

NOTICE OF MEETING

MEETING	LICENSING ACT 2003 SUB-COMMITTEE
DATE:	WEDNESDAY 24 AUGUST 2011
TIME:	9.30 am
VENUE:	FORLI ROOM - TOWN HALL
CONTACT:	<i>Gemma George, Senior Governance Officer</i> <i>Telephone: 01733 452268</i> <i>e-mail address: gemma.george@peterborough.gov.uk</i>
<i>Despatch date:</i>	<i>16 August 2011</i>

AGENDA

PAGE NO

1. **Apologies for Absence**
2. **Declarations of Interest**
3. **Application for Review of Premises Licence - Eastfield News, 32 Eastfield Road, Peterborough, PE1 4AN** 1 - 38



There is an induction hearing loop system available in all meeting rooms. Some of the systems are infra-red operated, if you wish to use this system then please contact Gemma George on 01733 452268.

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LICENSING ACT 2003 SUB COMMITTEE		AGENDA ITEM No. 3
24 AUGUST 2011		PUBLIC REPORT
Contact Officers:	Adrian Day, Licensing Manager Terri Martin, Regulatory Officer Licensing	Tel: 454437 Tel. 453561

APPLICATION:	Review of Premises Licence
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PREMISES:	Eastfield News, 32 Eastfield Road, Peterborough, PE1 4AN
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REFERENCE NUMBER:	MAU 061498
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GLOSSARY OF TERMS:	Attached at Appendix A – Page 4
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1. PURPOSE OF REPORT

- 1.1 To consider and determine an application for a review of a Premises Licence under Section 51 of the Licensing Act 2003 for the above premises, taking into account the representation made by Trading Standards in their capacity as a Responsible Authority, and letter of support of the review and recommendations from Cambridgeshire Constabulary also a Responsible Authority. The review was bought under the Prevention of Crime and Disorder objective.

2. BACKGROUND INFORMATION

- 2.1 On the 6 August 2005 an application was submitted by Mr Mohammed Tanveer to convert a Justices off licence to a premises licence. As no objections from the police were received the licence was granted 20 September 2005.
- 2.2 On the 5 May 2009 a variation application was received, however as the regulations (with regards to advertising) were not complied with, this application was rejected by the licensing department
- 2.3 On the 14 July 2009 a variation application was submitted by Mr Mohammed Tanveer to extend the hours for the off sale of alcohol. As no objections were received the licence was granted on 12 August 2009. A copy of this current licence is attached at **Appendix B – Page 7**

3. APPLICATION

- 3.1 In accordance with section 51 of the Licensing Act 2003 following the submission of an application to review the premises licence from Trading Standards, a Responsible Authority, the licensing authority must hold a hearing.

- 3.2 A copy of the application to review was received 29 June 2011, a copy of this application is attached at **Appendix C – Page 15**
- 3.3 A copy of the ‘Notice’ that was displayed on the premises in accordance with Part 5 no. 38 of Statutory Instruments 2005 No. 42 – The Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005 is attached at **Appendix D – Page 21**
- 3.4 A representation in support of the review and recommendations was received from Cambridgeshire Constabulary as a Responsible Authority, a copy of this representation is attached at **Appendix E – Page 23**
- 3.5 No other representations have been received from any of the remaining Responsible Authorities or any interested parties.

4. RESPONSIBLE AUTHORITY

LICENSING OBJECTIVE:	REPRESENTATIVE:
Prevention of Crime and Disorder	<p>Responsible Authority: Trading Standards As per the application for review attached at Appendix C – Page 15</p> <p>Responsible Authority: Cambridgeshire Constabulary attached at Appendix E – Page 23</p>

4.1 Summary of issues raised by Responsible Authorities

- i. Her Majesty’s Revenue and Customs (HMRC) have seized alleged non UK duty paid alcohol from the premises.
- ii. The premises have failed to provide documentation for the seized alcohol to prove UK duty had been paid.
- iii. The UK Duty evaded was £414.61
- iv. Guidance issued under section 182 of the Licensing Act 2003 recommends revocation, even in the first instance.

5. STATEMENT AND SUPPLEMENTARY INFORMATION SUBMITTED

- 5.1 A witness statement of Parvez Akhtar with covering letter from hc Solicitors was received on 28 July 2011 disputing the allegation that the premises has been trading in illicit goods. This is attached at **Appendix F – Page 25**
- 5.2 Mr Akhtar also supplied copies of invoices which do not directly relate to the products seized, however Mr Akhtar states that they show that he makes purchases from reputable traders paying all appropriate duty. A copy of these invoices are attached at **Appendix G – Page 29**

6. LICENSING OFFICERS COMMENTS

- 6.1 Section 11.23 of Guidance (issued under section 182) states, ‘*A number of reviews may arise in connection with crime that is not directly connected with licensable activities . For example, reviews may arise because of drugs problems at the premises or money laundering by criminal gangs or the sale of contraband or stolen goods there or the sale of firearms. Licensing authorities do not have the power to judge the criminality or otherwise of any issues. This is a matter for the courts of law. The role of the licensing authority when determining such a review is not therefore to establish the guilt or innocence of any individual, but to ensure that the crime prevention objective is promoted.*

