Bhatti. He was issued with a Fixed Penalty Notice and he too was given the option of going on the training course to waiver the ticket.
- 4 On 11th February 2015 the premises passed a Test Purchase Operation.
- 5 On 27th May 2015 the premises passed a Test Purchase Operation.
- 6 On Monday 17th August 2015 at 1900 the premises failed a Test Purchase Operation. The underage female volunteer purchased four cans of lager. The

person who sold on this occasion was Ahmad Shahzad. He was issued with a Fixed Penalty Notice.

- On 18th August 2015 Andrea Marsden from SYP Licensing team attended the premises and spoke with the PLH/DPS Mr Bhatti. The purpose of this visit was to discuss the failed Test Purchase which had taken place the night before. Mr Bhatti informed her that he is generally the sole member of staff but his friend was working in the shop that evening as he had to go and collect a family member from the airport. The Challenge 25 scheme was discussed and also a South Yorkshire Police information pack was given to Mr Bhatti. The pack includes information from Trading Standards, Safeguarding and SYP, including a refusals log and challenge 21 posters. Andrea also discussed the implications of another failure within a three month period and that this would trigger a voluntary closure notice. Information about this was also in the information pack for Mr Bhatti to read at his leisure.
- 8 On 20th September 2015 the premises passed a Test Purchase Operation.
- On 1st November 2015 South Yorkshire Police received a report from a concerned parent who's 15 year old daughter had been to the shop on two occasions she knew about and purchased vodka from the shop. The caller knew the staff should do 'challenge 25' and said her daughter looked nowhere near that age. She stated that her daughter bought vodka from the shop in the summer but believed it was an isolated incident. She was angry and punished her daughter. The night before she called the police caller went in her daughters handbag and found a bottle of vodka which her daughter confessed to buying at Shop Local and that a few of her friends had also bought from that shop. The caller firmly believes the staff at the shop are knowingly selling to underage. This information

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was passed to Police Officers to visit the shop on their next Test Purchase Operation

- 10 On 19th November 2015 SYP received a further complaint from the person who called on 1st November. She stated there is still a problem and knows that two 15 year old females attended and bought a litre bottle of vodka the night before. She states word must be spreading about this shop selling to young people as these two females are from the Handsworth area so travel a fair distance to this shop.
- 11 On 26th November 2015 the premises passed a Test Purchase Operation.
- 12 On 19th December 2015 a complaint was received via Sheffield City Council from a father whose 15 year old son had purchased a bottle of vodka along with his 14 year old friend who also purchased the same. His son also said his school friends from Birkdale School have also been served at Shop Local.
- 13 On 11th January 2016 I visited the premises along with Julie Hague (Sheffield Safeguarding Children Board) to speak to Mr Bhatti about the recent information I had received regarding underage sales and we also looked at his history of TP results. Since Mr Bhatti took over the running of the shop in April 2014 he has a 50% pass rate, he has failed three but also passed three. Mr Bhatti insisted that the person who reported him is someone in the community who he is having problems with and that it is malicious. I explained I did not think this was the case and that it was a genuine parent with a genuine concern and that there was a previous complaint from a different parent back in November 2015. I saw that he only had one challenge 25 poster placed just above his counter. There were no posters around the alcohol displays. I supplied more posters to him and checked his understanding of the age verification policy. I also gave him a refusals log to complete when he refuses sales as he didn't have one. I also advised it would be

beneficial for him to attend the free 'Safeguarding in Licensed Premises' training which is offered by Julie Hague. Julie stated she would forward him the details of the next training course. Mr Bhatti does have CCTV but it only retains images for 15 days not 31 days as the condition on the license stipulates. He stated he would call an engineer out to sort the CCTV system. I advised that at this time we do not have times/dates these young people have been in the shop but if we receive further complaints then we will pursue the complaints to find out this information and we will be going back to view the CCTV to support any further action we take.

- 14 On 22nd January 2016 an anonymous call was received from a member of the public to SYP reporting staff at Shop Local selling alcohol and cigarettes to children. The caller has witnessed this on many occasions. He said it's an Asian male who serves, never asks for ID and says the kids he serves are quite clearly underage.
- 15 On 24th February 2016 the premises passed the Test Purchase Operation.
- 16 On 23rd June 2016 SYP received a complaint from a mother who said her daughter who is 16 years old, had a group of friends staying over the night before after their school prom. All the girls are 15/16 years old. That morning she has found vodka and cider in her conservatory which the girls admitted to sneaking out of the house at nearly midnight to but the alcohol. One of the girls even went out in her pyjamas. They have told the caller they bought it from Shop Local on Abbeydale Road, corner of Chippinghouse Road.
- 17 On 28th June 2016 a PCSO was passed information from the Head of year 8 at Newfield School. During a recent school trip two students, one aged 13 years, had been found with alcohol. They told the teacher they had purchased it from Shop Local. They go there as they can always get served regardless of their age.

- 18 On 5th July 2016 a complaint was received at SYP via Trading standards of underage sales to girls aged 14/15 years old. Greg Ward of Trading Standards attended the premises to deliver a letter of warning to Mr Bhatti but found the premises closed. A sign on the door stated the shop was closed for EID Celebrations and wouldn't reopen until 13th July.
- 19 On 13th July 2016 at 1215 myself and Julie Hague attended the shop to speak to Mr Bhatti yet again about the complaints regarding underage children buying alcohol from his shop. There was a female working behind the counter who said Mr Bhatti was in his flat above the shop and she would phone him. We waited approximately 10 minutes and he never arrived. We asked her again so she went out of the shop and returned a couple of minutes later telling us that Mr Bhatti had said we were to go to his flat to speak to him. She showed us the entrance which is at the side of the shop on Chippinghouse Road. We entered and up a narrow staircase. Mr Bhatti didn't greet us so I shouted his name. He said "Come in, I'm in here". I looked in all the rooms and finally found him in the room at the end of the landing. Julie Hague was behind me and so I opened the door, only to discover Mr Bhatti in bed and saying we were to go in to talk to him. I immediately closed the door and told Mr Bhatti this was not appropriate and we would go back downstairs to the shop where we would wait for him. We stood in the shop and waited for approx another 20 minutes for him to come down to speak to us. Mr Bhatti and his female member of staff confirmed they still were not completing a refusals log. He said that the last refusals log I had given him was full and as he didn't have another one so had stopped completing. I explained that the sheet I gave him was a template and he could use any notebook to record his refusals as long as he was capturing all the correct information. Julie Hague also offered him a place on the Safeguarding in Licensed Premises course which was on 12th October. This training was also offered on our last visit in January 2016 but no



one attended. While we were at the shop waiting for Mr Bhatti to come down to speak to us I carefully watched the comings and goings of a variety of customers at the shop. There was at least two male customers who came in, stood at the counter, seemed to whisper to the female shop assistant and then left without purchasing anything. There was also two young males who came in who were approx 13/14 years old. I thought it unusual as they should be at school. They came in too, spoke to the shop assistant and left. These people all raised my suspicions and I was left wondering what they had come in the shop for as none of them made a purchase.

- 20 On 2nd August 2016 the premises passed the Test Purchase Operation.
- 21 On 5th September 2016, South Yorkshire Police received information from a Test Purchase Volunteer that this shop is selling to underage people.
- 22 On 27th September 2016, SYP received a report from a female stating she has seen underage children buying cigarettes and alcohol from Shop Local. Her 15 year old son has also admitted to buying cigarettes from there recently and had heard from other people that this is a regular occurrence. The complainant was asked to call Trading Standards with this information too. This information was passed to Local Police Team and Licensing for the next Test Purchasing.
- 23 On 10th October 2016, SYP received an anonymous report stating that the staff at Shop Local are selling alcohol to underage people. On Saturday 8th October she states she spoke to 3 youths stood outside the shop who were drinking vodka and cider. The youths were all 16 years old and said they had been served inside the shop. She states she stopped and spoke to them as she knew the teenagers and that they were going to a party. This information was passed to Licensing

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and also the local PCSO to make them aware to pay passing attention to the shop when on patrol.

- 24 On 1st November 2016, the premises passed a Test Purchase Operation.
- 25 On 10th November 2016, SYP and Sheffield City Council received a report from a concerned father who's 17 year old son had bought 4 bottles of wine from this premises on Bonfire Night. He states the member of staff at the shop never questioned the sale, didn't ask for ID and has a reputation for selling to underage. He says his son looks young for his age and there is no doubt that he should have been asked for ID. His son was hospitalised later in the evening on Bonfire Night due to the amount of alcohol he drank. This was a very scary situation for all involved. However, he has now made a full recovery and released from hospital the next day. I have statements from both the 17 year old and his father, however, as I stated in my covering letter I would like to keep these for the committee to read in closed session due to the contents being a sensitive nature.
- On 17th November 2016, a Police Officer was tasked with attending the shop to view and download the footage from the 5th November of the 17 year old purchasing the alcohol. We had an approximate time and a description of him to pick it up from the CCTV. She stated that Mr Bhatti appeared to have a new CCTV system which was linked to his phone so he could see what was happening even if he wasn't there. On the face of it the system appeared very good quality. However after she gave him the dates and times to check all his phone would say was "video cannot be found" or words to that effect. She had him check other dates for footage and it appears that his system is not recording anything apart from 12 hours from the current time. She left him her contact number and asked him to re-contact if he managed to get the footage required.

Mr Bhatti was only told that police were trying to track the movements of a male on that day. He did not know the full circumstances of the visit. Mr Bhatti has yet again proven he does not understand his premises license and therefore is breaching his license.