7. POLICY & GUIDANCE IMPLICATIONS

7.1 The following sections/paragraphs are applicable to this application:

7.2 Council's Statement of Licensing Policy

- Objectives: *section 4 on Page 5*
- Other Legislation : *section 7 page 7*
- Reviews: *section 16 on Page 12 and 13*
- Delegation / Decision Making / Administration: *Section 17 page 13 and 14*

7.3 Guidance Issued under Section 182 of the Licensing Act 2003 (October 2010)

- Reviews: *Section 11 pages 98 to 102*
- Determining applications: *Section 9 pages 78 to 81*

8. LEGAL OFFICER'S COMMENTS

8.1 The Licensing Authority (hereafter referred to as "the Council) is charged with implementing the provisions of the Licensing Act 2003. This is an application for a review of a premises licence following the application by Trading Standards (Responsible Authority) to review the premises licence made under section 51 of the Licensing Act 2003.

8.2 In this case, the application was received at these offices on 29 June 2011.

8.3 The application before this committee will consider –

- (i) The application to review the licence,
- (ii) Any relevant representations

8.4 The committee will take such of the steps as it considers that action is necessary for the promotion of the licensing objectives. The steps are –

- (a) to modify the conditions of the premises licence
- (b) to exclude a licensable activity from the scope of the licence
- (c) to remove the designated premises supervisor from the licence
- (d) to suspend the licence for a period not exceeding three months, or
- (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 is added

8.5 In addition the guidance issued under section 182 of the Licensing Act 2003 states:

'The licensing authority may decide that no action is necessary if it finds that the review does not require it to take any steps necessary to promote the licensing objectives. In addition, there is nothing to prevent a licensing authority issuing an informal warning to the licence holder and/or to recommend improvement within a particular time. It is expected that licensing authorities will regard such warnings as an important mechanism for ensuring that the licensing objectives are effectively promoted and that warnings should be issued in writing to the holder of the licence. But, where responsible authorities like the police or environmental health officers have already issued warnings requiring improvements – either orally or in writing – that have failed as part of their own stepped approach to concerns, licensing authorities should not merely repeat that approach.

Note: In this document, the following definitions are included to provide an explanation of certain terms included in the Act. In some cases they are an abbreviation of what is stated in the Licensing Act 2003 or an interpretation of those terms. For a full definition of the terms used, the reader must refer to the Licensing Act 2003.

‘Child’

(a) means an individual aged under 16

(b) a child is unaccompanied if he is not in the company of an individual aged 18 years or over

DCMS: Department for Culture Media and Sport

‘Designated Premises Supervisor’ means the person (who must be a Personal Licence Holder), in the case of premises selling alcohol, who will normally have been given the day to day responsibility for running the premises by the holder of the Premises Licence or will be the Premises Licence holder.

‘Interested parties’:

- a person living in the vicinity of the premises in question;
- a body representing persons living in that vicinity, e.g. a residents association;
- a person involved in a business in the vicinity of the premises in question;
- a body representing persons involved in such a business e.g. a trade association
- a member of the relevant licensing authority.

‘Late Night Refreshment’ means the supply of hot food or hot drink to members of the public (whether for consumption on or off the premises) between the hours of 11.00 pm and 5.00 am.

‘Licensable Activities’ means: -

- The sale by retail of alcohol
- The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- The provision of Regulated Entertainment
- The provision of Late Night Refreshment

‘Licensing Authority’: - is the licensing function of Peterborough City Council

‘Licensed Premises’ includes club premises and events unless the context otherwise requires.

‘Licensing Objectives’

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

‘Operating Schedule’ means a document containing a statement of the following matters (and any others that may be prescribed): -

- The relevant Licensable Activities
- The times at which the Licensable Activities are to take place and any other times when premises are open to the public
- Information regarding the person who will be specified in the Premises Licence as the Premises Supervisor
- Where the Licensable Activities involve the supply of alcohol, whether it is for the supply on and/or off the premises

- The steps being taken to promote the Licensing Objectives

‘Rateable Value’: as regards a premises, is the value for the time being in force for the premises entered in the local non-domestic rating list for the purposes of Part III of the Local Government Finance Act 1988(b).

‘Regulated Entertainment’ (Schedule 1 of the Act) means: -

- A performance of a play
- An exhibition of a film
- An indoor sporting event
- A boxing or wrestling entertainment
- A performance of live music
- Any playing of recorded music
- A performance of dance

Or entertainment of a similar description falling within the last three of the categories listed above, where the entertainment takes place in the presence of and for the purposes of entertaining that audience or spectators.

Or the provision of entertainment facilities:

Facilities for enabling persons to take part in entertainment of the following description for the purpose or purposes, which include the purpose of being entertained:

- making music
- dancing
- entertainment of a similar description

‘Relevant Licensing Authority’: is the Authority in the area the premises are situated.

‘Responsible Authority’ means any of the following: -

- Cambridgeshire Constabulary (The Chief Officer of Police)
- Cambridgeshire Fire and Rescue (The Fire Authority)
- Health and Safety Team, Peterborough City Council
- Planning authority, Peterborough City Council
- Trading Standards, Peterborough City Council
- Environmental Health – Pollution, Peterborough City Council
- Children’s Services – Child Protection & Review Manager
- Maritime & Coastguard Agency, Walton on Naze. (For vessels carrying more than 12 passengers.)
- Environment Agency, Peterborough (For vessels carrying 12 or less passengers).

‘Supply of alcohol’:

- the sale by retail of alcohol, or
- the supply of alcohol by or on behalf of a club to, or to the order of, a member of the club.

‘Temporary Event Notice’ means a Permitted Temporary Activity involving one or more Licensable Activities subject to the following various conditions and limitations: -

- Duration – they are limited to events lasting for up to 96 hours;
- Scale – they cannot involve the presence of more than 499 people at any one time;
- Use of the same premises – the same premises cannot be used on more than 12 occasions in a calendar year, but are subject to the overall aggregate of 15 days irrespective of the number of occasions on which they have been used; and

- The number of notices given by an individual within a given period of time – a Personal Licence Holder is limited to 50 notices in one year, and another person to 5 notices in a similar period.

(In any other circumstances, a full Premises Licence or Club Premises Certificate will be required for the period of the event).

‘the Act’: means the Licensing Act 2003

‘Vicinity’: Given the normal everyday meaning of being ‘near to’ when considering the relevance of representations received from individual’s residence or business.

Licensing Act 2003\glossary of terms 13 March 2007

PART A

Premises Licence

**Peterborough City Council, Environmental Services,
 Bridge House, Town Bridge, Peterborough, PE1 1HU**

Premises Licence Number

056816

Part 1 - Premises Details

Postal address of premises, or if none, ordnance survey map reference or description

Eastfield News
 32 Eastfield Road
 Eastfield

Post Town Peterborough

Post Code PE1 4AN

Telephone Number

Where the licence is time limited the dates

Start Date N/A
 End Date N/A

Licensable activities authorised by the licence

Sale by retail of alcohol

The supply of alcohol will be for consumption off the premises.

The times the licence authorises the carrying out of licensable activities

Sale by Retail of Alcohol

Monday to Sunday Between 06.00hrs and 00.00hrs

The opening hours of the premises

Monday to Sunday Between 06.00hrs and 00.00hrs

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

The supply of alcohol will be for consumption off the premises.

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Mr Mohammed Tanveer
153 Cromwell Road
Peterborough
PE1 2EC

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 Mohammed Tanveer
153 Cromwell Road
Peterborough
PE1 2EC

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

Licence Number	045881
Issuing Authority	Peterborough City Council

Annex 1 - Mandatory conditions

Licensees should note that the under enclosed Mandatory conditions should be read in conjunction with the granted licence and these conditions shall be enforceable where relevant to the operation of the premise and its activities.

Supply of alcohol (Premises Licence)

This registration authorises the supply of alcohol subject to the following conditions:

1. No supply of alcohol may be made at a time when
 - (a) there is no designated premises supervisor in respect of the premises licence, or
 - (b) when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Annex 2 - Conditions consistent with the Operating Schedule