27 On Thursday 8th December 2016 at 1850 the premises failed a Test Purchase Operation. Two female volunteers, aged 16 and 15 years purchased two bottles of Desperados. The staff member who sold on this occasion was Mr Bhatti, the PLH/DPS. He was issued with a Fixed Penalty Notice and a letter to go on a training course which would then waiver the FPN. The volunteers also disclosed to me after the operation that this shop is well known for serving to underage. Other young people at their school state they go there to buy alcohol as it's easy to get served. He also asked the volunteers if they had a bag for their purchase. They said no they didn't need one but he insisted they had one of his and said they must put the purchases in a bag before they leave the shop. I went in the shop with the police officer who issued Mr Bhatti the FPN to discuss this underage sale. I checked his CCTV and saw the volunteers purchase the alcohol. I explained to Mr Bhatti that although this was his first failed Test Purchase since August 2015 SYP had received eleven reports since then in relation to underage sale of alcohol. These reports are mainly from concerned parents of children who have disclosed they have bought from the shop or from teachers at local schools. When Mr Bhatti was asked why he hadn't asked for ID he said he had been distracted as he was talking to a friend.

I believe that the contents of this statement are true and I understand it may be placed before the court.

> I also understand that the contents of this statement may be shared with agencies working in partnership with the South Yorkshire Police.

Dated..12/12/16.....

WITNESS STATEMENT Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B
URN
Statement of David Andrew Cremin
Age if under 18 Over 18 (If over 18 insert "over 18") Occupation: Police Sergeant 634
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 in it, anything which I know to be false, or do not believe to be true. Signature Output Date: 7 12 16
Tick if witness evidence is visually recorded (supply witness details on rear)
am a police Sergeant currently based at Woodseats Police Station in Sheffield on the South West Local
Policing Team.
My primary functions involve the management of problem solving policing initiatives around quality of life
issues, community safety, anti-social behaviour and responding to long term problems within the community
either as a partnership with other interested agencies, or as a stand-alone police service approach. In
doing this I consult with the community, speak with partner agencies and other local groups to ensure that
communication between the police and the community remains effective and open. I also involve the use of
proactive policing strategies in order to prevent crime and disorder to maintain community safety.
The issue of alcohol and its effect on behaviour is taken very seriously across both the local community I
serve and the wider South Yorkshire policing area. The community of Abbeydale has been subject to great
policing and partnership activity of late as a result of increased levels of crime and anti-social behaviour that
nas connections to alcohol abuse. I can confirm that the effect of alcohol on young people is very
detrimental not only to the young person themselves, but also to the local community which is why, as an
area, we place great emphasis on the importance of carrying out regular test purchase operations. These
are done with the aim of identifying premises who do not have stringent procedures and policies in place,
NO 18634
Signature Witnessed by:

RESTRICTED (when complete)

Continuation of Statement of: David AMON COMA

Page 2

which in turn ensure they are only selling alcohol to person over the age of 18 years responsibly. Once identified we work with local partners to offer support, advice and training to reduce the possibility of identified premises committing the offence of underage sales.

I am aware that 'Shop Local', 166 Abbeydale Road in Sheffield has a chequered history of failing test purchase operations since 2011 to current date. During this time-frame I am also aware that the premises have also passed test purchase operations. Information is has also been received from numerous sources that the premises continue to sell alcohol to persons under the age of 18, this information leading to the test purchase operations. Information from the community also states that this location is well known as 'the place to go to' by young persons to get alcohol while under the age of 18 years, a reputation that requires action to address and change. As a result of requests made by officers within the South Yorkshire Police Licensing Enforcement team, I am also aware that required CCTV obligations relevant to the DPS licence at the location is not being adhered to and as such the retrieval of evidence from the location has proved difficult in the past.

As stated above the effects of alcohol on young people can lead to an increase in anti-social behaviour and crime which negatively impacts on the community. Therefore I am keen to ensure that premises such as Shop Local are made aware of their failure to prevent sales to underage persons and that in future they take all reasonable steps available to ensure that this does not continue.

Signature: . Signature Witnessed by:

A22 MG 11

WITNESS STAT CJ Act 1967, s.9 MC Act 1960, ss.5A(3) (a) and 5B; Cr		e Rules 2005, Rule :	27.1	
U	RN			
Statement of U.R.N. OO \ (allocated by South Yorkshi	re Police Licen	sing Department)		
Age if under 18 (If over 18 insert "over 18")	Occupation: F.	ULL TIME E	OUCATION	
This statement (consisting of page(s) each signed by me and I make it knowing that, if it is tendered in evidence, stated anything which I know to be false or do not believe to	l shall be liabl			_
Signature	Date:	8/12/16		
Tick if witness evidence is visually recorded (supply	witness details	on rear)		
South Yorkshire Police Licensing Department have deta	ails of current	volunteers and t	they allocate a	
U.R.N. to each volunteer. I can confirm that the U.R.N.	o is allocate	ed under my nam	ne. I live at an	
address known to South Yorkshire Police and I am a te	st purchase v	olunteer within th	ne South	
Yorkshire Police, I am 1.6 years of age, born 1.4.7.	LMARCH 2	2000		
I have received training to act as the purchaser for the p	urpose of tes	t purchase oper	ations.	
On &M.DECEMBER 20.16 Lattended at Shiff. H.I.L.L				
to a planned test purchase operation, namely the purch	ase of alcoho	I from licensed p	remises. A	
photographic image was taken of my appearance at tha	t time.			
At [852 hours the same day, I entered a licensed premis	es trading un	ider the name of		
HAP LOCAL ON ABBOYDALE ROAD Also inside the p	_			
Observer PC 1095 HALLATT				
	IA/Simon and be			-
Signature: Signature	vviulessed Dy	f		

RESTRICTED (when complete)

2006/07 (1)

Continuation of Statement of: URNOO1
Page 2 I asked for the following alcoholic item(s) .2 × .0£5.6€€€€AQQS I would describe the
member of staff serving as follows: ASIAN MALE, AGE 4D'S, BLACK HILL
*The member of staff *alid/*did not ask me if I had a form of identification.
*The member of staff *did/*did not ask me how old I was.
The member of staff informed me that the price was £3.400 and I handed the money to
him/ her before leaving the premises with the purchased goods being-≛le#-en-a-table/*taken to a
Police Officer outside the premise.
Outside the premise, I informed PC. I of S. H. A. L. Tand the Police Observer
In respect of the above matter, if I had been challenged I would have fully admitted my age and teft the premises without making a purchase.
I took no further part in this matter.
Signature: Witnessed by:

A24

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Appendix B

Safeguarding Children Board - Objection No 1 Public

Rhodes Emma (CEX)

From: Hague Julie

Sent: 05 January 2017 14:58

To: licensingservice

Subject: REPRESENTATION: REVIEW OF SHOP LOCAL, 166 ABBEYDALE ROAD, SHEFFIELD S7

1FH

Attachments: Shop Local 166 Rep and Bundle.pdf

Importance: High

For the attention of the Licensing Authority

This e'mailed representation is made in accordance with the agreement with the Licensing Authority on the 18th October 2006 to accept representations by e'mail

Please be informed that I have made a representation on behalf of the Sheffield Safeguarding Children Board in relation to the above application. The representation is submitted to the Licensing Authority and is set out below, along with related correspondence for the consideration of the Licensing Sub Committee.

Thank you.

Julie Hague

Licensing Project Manager, Sheffield Safeguarding Children Board

Floor 3, Howden House, Union Street, Sheffield S1 2SH

0114 2736753

julie.hague@sheffield.gov.uk



Address correspondence to:

Julie Hague
Sheffield Safeguarding Children
Board - Licensing Project
Floor 3
Howden House
Union Street
Sheffield S1 2SH
Telephone: 0114 2736753
Emall: Julie.hague@shefffield.gov.uk

Fax: 0114 2734628

5.1.17

The Licensing Authority Licensing Service Business Strategy & Regulation Block C, Staniforth Road Depot Sheffield S9 3HD

Dear Sirs

REPRESENTATION IN SUPPORT OF THE APPLICATION TO REVIEW THE PREMISES LICENCE: SHOP LOCAL, 166 ABBEYDALE ROAD, SHEFFIELD S7 1FH

I am writing to make a representation on behalf of the Safeguarding Children Board (SSCB) as the Responsible Authority for the protection of children from harm under the Licensing Act 2003. The reason for the representation is that the above premise has been evidenced to operate in an illegal way that undermines the core objectives of the Licensing Act 2003, resulting in children and young people being at risk of significant harm and including hospitalisation.

The Safeguarding Children Board has attempted to work with the premises management since 2013, when Mr Bhatti began his management role. The report within the attached Chronology and its related annexes, sets out the history of this involvement and demonstrates the premises management failure to uphold the licensing objectives and comply with the law.

Despite being provided with support, advice and offers of free training, the premises manager has shown a persistent disregard of the responsibility implement an age verification scheme in order to protect children. This is a breach of a mandatory licence condition and has resulted in an escalation of risk.

The SSCB is concerned that despite passing a number of test purchase operations, children and young people repeatedly disclose to school staff and parents that they are easily able to buy alcohol from this shop. The SSCB is concerned that Mr Bhatti has not attempted to improve the operation, resulting in recurring underage alcohol sales and serious incidents. It is noted with concern that when Mr Bhatti sold alcohol to children during the test purchase in December 2016, he did not take the time to ask the children for ID, however he did take the time to insist that they placed their alcohol in a bag before leaving the shop and he went to the trouble of providing them with one of his own bags, to ensure this.