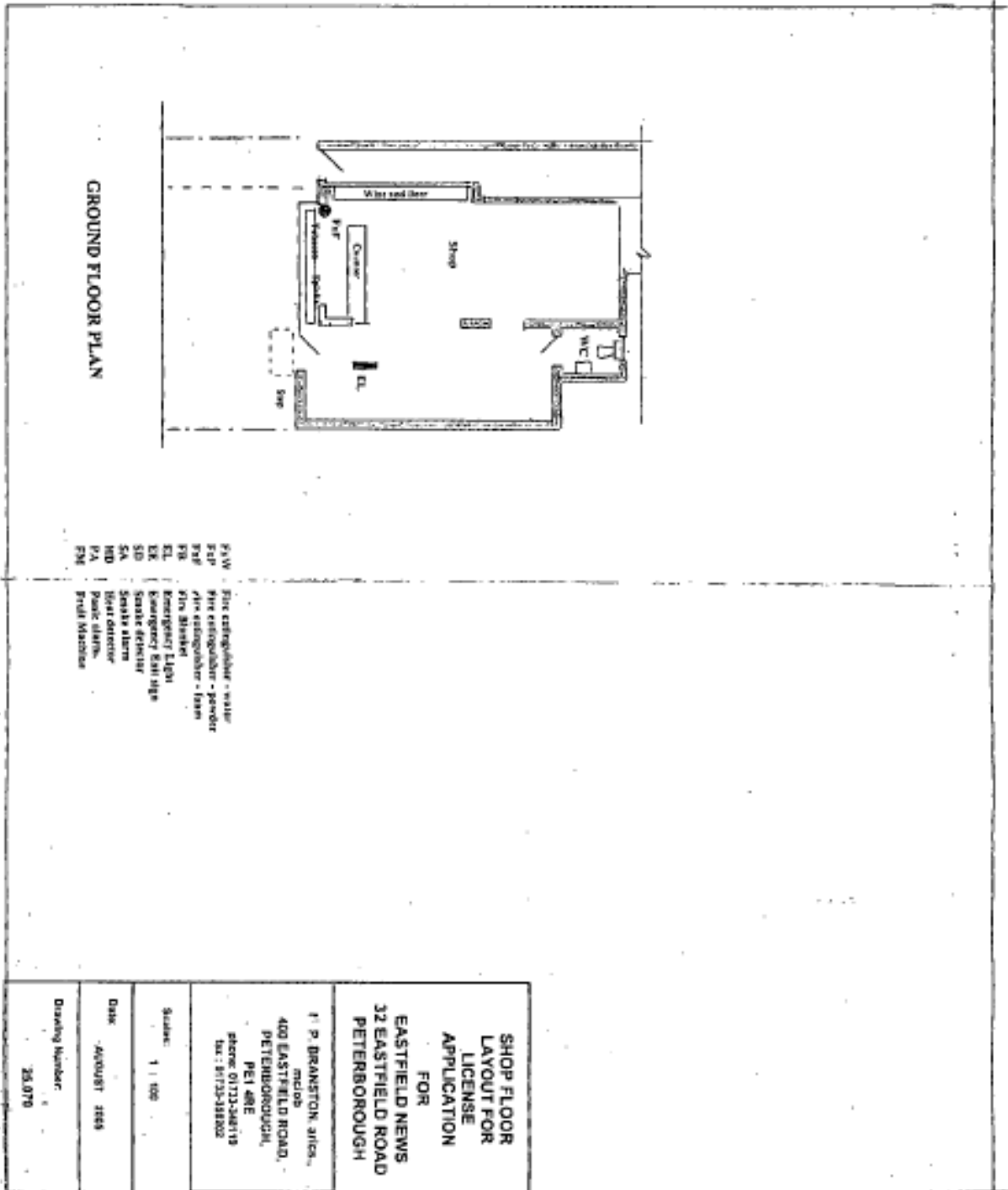
Crime and Disorder

3. The 'Challenge 21' initiative to prevent sales of alcohol to persons under 18 years of age will be implemented at the premises.
4. Signage will be prominently placed within the premises advertising the fact that the premises operates the 'Challenge 21' initiative.

Annex 3 - Conditions attached after a hearing by the licensing authority

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Annex 4 – Plans



PART B

Premises licence summary

**Peterborough City Council, Licensing Section,
 Bridge House, Town Bridge, Peterborough, PE1 1HU**

Premises Licence Number

056816

Premises Details

Postal address of premises, or if none, ordnance survey map reference or description

Eastfield News
 32 Eastfield Road
 Eastfield

Post Town Peterborough

Post Code PE1 4AN

Telephone Number

Where the licence is time limited the dates

Start Date N/A
 End Date N/A

Licensable activities authorised by the licence

Sale by retail of alcohol

The supply of alcohol will be for consumption off the premises.

The times the licence authorises the carrying out of licensable activities

Sale by Retail of Alcohol

Monday to Sunday Between 06.00hrs and 00.00hrs

The opening hours of the premises

Monday to Sunday Between 06.00hrs and 00.00hrs

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

The supply of alcohol will be for consumption off the premises.

Name, (registered) address of holder of premises licence

Mr Mohammed Tanveer
 153 Cromwell Road
 Peterborough
 PE1 2EC

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

N/A

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

Mr Mohammed Tanveer

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

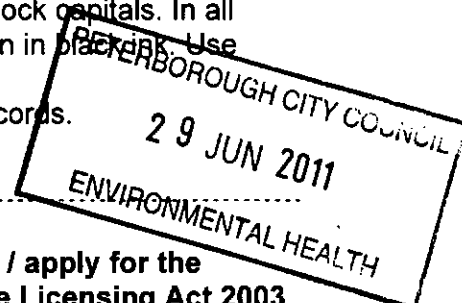
Restricted

**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 **Karen Woods**

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description Eastfield News 32 Eastfield News	
Post town Peterborough	Post code (if known) PE1 4AN

Name of premises licence holder or club holding club premises certificate (if known) Mr Mohammed Tanveer 153 Cromwell Road Peterborough PE1 2EC

Number of premises licence or club premises certificate (if known) 056816

Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
- a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises

- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Karen Woods Peterborough City Council Trading Standards Department Bridge House Town Bridge Peterborough PE1 1HU
Telephone number (if any) 01733 453407
E-mail address (optional) karen.woods@peterborough.gov.uk

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

Please tick one or more boxes

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

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

Trading Standards are requesting a review of the premises licence for Eastfield News under the prevention of crime and disorder following a joint operation by Trading Standards, HM Revenue and Customs (HMRC) and Cambridgeshire Police to clamp down on the illicit tobacco and alcohol trade.

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

On 19th April 2011 a joint initiative by Trading Standards, HMRC and Cambridgeshire Police was carried out to clamp down on the illicit tobacco and alcohol trade

HMRC officers seized a total of 18.2 Litres Vodka, 93.75 Litres Wine and 168grms Blunt Wrap from Saaffarant Parbez, who was working in the premises at the time, as liable to forfeiture by virtue of the Customs & Excise Acts.

The owner Parvez Aktar was spoken to via telephone at the time of the visit.

They were satisfied that due to the proprietors inability to produce invoices or receipts to prove duty payment, that United Kingdom Excise Duty had not been paid on said goods.

The revenue due on the seized goods is £414.61

The goods were seized in accordance with section 139 of Customs & Excise Management Act 1979.

No notice of claim against forfeiture was received within the statutory time limit therefore the Vodka, Wine and Blunt Wraps are condemned as forfeited in accordance with paragraph 5 of schedule 3 to the above legislation.

Recommendations;

A revocation of the alcohol licence.

Reasons for the above recommendation;

Trading Standards as a responsible authority recommends revocation due to the seriousness of the illicit trade.

This is supported by guidance issued under section 182 of the Licensing Act 2003 11.26 There is a certain criminal activity that may arise in connection with licensed premises, which the Secretary of State considers should be treated particularly seriously.

One of them being;

- for the sale of smuggled tobacco and alcohol.

Guidance states - It is envisaged that licensing authorities, the police and other law enforcement agencies, which are responsible authorities will use the review procedures effectively to deter such activities in crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence - even in the first instance - should be seriously considered.

Please tick yes

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

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If you have made representations before relating to this premises please state what they were and when you made them

Please tick yes

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

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature 

Date 22/6/11

Capacity REGULATORY OFFICER - TRADING STANDARDS

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)	
Post town	Post Code
Telephone number (if any)	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)	

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

APPENDIX D

LICENSING ACT 2003

NOTICE OF REVIEW OF PREMISES LICENCE

Notice is given that Peterborough City Council, as the Licensing Authority, has on the 29th June 2011 been asked to review the Premises Licence by Peterborough City Council, Trading Standards Department for the following licensed premises:

Eastfield News, 32 Eastfield Road, Peterborough PE1 4AN

The grounds for review are made under the Licensing Objectives 'The Prevention of Crime and Disorder'

Anyone wishing to make representations concerning this review should do so in writing to:

Peterborough City Council, Licensing Section, Bridge House, Town Bridge, Peterborough, PE1 1HU

Representations in respect to this review must reach the Licensing Authority by 27th July 2011.

Persons wishing to inspect the review application may do so by attending the office of the licensing section during office hours, Monday to Friday. Alternatively the review application may be viewed on the public register section of the Licensing Authorities website,

http://www.peterborough.gov.uk/business/licensing_and_permits/licensing_act_2003/public_register.aspx

It is an offence knowingly or recklessly to make a false statement in connection with an application, the maximum fine for which on summary conviction is £5000.

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APPENDIX E

Cambridgeshire constabulary wish to make a representation in support of the review served by trading standards and fully support the recommendation for revocation.

Hopefully members of the Committee can fully appreciate the seriousness of the offences and breaches of the licensing act. I would recommend members use the full extent of their powers and revoke the licence accordingly

To visit Cambridgeshire Constabulary's website please follow this link:

<http://www.cambs-police.co.uk/index.asp>

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Our ref: STEJS077460.00001
 Your ref:
 Please ask for: Jason Stevens



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Teresa Martin
 Peterborough City Council
 Environmental Services
 Bridge House
 Town Bridge
 Peterborough
 PE1 1HU

27 July 2011

Dear Madam

Licensing Review – Eastfield News, 32 Eastfield Road, Peterborough

We act for Eastfield News who is the subject of a review of the premises licence under the Licensing Act 2003.

We have enclosed a copy of a statement provided by Mr Parvez Akhtar who is the proprietor.

The circumstances are that the Applicant attended Eastfield News on the 19th of April 2010. After inspecting the premises the HMRC seized a quantity of alcohol and tobacco papers believed to be illicit goods in that the duty had not been paid. The foundation for that belief is that the member of staff present at the time of the HMRC attendance was unable to produce receipts for the goods when asked to do so.

The review application provides insufficient information in respect of the goods seized. Mr Parvez Akhtar was not present at the time of the seizure of his property and is unaware of what stock has been seized. He is therefore unable to provide copies of the invoices for the goods seized.

We respectfully request that the Applicant provides Eastfield News with an inventory of seized goods and the respondent will endeavour to produce the invoices for the goods.

We would be grateful if you would confirm receipt of our letter and enclosure.

Kind regards.

Yours faithfully

hc solicitors LLP
 jason.stevens@hcsolicitors.co.uk

WITNESS STATEMENT OF PARVEZ AKHTAR

I, Parvez Akhtar, say as follows:

1. I reside at 138 Cromwell Road, Peterborough PE1 2EU and I am the owner of Eastfield News Off Licence and News Agent of 32 Eastfield Road Peterborough PE1 4AN. I have been the owner of the business for 11 years.
2. It is a family run business. The shop is open from 0600 hours until 2300 hours every day. I work approximately 35 to 40 hours a week in the shop. I open the shop three times a week and I close the shop every night.
3. I have several family members working for me. They are:
 - a. Mohammed Tanveer – Designated Premises Supervisor - DOB 20 May 1980 (Brother)
 - b. Bhasharat Hussain DOB 15 August 1991 (son)
 - c. Shaffart Parvez DOB 1 March 1988 (son)
 - d. Mohammed Munir DOB 10 December 1974 (brother)
 - e. Mohammed Saghir (brother-in-law)
4. Mohammed Tanveer is the Premises Licence holder and also the Designated Premises Supervisor [DPS]. Mr Tanveer attends the shop everyday in his capacity of DPS.
5. I have been served with a copy of the application to review the premises licence and I make this statement in response to the allegations therein.
6. We have only ever purchased alcohol or tobacco from reputable sources such as Best Way Cash & Carry Limited, Booker Limited, Hyperama Wholesale and similar trade outlets. We have never knowingly purchased alcohol or tobacco without the duty being included in the purchase price.
7. The Applicant states that the HMRC seized a quantity of alcohol and Blunt wraps. The information, in respect of the seized stock, in the review application is insufficient. I am unable to check my invoice records for the purchase invoices unless I am provided with an inventory of what was taken from my shop. My records are extensive and I have a wide and varied stock. It would not assist the Licensing Sub-Committee or the Applicant if I served a copy of my invoices over the last few years. Once I am provided with an inventory of the brands I will endeavour to produce the relevant purchase invoices.
8. I reserve the right to produce the invoices to the products seized on the 19th of April 2010 once I have been provided with more information.
9. I received planning permission to extend the shop premises on 9 June 2010 – Ref 10/00491/FUL. This authorised an extension to be built at the shop premises. The building works began in August 2010 and were not completed until October 2010. During the building works it was quite chaotic because we had to move stock around the store to make room for the building works. The building works intruded on the day to day operation of the business.
10. When I attend the cash and carry I always obtain a full receipt and invoice for the stock that I have purchased. The invoice is very helpful in that it includes the price for which I bought the products and next to it, a recommended retail price.
11. Once the goods are brought to the store, I or one of my colleagues price the goods in accordance with the recommended retail price listed on the invoice. This means that I or one of my colleagues would be provided with the invoice. The invoice is put on the counter and is

used throughout the day as the stock is priced up and shelved/stored. Depending on how busy the store is it can take several hours to price, stack and store the goods that have just been purchased. I can envisage that during the building works that I or one of my colleagues could have misplaced an invoice. I am not aware that I have lost any invoices however during the building works it is possible that this has happened.

12. I am not able to ascertain if that is the case until I receive an inventory from the applicant.
13. It is not uncommon that wine and vodka stocks can remain in my stock room or on the shelf for some time. These products do not go out of date and therefore if there is a special offer on I will buy excessive stock to take advantage of the deal. This means that I could have wine stocks in my store for a long period of time, even years. Again, I will not be able to produce evidence of a legitimate purchase until the inventory has been provided.
14. I was not present at the time of HMRC attendance at my office. My son Shaffart Parvez was present. My son is 23 years old and works part-time. My son would not know how to locate the invoice records that he was asked provide. My accounts are kept separately from the shop stock and there is no reason why he would know where they were.
15. I dispute the HMRC's contention that I have been trading goods that have not had the relevant duty paid. I have been trading for many years and I have never traded illicit goods.
16. The Applicant proposes that the Licensing Sub-Committee revokes the Premises Licence in respect of our family business. This would be a draconian step to take, particularly when there is no evidence that I have traded in illicit goods.
17. I am a local businessman providing a community service. My business supports myself and many members of my family. Without the ability to serve licensable products I would not have a business. I rely on the sale of alcohol to attract customers to the shop who then purchase other convenience items. Even a short suspension of the Premises Licence would cause me great difficulty and place my business in jeopardy.

This statement is true to the best of my knowledge and belief.

Mr Parez Akhtar

Dated 25 July 2011

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APPENDIX G



Handwritten: 1035

Page: 1

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PE2 7BY Tel: 01733 391193
VAT Reg No. 398619389

U1 49N
Inst. VAT Reg No.

Account : 115018 Payment Method: CA Invoice No : 549318 Time&Date: 12:47 on 20-Oct-2010
Bill Number: 12 Cashier ID : 87 Cashier Name: Till Operator 87

ITEM CODE	DESCRIPTION	PACK SIZE	UNIT OF SALE	QUANTITY	PRICE	EXT. PRICE	RRP	GM%	VAT
06707	MARLBORO GOLD KS	20 S	10	1	50.95	50.95	6.44	7.04	A
06066	MAYFAIR KS SMOOTH 0533	20S	10	1	42.81	42.81	5.33	5.63	A
05849	STERLING SK 0247	10S	20	1	39.81	39.81	2.47	5.31	A
04253	MARLBORO RED KS F-FLAV	20 S	10	1	50.84	50.84	6.43	7.10	A
80876	L & B KING SIZE	20S	10	1	47.05	47.05	5.85	5.50	A
Trolley:1 Cases:0 Singles:5 Total:5					SUB TOTAL		231.46	INC VAT 271.97	
18326	WKD BLUE 4 6 PACK 0699	275ML	4	1	18.49	18.49	6.99	22.30	A
90961	WKD BLUE 4 12X275ML	275ML	12	1	10.69	10.69	1.45	27.81	A
98359	SMIRNOFF VODKA DS 70CL	6x	1	1	51.49	51.49P	12.85	21.53	A
24557	SMIRNOFF VODKA DS 35CL	6x	1	1	32.99	32.99	7.69	15.99	A
24656	SMIRNOFF VODKA 20CL	6x	1	1	17.49	17.49P	4.38	21.80	A
86384	TURNER ROAD CAB MERLOT	75CL	1	1	3.39	3.39P	5.24	23.98	A
86384	TURNER ROAD CAB MERLOT	75CL	1	1	3.39	3.39P	5.24	23.98	A
06038	HIGH COM SCOT/WISK 20CL	20CL	1	1	2.89	2.89	4.09	16.97	A
50988	WRAY OVER PROOF RUM DS 35CL		1	1	9.59	9.59	12.85	12.31	A
59154	GORDON S GIN DS 35CL		1	1	5.89	5.89	7.93	13.38	A
45565	ZOLADKOWA GORZKA 40 ABV 70CL		1	1	11.79	11.79	15.49	10.57	A
Trolley:2 Cases:3 Singles:8 Total:11					SUB TOTAL		168.09	INC VAT 197.50	