The Safeguarding Children Board takes a serious view of premises that are evidenced to sell alcohol to children. The impact of underage drinking on a child's health, development and personal safety is well documented and the prevention of underage sales is a key objective of local strategies developed by the Responsible Authorities (Police, Safeguarding Children Board and Trading Standards).

In light of the above, the Safeguarding Children Board would ask the Licensing Sub Committee to take positive action to address the safeguarding concerns presenting at this premise.

Yours sincerely

Julie HAGUE

Licensing Project Manager, Sheffield Safeguarding Children Board

CHRONOLOGY

Representation in support of an application to Review the Premises Licence: Shop Local, 166 Abbeydale Road, S7 1HF

Date	Activity/Incident of concern	Comment/Action
3.10.13	SSCB received emails from SCC Trading Standards and the Licensing Service with copies of 2 separate complaints alleging underage sales were taking place at the premises. (See Annex 1.)	In response, a test purchase operation was arranged by SY Police and the Licensing Service enforcement officers visited the premises on
	One complaint came from the parents of a 14 year old child who was sold one litre of cider. One complaint came from the mother of another 14 year old child who was sold 1.5 litres of 'Frosty Jack' cider "without being asked to prove his age." This parent reports that her son arrived home intoxicated and that the next day he took them to the shop where he had purchased alcohol "without any questions." This parent comments that "my son is only 14, at a push he could pass for 16 but he could never pass for 21."	4, TO, 13.
ige 38	SSCB received an email from Trading Standards to confirm that the premises had received a warning in July 2013 for the sale of single cigarettes.	
8.10.13	SSCB received an email from Ms Emma Rhodes, Licensing Enforcement Officer, SCC Licensing Service, reporting that an inspection visit was made on 4.10.13. Ms Rhodes reported a number of concerns including licence breaches, lack of a robust age verification scheme, lack of staff training and that Mr Bhatti (who described himself as the 'leaseholder for the last 12 months') was in day to day control due to the persistent absence of the DPS, however Mr Bhatti was not a personal licence holder. During the visit Ms Rhodes reported that she had seen young people in and loitering around the premises. (See Annex 2).	
10.10.13	I visited the premises with Ms Marsden of SY Police. This was an unannounced evening visit. Mr Bhatti was working on the counter and I discussed the complaints and lack of safeguarding systems with him. I issued advice verbally including that the premises should move to a Challenge 25 scheme, I advised how to implement this and recommended and staff should be trained. I also advised Mr Bhatti to join the Responsible Retailer scheme and provided contact	

ANNEX 1: CHRONOLOGY

	ኟ	Representation in support of an application to Review the Premises Licence: Shop Local, 166 Abbeydale Road, S7 1HF	nop Local, 166 Abbeydale Road, S7 1HF
		details. On 5.1.17 Mr Ward of Trading Standards confirmed that to date Mr Bhatti has made no attempt to join the scheme, which is free of charge.	
`	18.10.13	Letter to Mr Bhatti confirming the verbal advice issued on 10.10.13 and offering 2 free places on the next available training session. (See Annex 3)	
2	21.11.13	Training offer letter sent (See Annex 4).	
	13.2.14	SSCB multi agency training workshop took place.	Despite 33 attending the session, no one from this premises attended. (See Annex 5)
Pa	22.12.15	SSCB received an email from SCC Licensing Service regarding a complaint that had been made by a parent, that his 15 year old son and 14 year old friend had purchased bottles of vodka from the premises. The father making the complaint stated that his son "was told to go here by friends at his school who had already bought drink for a party they were going to on Tuesday evening from what he says many of his friends use this shop because of the ease of purchase." (See Annex 6).	
ge 39	ge 39	In response to information provided to me by SY Police that concerns regarding underage sales of alcohol were ongoing and that another 2 complaints had been made to SY Police, I visited the premises with Ms Topham of SY Police to discuss the ongoing complaints regarding underage alcohol sales and to check the age verification procedures. There was no refusals log on site and only 1 challenge 25 poster, despite a range of materials having already being provided to Mr Bhatti. I urged Mr Bhatti to ensure all staff including himself attend the appropriate training and that in particular those who are not personal licence holders must attend the safeguarding training. A range of materials was provided along with a training offer letter (Annex 7 refers).	
, 4	24.2.16	SSCB multi agency training workshop took place.	Despite 27 attending the session, no one from this premises attended. (See Annex 7).
	6.7.16	2 complaints were referred to the SSCB by Trading Standards. One complaint was from the father of a 14 year old child. The complainant stated that his daughter and her 15 year old friend had purchased alcohol from the premises	

ANNEX 1: CHRONOLOGY

Representation in support of an application to Review the Premises Licence: Shop Local, 166 Abbeydale Road, S7 1HF	Letters to Mr Bhatti to confirm the advice issued on 13.7.16 and to offer free safeguarding training. (Annex 9 (a) and (b)).	The Safeguarding multi agency training workshop took place.	SSCB received an email from SY Police Licensing reporting that the father of a 17 year old male had informed them that his son had been hospitalised after by SY Police confidentially at the Hearing.	SY Police Licensing notified me that the premise had failed a test purchase operation, resulting in a 15 year old and 16 year old purchasing 2 bottles of 'Desperados' alcohol: the sale was made by Mr Bhatti
epresentation	Letters to Mr E safeguarding t	The Safeguard	SSCB receive 17 year old months	SY Police Lice operation, resi
ĕ	26.8.16	12.10.16	11.11.16	9.12.16

From: [mailto:

Sent: 01 October 2013 21:14

To: Licensing(General) **Subject:** FAO Mark Proctor

Good morning

Further to your recent telephone discussion with my husband, Mr that our fourteen year old son was sold one litre of cider from

which to report

Shop Local 218 Abbeydale Road Sheffield Next door to T H Goode

On Saturday, 28 September 2013 between 1.00 and 4.00 pm

Regards

Sheffield City Council Alcohol Licensing Dept Town Hall Sheffield

3 October 2013

Dear Sirs

I am writing to express my concern over an incident where alcohol was sold to an underage child recently.

My son who is 14 years of age, entered the premises of a shop at 166 Abbeydale Road/corner of Chippinghouse Road Sheffield called Shop Local (I think it is alternatively known as P&P News). It was Saturday 28th October 2013 at approximately 2pm. He obtained 1.5 litres of cider which I think was called Frosty Jack without being asked to prove his age. He was served by a lady.

When my son arrived home it was obvious that he was intoxicated. We put him to bed and questioned him the next day. He said that he took a bus to this shop, and specifically this shop because he had been told that this premises will sell alcohol to children without any questions. He described the person who sold him the alcohol as a lady with white hair, white skin and purple eyes.

I went to this shop to check the premises on Tuesday to see if I could verify the facts. They do sell the product that he purchased at the price he quoted and more importantly the lady behind the counter matched the description. The lady appears to be albino which accounts for the description my son gave.

I am appalled that my son chose to do this- he will receive sanctions at home for his behaviour but more importantly I am appalled that the premises have sold alcohol to a child without any questions whatsoever. My son is only 14, at a push he could pass for 16 but he could never pass for 21.

Please would you investigate this matter urgently as I suspect this scenario is being repeated by other children regularly.

Mother

Annex 2 310

Hague Julie

From:

Hague Julie

Sent:

08 October 2013 10:45

To:

Lizzie.Payne@southyorks.pnn.police.uk; Andrea Marsden

(Andrea. Marsden@southyorks.pnn.police.uk);

Benita.Mumby@southyorks.pnn.police.uk; Ward Greg

Subject: Attachments: FW: Shop Local, 166 Abbeydale Road - 2 x Underage Sales Complaints

Shop Local Abb Rd Underage Complaint #2.doc; Shop Local Abb Rd Underage

Complaint #1.doc.docx; 2086 - Premier Express, 166 Abbeydale Rd.doc

Hello all

Not sure whose patch this is on but I am concerned that they need some safeguarding systems in place urgently and wondered if we could do a joint visit – I can do any time tomorrow up to 3.30pm or any time Friday before 3pm if that's any good?

Thanks

Julie

From: Rhodes Emma (CEX)
Sent: 08 October 2013 10:36

To: 'benita.mumby@southyorks.pnn.police.uk'; Hague Julie; Palmer David; Marsden Lisa; Police Licensing

Cc: Proctor Matthew

Subject: FW: Shop Local, 166 Abbeydale Road - 2 x Underage Sales Complaints

Good Morning

Following the complaints received regarding underage sales this raised concerns with Licensing in relation to the operation of the premises. I visited the premises on Friday 4th October 2013 at 20:45 to carry out general licence checks. On entry I asked the man serving behind the counter if I could speak with the licence holder/DPS Mr Krishna Samachetty and was informed that he wasn't there and rarely visited the premises. I asked who he was and he informed me he has been the leaseholder for the last 12 months but didn't have a personal licence although he had completed the course. His details are Sarfraz Ahmad Bhatti, 166a Abbeydale Road, S7 1FH tel:

Whilst talking to him a lady matching the description provided by . her complaint entered the shop and went behind the counter. She explained that she is his wife and works occassionally in the shop. I requested to see the refusals log which was eventually produced from underneath the counter after searching for it and was completely blank. I asked if they ever asked for ID and refused sales and was informed they did however when questioned why nothing was recorded Mr Bhatti informed me that he couldn't get them to sign the book. I explained to them both that the signature required was the staff that had refused the sale not the person attempting to buy. I have great concerns that they are not asking for ID or refusing any sales at all and unfortunately they could not show me the CCTV as the mouse had broken and they don't know how long it records for. I asked them to ring Mr Samachetty and I spoke with him regarding my concerns as 7 out of 11 conditions are currently being breached which are 2 (there is no serving hatch and the premises are open until 2am),3,4,7,8,9 and 11. Mr Samachetty informed me that due to family commitments that he is unable to visit the premises as often as he would like and he is currently authorising the sale of alcohol. I advised him that I am not satisfied that he is carrying out his duties as the DPS and that Mr Bhatti needs to apply for his personal licence asap. Whilst we were in the premises 2 young males approximately 15-16 years of age entered the shop said hello to him and bought 4 pints of milk. We were in the premises a further

10 minutes and they were still waiting outstide the premises. We decided to wait across the road from the premises to see what happened and Mr Bhatti came out and said something to them as they then looked across at us. We waited approx 15 minutes and one of the young males spoke with someone on his mobile and a white wv sorocco turned up with 4 asian males inside spoke with one of the males and then drove off. Both young males then left the immediate area after 20 minutes and walked up Abbeydale Road towards London Road however I am unsure of they actually left the area. There was also 2 young males approximately 14 years of age stood across the road from the shop on Abbeydale Road who waited approximately 10 minutes before leaving the area.

I have serious concerns regarding this premises, especially underage sales following the complaints received and what we witnessed on the night. I believe that they will continue to operate in this manner until the appropriate action is taken. Can a test purchase operation be arranged as soon as possible please and I will deal with the breaches of conditions.

If you require any further information please let me know.

Thanks
Emma
Emma Rhodes
Licensing Officer,
Licensing Service,
Business Strategy and Regulation,
Sheffield City Council,
Block C, Staniforth Road Depot,
Staniforth Road, Sheffield, S9 3HD

Telephone: 0114 273 4264 Fax: 0114 273 4073 Email: emma.rhodes@sheffield.gov.uk www.sheffield.gov.uk

From: Proctor Matthew Sent: 03 October 2013 16:52

To: benita.mumby@southyorks.pnn.police.uk; Hague Julie; Palmer David Subject: Shop Local, 166 Abbeydale Road - 2 x Underage Sales Complaints

Benita / Julie;

Please find attached 2 complaints relating to the same premises.

Can you sort out some test purchases as it seems this may be a prolific venue for underage sales?

I will reply directly to both complainants.

Licensing Officers will visit the premises this Friday evening for a licence check.

David;

Are you interested in this one?

Many thanks

Matt

Matt Proctor Senior Licensing Officer, Licensing Service,



Address correspondence to:

Julie Hague Sheffield Safeguarding Children Board - Licensing Project Floor 2 Redvers House Union Street Sheffield S1 2JQ Telephone: 0114 2736753
Email: Julie.hegue@shefffield.gov.uk

Fax: 0114 2734628

Mr Bhatti

Shop Local

166 Abbeydale Road

18th October 2013

Sheffield S7 1FH

Dear Sir

LICENSING ACT 2003: COMPLAINT UNDER THE CORE OBJECTIVE FOR THE PROTECTION OF CHILDREN FROM HARM SHOP LOCAL, 166 ABBEYDALE ROAD, SHEFFIELD S7 1FH

Further to our meeting at the above premises on 10.10.13 which was also attended by Ms Marsden of South Yorkshire Police, I am writing to confirm the key points of our discussion regarding the above matter.

- 1. You were informed that allegations have been made that underage sales of alcohol are taking place at the premises.
- 2. An inspection of your age verification and safeguarding systems took place and I observed that there is insufficient signage to promote the Challenge 25 scheme at the premises (only 1 poster is displayed). I am also concerned that the refusals book contained only 3 entries. You were advised to increase the signage and to ensure that the Challenge 25 scheme is rigorously enforced including recording of refusals of sales. Please note that this is essential in order to comply with your licence conditions.
- 3. You were advised to attend the next available safeguarding children training session to improve your safeguarding systems at the premises. As the course on 16.10.13 was fully booked, I have reserved 2 places on the next available course which will take place in February. This course is free of charge and you will receive a letter of invitation in due course. In the interim, however, I strongly advise you to join the Responsible Retailer scheme, this will help improve your staff training/recording systems and help you to demonstrate due diligence and prevent underage sales of alcohol. The Responsible Retailer scheme is free to join, if you are interested please contact Mr Greg Ward, telephone 0114 2736241 for details.
- 4. To help prevent young people from using false ID to purchase alcohol at your premises, I enclose a poster warning young customers that it may be an offence to do so. This poster should be displayed prominently at the premises.

In light of the risk to children and young people that underage sales present, the above actions should be completed as a matter of urgency so that the age verification can be evidenced to be properly enforced. Please don't hesitate to contact me if you require any further assistance.

Yours faithfully

JULIE HAGUE Licensing Manager Sheffield Safeguarding Children Board

Cc Licensing Authority; SY Police



21.11.13

Mr Bhatti Shop Local 166 Abbeydale Road Sheffield S7 1FH Address correspondence to:

Julie Hague
Sheffield Safeguarding Children Board
- Licensing Project
Floor 2
Redvers House
Union Street
Sheffield S1 2JQ
Telephone: 0114 2736753

Email: Julie haque@shefffield.gov.uk

Fax: 0114 2734628

Dear Sir/Madam

THE PROTECTION OF CHILDREN AT LICENSED PREMISES - LICENSING ACT 2003 OFFER OF FREE STAFF TRAINING: SHOP LOCAL, 166 ABBEYDALE RD S7 1FH

I am writing to inform you that 2 places have been reserved on the multi-agency 'Safeguarding Children at Licensed Premises' training workshop, for yourself plus another responsible member of staff at the above premises. The workshop is free of charge and will take place as follows:

Date: 13.2.14

Time: 1.15pm to 5.15pm

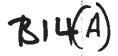
Venue: STADIA TECHNOLOGY PARK, 60 Shirland Lane, Sheffield S9 3SP

The purpose of the workshop is to support you to operate the premises legally and responsibly, with due regard for the protection of children. It is important to attend the workshop in addition to any other training you may attend, as this training is recognised by the Sheffield Licensing Authority and will assist you with improving partnership work with the responsible authorities and finding out what services are available in Sheffield to help you; attendance will go towards your test of due diligence and help you to demonstrate that you are trying to address issues at the premises. Records of attendance will be maintained and shared with South Yorkshire Police, Sheffield City Council Trading Standards and the Licensing Authority.

Meanwhile, please ensure that the following systems are operating at the premises (immediate advice about age verification is available from Greg Ward, Trading Standards (0114 2736241):

- The Challenge 21 (OR 25) scheme: All staff must be trained to operate this, including managing confrontation, keeping a refusals log and knowledge of which types of identification are legitimate and acceptable.
- Staff training records must be maintained including the signature of trainees, details of the training delivered and dates, including refresher training.
- Signage to highlight the Challenge 21 OR 25 scheme and to highlight the law in relation to children and alcohol must be prominently displayed.
- A children and young people's risk assessment should be undertaken and this should inform your
 operating policy and staff training. Assistance with the risk assessment process including a risk
 assessment tool is available from the Sheffield Safeguarding Children Board (contact details above).

CONTINUED .../



Materials such as posters and other signage to promote your proof of age scheme are also available to download from the internet at http://www.drinkaware.co.uk/resources. Proof of age materials may also be obtained from info@validateuk.co.uk to assist customers who do not have other types of acceptable identification.

To secure a place please contact me on (0114) 2736753 not later than 6th FEBRUARY 2014 to confirm the name of the person who will attend. DELEGATES ATTENDING THE WORKSHOP MUST BRING PHOTO ID (passport or driving licence) IN ORDER TO OBTAIN A CERTIFICATE OF ATTENDANCE. Please let us know in advance if you have any special requirements to access the training.

Yours sincerely

JULIE HAGUE Licensing Project Manager, Sheffield Safeguarding Children Board

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> (CEX)

> Subject: RE: Alcohol Sales

> Dear

> Thank you for the below information. I have forwarded a copy of your email onto colleagues at South Yorkshire Police, Trading Standards and Sheffield Safeguarding Children Board in relation to your concerns and I have asked them to contact you direct. I presume from your email that you refer to a premises at the junction of Abbeydale Road/Chippinghouse Road, perhaps you could clarify to my colleagues when they contact you. The aforementioned colleagues can take the appropriate action against the premises in relation to any underage sales.

> Dear Lucy and Julie,

> Please can

e contacted in relation to the below referred to incident. Please can you update me with regards to any action taken.

> Regards

> Andy Ruston

- > Sports Grounds & Events, Enforcement / Technical Officer Business
- > Strategy and Regulation Place Portfolio Block C, Staniforth Road
- > Depot, Staniforth Road, Sheffield, S9. Telephone: 0114 2734264 Fax:
- > 0114 2037750, Email:Andy.Ruston@sheffield.gov.uk,
- > www.sheffield.gov.uk

>

> ----Original Message-----

> From: ...

> Sent: 19 December 2015 15:55

> To: licensingservice > Subject: Alcohol Sales

> Hope you are the correct department for this. I have just caught my young looking 15 year old son with a bottle of vodka he bought at this establishment on London Road (on the junction of Chippinghouse Road), along with his 14 year old friend (who also bought vodka). He was told to go here by friends at his school (Silverdale) who had already bought drink for a party they were going to on Tuesday evening.

> I am concerned that my very daft, very grounded son was simply able to walk into a shop and buy a bottle of vodka. From what he says many of his friends use this shop because of the ease of purchase.