JUNT TOTAL: Cases:3 Singles:13 Total:16 TOTAL GOODS 399.55
 GOODS 399.55
 VAT-TOTAL 69.92
 INVOICE-TOTAL 469.47

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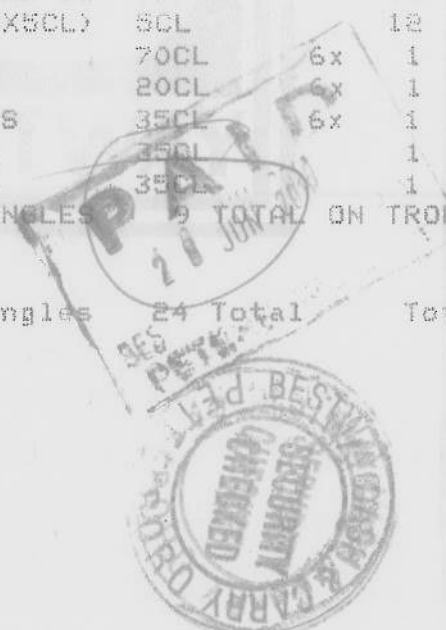
SK

PE2 7BY TEL: 01733 391193
Vat Reg No 398619389

Account: 115018-CA Inv:530864-0022-87-10-3.01 Date: 12:25 on 28 Jun 2010 Page

ITEM CODE	DESCRIPTION	UNIT SIZE	UNIT SALE	QTY	PRICE	VAT VALUE	RRP
566469	PALL MALL KS RED 4440	198	10	1	35.57	35.57 A	4.40
506066	MAYFAIR KS SMOOTH 4533	208	10	1	42.81	42.81 A	5.33
237529	B&H GOLD	148	15	1	52.13	52.13 A	4.41
566469	PALL MALL KS RED 4440	198	10	1	35.57	35.57 A	4.40
505883	AMBER LEAF 4298	12.58	10	2	23.15	46.30 A	2.98
552512	PARK ROAD SK 4449	208	10	1	35.19	35.19 A	4.49
004703	B&H KS GOLD	108	20	1	50.87	50.87 A	3.22
505849	STERLING SK 4247	108	20	1	39.81	39.81 A	2.47
506451	RICHMOND KS 4530	208	10	1	42.80	42.80 A	5.30
180876	L & B KING SIZE	208	10	1	45.96	45.96 A	5.71
0 CASES 11 SINGLES 11 TOTAL ON TROLLEY 01							
343086	ORBIT COMPLETE PEPPERMINT	148	12	1	4.59	4.59 A	0.65 3
986623	WRIGLEYS SPEARMINT	108	20	1	4.19	4.19 A	0.35 30
157986	SWAN EXTRA SLIM TIPS	20	20	1	7.73	7.73 A	0.84 40
536833	STREPSILS HTUBE M&L	108	8	1	6.29	6.29 A	1.25 20
0 CASES 4 SINGLES 4 TOTAL ON TROLLEY 02							
418038	IMPERIAL CZAR VODKA DS	20CL 12x	1	1	26.99	26.99 A	3.25 10
497398	SMIRNOFF ICE PM 4F4449	275ML	6	1	18.39P	18.39 A	4.49 20
344380	IMPERIAL CZAR VODKA DS	5CL	12	1	9.89	9.89 A	1.45 30
339162	SMIRNOFF VODKA (12X5CL)	5CL	12	1	11.79	11.79 A	1.49 20
066936	SMIRNOFF RED ICE	70CL 6x	1	1	13.39	13.39 A	3.39 20
124656	SMIRNOFF VODKA	20CL 6x	1	1	17.99P	17.99 A	4.52 20
124557	SMIRNOFF VODKA DS	35CL 6x	1	1	32.99	32.99 A	7.69 10
069168	GRANTS WHISKY DS	35CL	1	1	5.89	5.89 A	7.89 10
069168	GRANTS WHISKY DS	35CL	1	1	5.89	5.89 A	7.89 10
4 CASES 5 SINGLES 9 TOTAL ON TROLLEY 03							