> Regards

>

- > This Email, and any attachments, may contain non-public information
- > and is intended solely for the individual(s) to whom it is addressed.
- > It may contain sensitive or protectively marked material and should be
- > handled accordingly. If this Email has been misdirected, please notify
- > the author immediately. If you are not the intended recipient you must
- > not disclose, distribute, copy, print or rely on any of the
- > information contained in it or attached, and all copies must be
- > deleted immediately. Whilst we take reasonable steps to try to
- > identify any software viruses, any attachments to this Email may

Annex 7 B27

Hague Julie

From:

Hague Julie

Sent:

20 January 2016 18:29

To:

Subject:

Attachments:

Offer of free safeguarding training: Shop Local, 166 Abbeydale Road, Sheffield Shop Local 166 abbeydale rd.pdf; challenge_25_poster[1].pdf; Forms of ID.pdf; Home Office Fake ID Poster.pdf; Proof of Age Scheme Criteria.doc; Proxy Sales Factsheet for RR Pack Sheffield March 2013.pdf; proxy_purchase.pdf; Refusals Log

SSCB.doc

Dear Mr Bhatti

Further to my recent meeting with you at the above premises, which was also attended by Ms Topham of South Yorkshire Police. I am writing to provide you with an offer of free staff training. The attached letter provides the details, please let me know who from the shop will be attending.

As the visit was made in response to 2 complaints alleging that underage sales of alcohol are occurring at the shop, I also attach:

- a refusals log
- challenge 25 posters
- a fake ID poster
- proxy sales posters
- the criteria you need to meet to have a recognised proof of age scheme

I have also advised you that if your staff are not personal licence holders, they must receive adequate training to prevent underage sales (the training provided by the Safeguarding Children Board, Police and Trading Standards referred to in the attached letter will help with this and it is free of charge).

The attached materials and training are provided to assist you with your age verification scheme.

I look forward to hearing from you with the details of who is attending the training.

Regards

Julie Hague

Licensing Project Manager, Sheffield Safeguarding Children Board

Floor 3, Howden House, Union Street, Sheffield S1 2SH

0114 2736753

julie.hague@sheffield.gov.uk



328



Mr Sarfraz Ahmed Bhatti Licence Holder & Designated Premises Supervisor Shop Local 166 Abbeydale Road Sheffield S7 1FH

BY EMAIL

Dear Sir

Address correspondence to:

Julie Hague
Sheffield Safeguarding Children Board
- Licensing Project
Floor 3
Howden House
Union Street
Sheffield S1 3SH
Telephone: 0114 2736753

Email: Julie.hague@shefffleld.gov.uk Fax: 0114 2734628

THE PROTECTION OF CHILDREN AT LICENSED PREMISES - LICENSING ACT 2003 OFFER OF FREE STAFF TRAINING: SHOP LOCAL, 166 ABBEYDALE ROAD, S7 1FH

I am writing to inform you that a place has been reserved on the multi-agency 'Safeguarding Children at Licensed Premises' training workshop, for the Designated Premises Supervisor or other responsible member of staff at the above premises. The workshop is free of charge and will take place as follows:

Date: 24.2.16 Time: 1pm to 5pm

Venue: Conference Room, Floor 1, Howden House, Union Street, Sheffield S1 3SH

On arrival at Howden House please report to 'First Point Reception' and you will be escorted to the training room.

The purpose of the workshop is to support you to operate the premises legally and responsibly, with due regard for the protection of children. It is important to attend the workshop in addition to any other training you may attend, as this training is recognised by the Sheffield Licensing Authority and will assist you with improving partnership work with the responsible authorities and finding out what services are available in Sheffield to help you; attendance will go towards your test of due diligence and help you to demonstrate that you are trying to address issues at the premises. Records of attendance will be maintained and shared with South Yorkshire Police, Sheffield City Council Trading Standards and the Licensing Authority.

Meanwhile, please ensure that the following systems are operating at the premises (immediate advice about age verification is available from Greg Ward, Trading Standards (0114 2736241):

- The Challenge 21 (OR 25) scheme: All staff must be trained to operate this, including managing confrontation, keeping a refusals log and knowledge of which types of identification are legitimate and acceptable.
- Staff training records must be maintained including the signature of trainees, details of the training delivered and dates, including refresher training.

CONTINUED .../

- Signage to highlight the Challenge 21 OR 25 scheme and to highlight the law in relation to children and alcohol must be prominently displayed.
- A children and young people's risk assessment should be undertaken and this should inform your
 operating policy and staff training. Assistance with the risk assessment process including a risk
 assessment tool is available from the Sheffield Safeguarding Children Board (contact details above).

Materials such as posters and other signage to promote your proof of age scheme are also available to download from the internet at http://www.drinkaware.co.uk/resources. Proof of age materials may also be obtained from linfo@validateuk.co.uk to assist customers who do not have other types of acceptable identification.

To secure a place please contact me on (0114) 2736753 not later than 18th February 2016 to confirm the name of the person who will attend. DELEGATES ATTENDING THE WORKSHOP MUST BRING PHOTO ID (passport or driving licence) IN ORDER TO OBTAIN A CERTIFICATE OF ATTENDANCE. Please let us know in advance if you have any special requirements to access the training.

Yours sincerely

JULIE HAGUE Licensing Project Manager, Sheffield Safeguarding Children Board

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Annex 8(a)

Hague Julie

From:

Hague Julie

Sent:

29 July 2016 13:02

To:

Haque Julie

Subject:

FW: Complaint 1 - Shop Local, Abbeydale Road

From: Ward Greg

Sent: 06 July 2016 09:34

To: Benita.Mumby@southyorks.pnn.police.uk; CHERYL TOPHAM (Cheryi.Topham@southyorks.pnn.police.uk)

Cc: Lucy.Adams@southyorks.pnn.police.uk; Hague Julie

Subject: Another complaint received about Shop Local, Abbeydale Road

Hello Benita and Cheryl,

Yesterday we received another complaint about underage sales of alcohol from Shop Local, 166 Abbeydale Road. I'm not certain whether this is the same incident that was reported by the staff School, so I'm treating this as a fresh complaint.

I went to the shop on Monday afternoon to deliver a warning letter and it was locked up with a sign saying that it was closed for Eid Holidays between 2nd and 12th July. Might be worth letting the local police team (or whoever does your TP's these days) know not to organise a test purchase until after 12th July.

Kind regards,

Greg

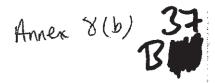
From:

Sent: 04 July 2016 18:27 To: Trading Standards

Subject: Sellers Alcohol License

I am writing to inform you that a shop is selling Alcohol to underage children. Reason i know this was because my Daughter was with a friend and she purchased the Alcohol from the Shop Local on Abbeydale Rd. The girl is 15yrs old and my Daughter is 14yrs old. When i found out about this i was very very upset that this was allowed to happen and would like you too look into this. My Daughter has been told off and no longer allowed to have anymore contact with this girl. I have sent you a picture of the shop front.

Many Thanx



Hague Julie

From:

Hague Julie

Sent:

29 July 2016 13:02

To:

Hague Julie

Subject:

complaint 2 - Shop Local 166 Abbeydale Road

From: Ward Greg

Sent: 06 July 2016 09:44

To: Hague Julie

Subject: Underage sales complaint, Shop Local 166 Abbeydale Road

Hi Julie.

Trading Standards received this complaint on Monday regarding Shop Local, 166 Abbeydale Road. I've forwarded it to Benita and Cheryl just in case Woodseats Police Team have not notified them. I've also sent the shop our usual Trading Standards warning letter, refusal book, staff training sheets etc.

Regards, Greg

From: ANTONY MARSH

Sent: Tuesday, June 28, 2016 02:57 PM

To: GARY DIXON

Subject: Licensing check required at One Stop Shop Local

Gary,

As per our conversation, I answered the phone in the briefing room and spoke with . . . / who is Head of Y8 School. . . . states that there was a school trip last week and 2 of the students purchased alcohol which was subsequently shared with the group of children. Once staff became aware of the matter they questioned the children (aged 13yrs) who disclosed that the alcohol was purchased at the One Stop Local Shop Abbeydale Road.

If anyone needs to speak with

her contact number is

Other children are apparently saying that they will serve alcohol to anyone irrespective of their age.

Cheers,

Antony

PC 2668 Antony MARSH
D Group, Woodseats Police Station
Local Policing Team
South Yorkshire Police
Sheffield S8 05L
T:01142963634

T:01142963634 Airwaves:2668

e-mail: antony.marsh@southyorks.pnn.police.uk

-Annex 9 (a)



338

26.8.16

Mr Sarfraz Ahmed Bhatti Licence Holder & Designated Premises Supervisor Shop Local 166 Abbeydale Road Sheffield S7 1FH Sheffield Safeguarding Children
Board (Licensing Project)
Floor 3
Howden House
Union Street
Sheffield S1 2SH
Telephone: 0114 2736753
Fox: 0114 2734628
E'mail: julie.hagua@sheffield.gov.uk

Dear Sir

COMPLAINTS: PROTECTION OF CHILDREN FROM HARM (LICENSING ACT 2003) - ONE STOP SHOP LOCAL 166 ABBEYDALE ROAD, SHEFFIELD

Further to my visit to your premises on 13th July, at which Ms Topham from South Yorkshire Police was in attendance. I am writing to confirm the key points of the discussion I had with you in relation to the above matter.

You were advised that complaints made to the Police and Trading Standards have been reported to the Safeguarding Children Board, in which allegations have been made by school staff and parents that children under the age of 18 years have been purchasing and consuming alcohol from your premises. You were advised that the Safeguarding Children Board is concerned that despite previous advice visits and offers of free multi agency training, complaints of this nature have persisted.

I informed you during the visit on 13th July 2016, of my concern that despite there being 2 Challenge 25 posters on display at the shop, the member of staff who was working on the till did not appear to understand what a refusal book is, and I noted that you were unable to produce a refusals book. Ms Topham therefore provided you with a refusals book and a multi agency information pack.

I advised you that unless a significant improvement is made to the way the age verification scheme is enforced at the premises, the premises may be subject to a licence review.

To further assist, I enclose a letter offering free multi agency training to support you in operating a recognised age verification scheme.

Please contact me if you have any questions or need further assistance.

Yours faithfully

JULIE HAGUE

Julie 18gre

Licensing Project Manager

Sheffield Safeguarding Children Board

CC Licensing Authority; South Yorkshire Police



26.8.16

Mr Sarfraz Ahmed Bhatti Licence Holder & Designated Premises Supervisor Shop Local 166 Abbeydale Road Sheffield S7 1FH Address correspondence to:

Fax: 0114 2734628

Julie Hague
Sheffield Safeguarding Children Board
- Licensing Project
Floor 3
Howden House
Union Street
Sheffield S1 3SH
Telephone: 0114 2736753
Email: Julie hague@shefffield.gov.uk

Dear Sir

THE PROTECTION OF CHILDREN AT LICENSED PREMISES - LICENSING ACT 2003 OFFER OF FREE STAFF TRAINING: SHOP LOCAL, 166 ABBEYDALE ROAD, S7 1FH

I am writing to inform you that 2 places have been reserved on the multi-agency 'Safeguarding Children at Licensed Premises' training workshop, for the Designated Premises Supervisor or other responsible member of staff at the above premises. The workshop is free of charge and will take place as follows:

Date: 12.10.16 Time: 1pm to 5pm

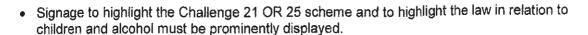
Venue: Conference Room, Floor 1, Howden House, Union Street, Sheffield S1 3SH

The purpose of the workshop is to support you to operate the premises legally and responsibly, with due regard for the protection of children. It is important to attend the workshop in addition to any other training you may attend, as this training is recognised by the Sheffield Licensing Authority and will assist you with improving partnership work with the responsible authorities and finding out what services are available in Sheffield to help you; attendance will go towards your test of due diligence and help you to demonstrate that you are trying to address issues at the premises. Records of attendance will be maintained and shared with South Yorkshire Police, Sheffield City Council Trading Standards and the Licensing Authority.

Meanwhile, please ensure that the following systems are operating at the premises (immediate advice about age verification is available from Greg Ward, Trading Standards (0114 2736241):

- The Challenge 21 (OR 25) scheme: All staff must be trained to operate this, including managing confrontation, keeping a refusals log and knowledge of which types of identification are legitimate and acceptable.
- Staff training records must be maintained including the signature of trainees, details of the training delivered and dates, including refresher training.

CONTINUED .../





A children and young people's risk assessment should be undertaken and this should inform your
operating policy and staff training. Assistance with the risk assessment process including a risk
assessment tool is available from the Sheffield Safeguarding Children Board (contact details above).

Materials such as posters and other signage to promote your proof of age scheme are also available to download from the internet at http://www.drinkaware.co.uk/resources. Proof of age materials may also be obtained from info@validateuk.co.uk to assist customers who do not have other types of acceptable identification.

To secure a place please contact me on (0114) 2736753 not later than 8th October 2016 to confirm the name of the person who will attend. DELEGATES ATTENDING THE WORKSHOP MUST BRING PHOTO ID (passport or driving licence) IN ORDER TO OBTAIN A CERTIFICATE OF ATTENDANCE. Please let us know in advance if you have any special requirements to access the training.

Yours sincerely

JULIE HAGUE Licensing Project Manager, Sheffield Safeguarding Children Board

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Stephenson Clive (CEX)

From:

Rodgers Andrew

Sent:

12 January 2017 15:00 Stephenson Clive (CEX)

To: Subject:

FW: Shop Local selling alcohol to underage children

Attachments:

scc licencing.doc

Andrew Rodgers

Licensing Business Support Officer

Licensing Service

Business Strategy & Regulation, Block C, Staniforth Road Depot, Sheffield, S9 3HD

Email:

licensingservice@sheffield.gov.uk

Telephone:

0114 2734264

Web: Reception: www.sheffield.gov.uk/licensing Monday to Friday, 10am until 4pm

Part or all of the information contained in this document may be subject to legal professional privilege and must not be disclosed without the prior consent of Legal & Governance Services. It may be exempt from disclosure by virtue of Section 42 of the Freedom of Information Act 2000 and Para 10, Sch 7 of the Data Protection Act 1998 P Please don't print this e-mail unless you really need to

From:

Sent: 12 January 2017 14:58

To: Rodgers Andrew

Subject: Fwd: Shop Local selling alcohol to underage children

From: "sarah bevan" 1

To: licensingservice@sheffield.gov.uk

Sent: Sunday, 8 January, 2017 10:24:12 AM

Subject: Shop Local selling alcohol to underage children

I am writing after having seen the newspaper report regarding the licencing reviews of three shops in Sheffield.

I had reason to write to the Alcohol Licensing Department in October 2013 after an incident where my 14 year old son and his friend where sold alcohol at Shop Local on Abbeydale Road. They travelled there as it was well known at school that this shop sold alcohol without any questions.

I am appalled that it has taken 3 1/2 years to get to a stage where this shop is under review and can only guess at the damage that has been caused to the lives of young people through being able to illegally obtain alcohol in the intervening years.

There must have been many other incidents of illegal sales to get to this stage. I strongly support that Shop Local has its licence revoked. They must be stopped.

I attach my original letter to the Licensing Department from 2013. Please note there was an error over the date of the incident, the letter should have read 28th September, not October.

Please acknowledge receipt of this email.

Sarah Bevañ





Sheffield City Council Alcohol Licensing Dept Town Hall Sheffield

3 October 2013

Dear Sirs

I am writing to express my concern over an incident where alcohol was sold to an underage child recently.

My son who is 14 years of age, entered the premises of a shop at 166 Abbeydale Road/corner of Chippinghouse Road Sheffield called Shop Local (I think it is alternatively known as P&P News). It was Saturday 28th October 2013 at approximately 2pm. He obtained 1.5 litres of cider which I think was called Frosty Jack without being asked to prove his age. He was served by a lady.

When my son arrived home it was obvious that he was intoxicated. We put him to bed and questioned him the next day. He said that he took a bus to this shop, and specifically this shop because he had been told that this premises will sell alcohol to children without any questions. He described the person who sold him the alcohol as a lady with white hair, white skin and purple eyes.

I went to this shop to check the premises on Tuesday to see if I could verify the facts. They do sell the product that he purchased at the price he quoted and more importantly the lady behind the counter matched the description. The lady appears to be albino which accounts for the description my son gave.

I am appalled that my son chose to do this- he will receive sanctions at home for his behaviour but more importantly I am appalled that the premises have sold alcohol to a child without any questions whatsoever. My son is only 14, at a push he could pass for 16 but he could never pass for 21.

Please would you investigate this matter urgently as I suspect this scenario is being repeated by other children regularly.

Sarah Bevan Mother



From: Gary Speck [

Sent: 12 January 2017 19:16 To: Stephenson Clive (CEX)

Subject: Fwd: shop local, abbeydale road

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

From: Gary Speck

To: licensingservice < licensingservice@sheffield.gov.uk>

Date: 12 January 2017 at 19:13 Subject: shop local, abbeydale road

under NO circumstances should this place be able to sell alchohol! Over 3 years ago i complained about this shop selling to my son and to other under age friends of his on numerous occasions. I am mystified why NO action seems to have taken place in the meantime

This Email, and any attachments, may contain non-public information and is intended solely for the individual(s) to whom it is addressed. It may contain sensitive or protectively marked material and should be handled accordingly. If this Email has been misdirected, please notify the author immediately. If you are not the intended recipient you must not disclose, distribute, copy, print or rely on any of the information contained in it or attached, and all copies must be deleted immediately. Whilst we take reasonable steps to try to identify any software viruses, any attachments to this Email may nevertheless contain viruses which our anti-virus software has failed to identify. You should therefore carry out your own anti-virus checks before opening any documents. Sheffield City Council will not accept any liability for damage caused by computer viruses emanating from any attachment or other document supplied with this e-mail



Stephenson Clive (CEX)

From:

Gary Speck

Sent:

13 January 2017 15:25

To:

Stephenson Clive (CEX)

Subject:

RE: shop local, abbeydale road

yes i would like to make a formal objection. I object on the basis that SHOP LOCAL sell alchohol to under 18s on a regular basis. Some 3 and a half years ago i made a formal complaint about this shop

Appendix C

Hearing Notices / Regulations / Procedures

Notice of hearing to consider an application for review of premises licence and any relevant representations

Mr Sarfraz Ahmed Bhatti Shop Local 166 Abbeydale Road Sheffield S7 1FH

The Sheffield City Council being the licensing authority, on the 15th December 2016 received an application for a review of Premises Licences in respect of premises known as **shop Local 166 Abbeydale Road, S7 1FH.**

During the consultation period the Council received representations from South Yorkshire Police Licensing and the Safeguarding Children Board and public (2)

The Council now GIVES YOU NOTICE that the review will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **Thursday** the **2**nd **February 2017 at 11.15am**; following which the Council will issue a Notice of Determination of the Application for Review. The documents which accompany this notice are the relevant representations which have been made, as defined in Section 52(7) of the Act.

The particular points on which the Council considers that it will want clarification at the hearing from a party are as follows:

- 1) Your response to the application for review, upon which you may ask and be asked questions by the parties to the hearing.
- 2) You may also be asked questions by the parties to the hearing, relating to the application made for review the Premises Licence.

You should complete form LAR1 and return it to: The Licensing Service, Business Strategy and Regulation, Place Portfolio, Block C, Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD, within five (5) working days before the day or the first day on which the hearing is to be held.

Dated 13th January 2017

Signed Clive Stephenson The officer appointed for this purpose

Please address any communications to:
The Licensing Service
Business Strategy and Regulation
Place Portfolio
Block C, Staniforth Road Depot,
Staniforth Road,
Sheffield,
S9 3HD.
Email - Licensingservice@sheffield.ov.uk

Notice of hearing to consider an application for review of premises licence and any relevant representations

Julie Hague Sheffield Safeguarding Children Board Sheffield City Council

Emailed - julie.hague@sheffield.gov.uk

The Sheffield City Council being the licensing authority, on the 15th December 2016 received an application for a review of Premises Licences in respect of premises known as Shop Local 166 Abbeydale Road, Sheffield S7 1FH.

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- 1) The representations you have made with reference to these particular premises and the four core objectives.
- 2) You may also be asked questions by the parties to the hearing, relating to your representations.

You should complete form LAR1 and return it to: The Licensing Service, Business Strategy and Regulation, Place Portfolio, Block C, Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD, within five (5) working days before the day or the first day on which the hearing is to be held.

Dated 13th January 2017

Signed Clive Stephenson The officer appointed for this purpose

Please address any communications to:

The Licensing Service **Business Strategy and Regulation** Place Portfolio Block C, Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD. Email – <u>licensingservice@sheffield.gov.uk</u>



Notice of hearing to consider an application for review of premises licence and any relevant representations

Cheryl Topham
South Yorkshire Police Licensing
Carbrook House
Sheffield

Emailed - Cheryl.topham@southyorks.pnn.police.uk

The Sheffield City Council being the licensing authority, on the 15th December 2016 received an application for a review of Premises Licences in respect of premises known as Shop Local 166 Abbeydale Road, Sheffield S7 1FH.

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Dated 13th January 2017

Signed Clive Stephenson
The officer appointed for this purpose

Please address any communications to:

The Licensing Service
Business Strategy and Regulation
Place Portfolio
Block C, Staniforth Road Depot,
Staniforth Road,
Sheffield,
S9 3HD.
Email – licensingservice@sheffield.gov.uk

Notice of hearing to consider an application for review of premises licence and any relevant representations

Sarah Bevan Sheffield

Emailed -

The Sheffield City Council being the licensing authority, on the 15th December 2016 received an application for a review of Premises Licences in respect of premises known as Shop Local 166 Abbeydale Road, Sheffield S7 1FH.

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Dated 13th January 2017

Signed Clive Stephenson
The officer appointed for this r

The officer appointed for this purpose

Please address any communications to:

The Licensing Service
Business Strategy and Regulation
Place Portfolio
Block C, Staniforth Road Depot,
Staniforth Road,
Sheffield,
S9 3HD.

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Email - licensingservice@sheffield.gov.uk



Notice of hearing to consider an application for review of premises licence and any relevant representations

Mr Gary Speck



The Sheffield City Council being the licensing authority, on the 15th December 2016 received an application for a review of Premises Licences in respect of premises known as Shop Local 166 Abbevdale Road, Sheffield S7 1FH.

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Dated 13th January 2017

Signed Clive Stephenson The officer appointed for this purpose

Please address any communications to:

The Licensing Service **Business Strategy and Regulation** Place Portfolio Block C, Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD. Email - licensingservice@sheffield.gov.uk

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Right of attendance, assistance and representation

15. Subject to regulations 14(2) and 25, a party may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified.

Representations and supporting information

- 16. At the hearing a party shall be entitled to -
 - (a) in response to a point upon which the authority has given notice to a party that it will want clarification under regulation 7(1)(d), give further information in support of their application, representations or notice (as applicable),
 - (b) if given permission by the authority, question any other party; and
 - (c) address the authority

Failure of parties to attend the hearing

- 20. (1) If a party has informed the authority that he does not intend to attend or be represented at a hearing, the hearing may proceed in his absence.
 - (2) If a party who has not so indicated fails to attend or be represented at a hearing the authority may:-
 - (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
 - (b) hold the hearing in the party's absence.
 - (3) Where the authority holds the hearing in the absence of a party, the authority shall consider at the hearing the application, representations or notice made by that party.
 - (4) Where the authority adjourns the hearing to a specified date it must forthwith notify the parties of the date, time and place to which the hearing has been adjourned.

Procedure at hearing

- 21. Subject to the provisions of the Regulations, the authority shall determine the procedure to be followed at the hearing.
- 22. At the beginning of the hearing, the authority shall explain to the parties the procedure which it proposes to follow at the hearing and shall consider any request made by a party under regulation 8(2) for permission for another person to appear at the hearing, such permission shall not be unreasonably withheld.
- 23. A hearing shall take the form of a discussion led by the authority and cross-examination shall not be permitted unless the authority considers that cross-examination is required for it to consider the representations, application or notice as the case may require.
 - 24. The authority must allow the parties an equal maximum period of time in which to exercise their rights provided for at regulation 16.
 - 25. The authority may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may –
 - (a) refuse to permit that person to return, or
 - (b) permit him to return only on such conditions as the authority may specify, but such a person may, before the end of the hearing, submit to the authority in writing any information which they would have been entitled to give orally had they not been required to leave.



This procedure has been drawn up in accordance with the Licensing Act 2003 to assist those parties attending Licensing Committee hearings.

- 1. The hearing before the Council is Quasi Judicial.
- 2. The Chair of the Licensing Committee will introduce the Committee and ask officers to introduce themselves.
- 3. The Chair will ask the applicants and other parties to formally introduce themselves.
- 4. The Solicitor to the Committee will outline the procedure to be followed at the hearing.
- Hearing Procedure:-
 - (a) The Licensing Officer will introduce the report.
 - (b) Questions concerning the report can be asked by Members the applicant and other parties.
 - (c) The Licensing Officer will introduce the applicant for review (or his/her nominated representative) who will be asked to detail the application.
 - (d) Members may ask questions.
 - (e) The Licensing Officer will in turn introduce representatives for the other Responsible Authorities and Interested parties who will be asked to detail their relevant representations
 - (f) Members may ask questions
 - (g) With the leave of the Chair the licensee or his representative may cross examine the representatives of the applicant for review and the other Responsible Authorities and Interested Parties.
 - (h) The licensee (or his/her nominated representative) will then be asked to respond to the application and to any other representations made.
 - (i) The licensee (or his/her nominated representative) may then be asked questions by members and with the leave of the Chair from the other parties present.
 - (j) The applicant will then be given the opportunity to sum up the application.
 - (k) The representatives of the Responsible Authorities will be given the opportunity to sum up
 - (I) The licensee will be given the opportunity to sum up
 - (m) The Licensing Officer will then detail the options.
 - (n) There will then be a private session for members to take legal advice and consider the application.
- 6. The decision of the Licensing Committee will be given in accordance with the requirements of the Licensing Act 2003 and regulations made there under.
- NB: 1) At any time in the Licensing Process Members of the Committee may request legal advice from the Solicitor to the Committee. This advice may be given in open session or in private.
 - 2) The Board Hearing will be held in public unless and in accordance with the Regulations the Committee determine that the public should be excluded.

Regulation 8



- (1) A party shall give to the authority within the period of time provided for in the following provisions of this regulation a notice stating
 - (a) whether he intends to attend or be represented at the hearing;
 - (b) whether he considers a hearing to be unnecessary
- (2) In a case where a party wishes any other person (other than the person he intends to represent him at the hearing) to appear at the hearing, the notice referred to in paragraph (1) shall contain a request for permission for such other person to appear at the hearing accompanied by details of the name of that person and a brief description of the point or points on which that person may be able to assist the authority in relation to the application, representations or notice of the party making the request.
- (3) In the case of a hearing under -
 - (a) section 48(3)(a) (cancellation of interim authority notice following police objection), or
 - (b) section 105(2)(a) (counter notice following police objection to temporary event notice),

the party shall give the notice no later than one working day before the day or the first day on which the hearing is to be held.

- (4) In the case of a hearing under -
 - (a) section 167(5)(a) (review of premises licence following closure order),
 - (b) paragraph 4(3)(a) of Schedule 8 (determination of application for conversion of existing licence), paragraph 16(3)(a) of Schedule 8 (determination of application for conversion of existing club certificate)
 - (c) paragraph 26(3)(a) of Schedule 8 (determination of application by holder of justices' licence for grant of personal licence),

the party shall give the notice no later than two working days before the day or the first day on which the hearing is to be held.

(5) In any other case, the party shall give the notice no later than five working days before the day or the first day on which the hearing is to be held.

Appendix D

Supportive Letter (petition)
Current licence

D

Dated 01/01/2016

TO

Manager

Sheffield City Council

The Licensing Registry

Licencing Service Block C

Staniforth road depot

S9 3HD

01142734264



COMPLAINT AND PETITION OF SUPPORT AGAINST REVIEWING THE SHOP LOCAL'S LICENCE SHOP LOCAL OF 166 ABBEYDALE ROAD, SHEFFIELD S7 1FD

To whom it may concern,

We strongly protest the letter you have sent to Mr Sarfraz Bhatti of SHOP LOCAL now displayed in the shop's window. We sturdily support Mr Sarfraz Bhatti and his business SHOP LOCAL against the allegations you have put forward. Shop local is an asset of our community and we are happy with Mr Sarfraz Bhatti and the service his business provides. We believe that these complaints you mention are false and malicious, and are very upsetting for us to see them said. We have not seen this happen in shop local, and if he did serve a young person we are sure it was a rare mistake. Mr Sarfraz Bhatti is a friendly and sensible shop keeper, and we are very pleased with him and his business practice. We will ask him to be more careful than usual when serving young people, and say he will only be happy to comply. We kindly request that you consider us the customers in deciding and hopefully end the review of SHOP LOCAL licence Please give Mr Sarfraz Bhatti a chance to run SHOP LOCAL as we use this business and feel he really deserves a chance. We ask that if you feel the activities of shop local are suspicious or complaints against shop local arise you inform him. We look forward to hearing from you, also we have all included our names and contact details in the petition below.

Thank you.

From

Sharrow, nether edge, Abbeydale road and London road community and customers of Mr Sarfraz Bhatti's SHOP LOCAL

Licensing Service Sheffield City Council Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD

Tel: 0114 273 4264

E-mail: licensingservice@sheffield.gov.uk Website: www.sheffield.gov.uk/licensingact

Date: 11th January 2017

Mr Sarfraz Ahmed Bhatti 166 Abbeydale Road Sheffield S7 1FH

Dear Sir

Licensing Act 2003: Copy of Premise Licence and update of Mandatory Conditions **Premises**: Shop Local (prev Premier Express), 166 Abbeydale Road, Sheffield, S7

1FH

Premises Licence Number: SY 2086 PR

I enclose:

a) the updated premises licence; and

a) the updated premises licence summary

for the above named premises.

Please check both documents carefully, including all attached papers, and ensure that all details are correct. If they are not, please contact us immediately.

Please also be aware of the following:

- The original (or a certified copy) of the entire premises licence must be kept on the premises and available for inspection at all times. This includes any annexes, appendices & other related documents.
- The original (or a certified copy) of the premises licence summary must be prominently displayed at the premises.
- Failure to comply with any conditions attached to a licence is a criminal offence, which on conviction would be punishable by a fine of up to £20,000 or up to six months imprisonment or both.

You must inform the Licensing Authority if you wish to do any of the following:

- Vary the licence;
- Vary the Designated Premises Supervisor (DPS) named on the licence;
- Transfer the licence; or
- · Surrender the licence.

You must also inform us if the premises licence holder or DPS change their name or address.

Should you wish to make any changes to the licence, please contact us for the relevant forms or refer to the website for information at www.sheffield.gov.uk/licensingact. The original premises licence and premises licence summary must be returned for amendment and accompanied by the required fee (if applicable).



If the original premises licence or premises licence summary is lost or stolen you must apply to the Licensing Service for a replacement licence, for which the prescribed fee is £10.50.



Please contact me if you have any queries.

Yours faithfully

Julianne McConaghy Licensing Analyst & Processing Officer Enquiries to: Enc.

THE LICENSING ACT 2003



Premises Licence No: SY 2086 PR

ISSUE NO: 3

The Sheffield City Council being the Licensing Authority under the above Act, hereby grant this licence in accordance with the requirements of the Licensing Act 2003 in respect of and subject to the conditions attached:

PART 1 - Premises details

Shop Local (prev Premier Express) 166 Abbeydale Road Sheffield S7 1FH

Telephone Number:

Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities:

1. Sale by retail of alcohol

a) for consumption off the premises

Sunday - Saturday 00:00 to 24:00 hours

The opening hours of the premises are

Sunday - Saturday 00:00 to 24:00 hours

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

Sale by retail of alcohol for consumption off the premises.

PLEASE NOTE:

In the event, that the hours permitted on this premises licence differ from those authorised on your planning consent, you MUST ONLY operate to which ever is the most restrictive permission.

Both Licensing and Planning carry out enforcement activities and if you are found to be in breach of either your premises licence and / or your planning consent, it may result in legal action being taken against you.

PART 2

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

Mr Sarfraz Ahmed Bhatti 166 Abbeydale Road Sheffield S7 1FH Telephone Number: 0114 3271908



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

N/A

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

Mr Sarfraz Ahmed Bhatti 166 Abbeydale Road Sheffield S7 1FH

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

Personal Licence Number:

SY 5178 Per

Issuing Authority:

Sheffield City Council

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

Restricted

This Premises Licence shall be in force from the 15 December 2011

Issued on: 1 February 2012.

Steve Lonnia

Chief Licensing Officer

Head of Licensing Services

On behalf of Sheffield City Council (issuing licensing authority)

Sheffield City Council – For Office use only							
Variation of Premises Licence	No: Issue Date:						
Variation of DPS	No: 1 Issue Date: 10/04/2014						
Transfer of Premises Licence	No: 1 Issue Date: 10/04/2014						
Minor Variation	No: Issue Date:						
Change of Name/Address	No: Issue Date:						
Update Mandatory Conditions	No: 1 Issue Date: 11/01/2017						

Annex 1A - Mandatory Conditions



Mandatory Condition 1 (Section 19 ss 2)

Where a licence authorises the sale of alcohol then 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
- (a) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Mandatory Condition 2 (Section 19 ss 3)

Where a licence authorises the sale of alcohol then every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Mandatory Condition 3 (Section 20)

- 1. Where a premises licence authorises the exhibition of films, the licence includes the following conditions relating to the admission of children to the exhibition:
 - (a) The admission of children (under 18) to the exhibition of any film must be restricted in accordance with the classification set by the film classification body (currently the BBFC).
 - (a) In a case where there is no classification given by the classification body (the BBFC) the admission of children to the exhibition of any film must be restricted in accordance with any recommendation given by the Licensing Authority.
- 2. In this section -
 - "children" means persons aged under 18; and

"film classification body" means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

Mandatory Condition 4 (Section 21)

Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity each such individual must be licensed by the Security Industry Authority.

Annex 1B - Mandatory Condition effective from 28th May 2014:

- 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- 2. For the purposes of the condition set out in paragraph 1—
 - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) "permitted price" is the price found by applying the formula—
- $P = D + (D \times V)$ where—
 - (i) P is the permitted price,
 - (ii)D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii)V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;



(c) "relevant person" means, in relation to premises in respect of which there is in force

premises licence—

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence:
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

Annex 1C - Mandatory Conditions effective from 1st October 2014:

- 1.—(1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
- 2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 3.—(1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years 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 either—
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.

4. The responsible person must ensure that—



- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Annex 2 – Conditions consistent with the operating schedule



- 1. There shall be no adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children
- 2. Customers will only be served through a hatch between 12:45am and 05:00am hours every day. There will be no public access to the premises during these hours.
- 3. A colour CCTV system will be fitted, maintained and in use at all times whilst the premises are open, cameras are to be positioned to view patrons entering the premises and positioned outside the premises. The CCTV images will be stored for 31 days, police will be given access to images for purposes in connection with the prevention and detection of crime and disorder. Members of the management team will be trained in the use of the system.
- 4. The premises will be a member of any local Licence Watch scheme, annual membership will be maintained.
- 5. Shelving and display units for the purposes of displaying alcohol must be of suitable design, construction and adequately secured.
- 6. A satisfactory electrical certificate shall be provided.
- 7. All staff and the Premises Licence Holder shall be trained in the operation of the Challenge 25 scheme. Staff training records must be maintained and made available to the officers of the Responsible Authorities and the Licensing Authority upon request.
- 8. The holder of the Premises Licence shall ensure that staff are trained to ask any individual who appears to be under 25 years of age seeking to purchase or be supplied with alcohol at or from the premises shall produce means of identification passport, photo driving licence or PASS accredited photo ID proving that individual to be 18 years of age or older. If the person seeking alcohol is unable to produce acceptable means of identification, no sale or supply of alcohol will be made to or for that person.
- 9. A written log shall be kept of all refusals including refusals to sell alcohol. The holder of the Premises Licence shall ensure the refusals log is maintained.
- 10. No deliveries to the premises will take place between 22:00 and 05:00 hours.
- 11. Signage will be displayed requesting customers to leave in a quiet and orderly fashion in order to respect the needs of local residents.



Annex 4 - Plans

166 Abbeydale Road Date: 21/10/11



LICENSING ACT 2003



Premises Licence Summary

10002 1101 0

The Sheffield City Council being the Licensing Authority under the above Act hereby issue this Premises Licence Summary in respect of:

Premises licence number SY 2086 PR

Shop Local (prev Premier Express) 166 Abbeydale Road Sheffield S7 1FH

Telephone Number:

Licensable activities authorised by the licence:

1. Sale by retail of alcohol

a) for consumption off the premises

Sunday - Saturday 00:00 to 24:00 hours

The opening hours of the premises are

Sunday - Saturday 00:00 to 24:00 hours

PLEASE NOTE:

In the event, that the hours permitted on this premises licence differ from those authorised on your planning consent, you MUST ONLY operate to which ever is the most restrictive permission.

Both Licensing and Planning carry out enforcement activities and if you are found to be in breach of either your premises licence and / or your planning consent, it may result in legal action being taken against you.

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

Sale by retail of alcohol for consumption off the premises.

Name, (registered) address of holder of premises licence:

Mr Sarfraz Ahmed Bhatti 166 Abbeydale Road Sheffield S7 1FH

Telephone: 0114 3271908

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

N/A

DIB

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

Mr Sarfraz Ahmed Bhatti

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

Restricted

The Premises Licence shall be in force from 15 December 2011

Issued on: 1 February 2012.

Steve Lonnia

Chief Licensing Officer

Head of Licensing Services

On behalf of Sheffield City Council (issuing licensing authority)