4 Cases 20 Singles 24 Total Total Goods 593.02
C/Fwd 593.02



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Vat Reg No

Accounts: 115018-CA Inv:531026-0004-87-01-3.01 Date: 11:15 on 29 Jun 2010 Page 1

ITEM CODE	DESCRIPTION	UNIT SIZE	UNIT SALE	QTY	PRICE	VAT VALUE	RRP
14449	ROYALS RED 0515	208	10	1	41.63	41.63 A	5.15 5
09364	ROYALS RED 0599 LE	248	8	1	38.63	38.63 A	5.99 5
05827	STERLING KS 0479	208	10	1	38.55	38.55 A	4.79 5
066469	PALL MALL KS RED 0440	198	10	1	35.57	35.57 A	4.40 5
14587	B&H SILVER	108	20	1	47.12	47.12 A	2.95 6
05883	AMBER LEAF 0298	12.5G	10	1	23.15	23.15 A	2.98 5
07056	EMBASSY NO1 KING SIZE	20 S	10	1	49.78	49.78 A	6.32 7
80876	L & B KING SIZE	208	10	1	45.98	45.98 A	5.71 5
60302	GOLD LEAF 0270	12.5G	10	1	20.33	20.33 A	2.64 10
14373	CUTTERS CHOICE PM 0296	12.5G	10	1	23.19	23.19 A	2.96 6
81174	GOLDEN VIRGINIA YL 0565	25G	5	1	21.64	21.64 A	5.53 8
80090	HAMLET MINIATURE CIGARS	5 S	20	1	29.01	29.01 A	1.97 13
05894	AMBER LEAF 0580	25G	5	1	22.18	22.18 A	5.69 8
0 CASES		13 SINGLES	13 TOTAL ON TROLLEY 01				
21781	SMIRNOFF RED VODKA 0899	50CL	6x	1	39.99	39.99 A	8.99 13
14653	BUCKFAST TONIC WINE	75CL	1	2	4.69	9.38 A	6.99 21
86189	VODKAT	1LTR	1	2	6.49	12.98 A	8.99 15
07572	IMPERIAL CZAR VODKA DS	1LTR	1	2	9.99P	19.98 A	13.04 10
80363	JACK DANIELS	35CL	1	2	7.89	15.78 A	10.89 15
1 CASES		8 SINGLES	9 TOTAL ON TROLLEY 02				

1 Cases	21 Singles	22 Total	Total Goods	534.87
				GOODS
				534.87
CODE RATE	GOODS	VAT		
A 17.5000	534.87	93.60	VAT	93.60
INVOICE TOTAL				628.47

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Cust. VAT Reg No.

Account :115018 Payment Method:CA Invoice No :592595 Time&Date:10:42 on 22-JUL-2011
 Till Number:2 Cashier ID :87 Cashier Name:Till Operator 87

ITEM CODE	DESCRIPTION	PACK SIZE	UNIT OF SALE	QUANTITY	PRICE	EXT. PRICE	RAT	UNIT
735597	MAYFAIR KS 609	20S	10	1	48.20	48.20	6.09	8.02
114521	R&H SILVER SLIDE	20S	10	1	50.55	50.55	6.32	8.24
735542	AMBER LEAF 340	12.5G	10	1	26.59	26.59	3.32	3.32
736385	ROYALS KS RED 593	20S	10	1	46.90	46.90	5.86	7.45
735630	STERLING KS 286	10S	20	1	45.26	45.26	5.66	7.28
738565	L&B KS 643	20S	10	1	50.85	50.85	6.35	8.10
710321	L&B MENTHOL 6599	20S	10	1	47.36	47.36	5.92	7.52
007056	EMBASSY MD1 KING SIZE	20 S	10	1	54.22	54.22	6.78	8.63
680947	GOLD LEAF 6292	12.5G	10	1	22.20	22.20	2.78	3.57
735564	AMBER LEAF 674	25G	5	1	25.95	25.95	3.24	4.10
Trolley:1 Cases:0 Singles:10 Total:10					SUB TOTAL	418.08	INC VAT	501.70
481359	DISCOUNT FOR CIGARETTES		1	-1	-2.50	-2.50	0.00	0.00
Return to stock								
Trolley:2 Cases:0 Singles:-1 Total:-1					SUB TOTAL	-2.50	INC VAT	-3.00
907572	IMPERIAL CZAR VODKA DS 1LTR	6x	1	1	64.99	64.99	8.12	10.41
013468	IMPERIAL CZAR VODKA DS 70CL	6x	1	1	43.49	43.49P	5.44	6.90
016106	IMPERIAL STAG WHISKY DS 20CL	6x	1	1	16.45	16.45	2.06	2.63
102557	TIA MARIA	35CL	1	1	5.99	5.99	0.75	0.95
427188	CARRIB TWIST BLUE LAMON70CL		1	2	1.79	3.58	0.45	0.57
Trolley:3 Cases:3 Singles:3 Total:6					SUB TOTAL	134.50	INC VAT	167.43



COUNT TOTAL:	Cases:3	Singles:12	Total:15	TOTAL GOODS	550.08
				GOODS	550.08
CODE	RATE	GOODS	VAT		
A	20.00	550.08	110.02	VAT-TOTAL	110.02
				INVOICE-TOTAL	660.10



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 Peterborough
 PE2 7BY Tel: 01733 391193
 VAT Reg No. 390619389

PE1 4AN

506

Cust. VAT Reg No.

Account :115018 Payment Method:CA Invoice No :585265 Time&Date:11:40 on 17-May-2011
 Till Number:2 Cashier ID :87 Cashier Name:Till Operator 87

ITEM CODE	DESCRIPTION	PACK SIZE	UNIT OF SALE	QUANTITY	PRICE	EXT. PRICE	RMP	GMK	
676573	STERLING SK 0513	206		10	1	40.55	40.55	5.13	5.15
691112	FALL MALL KS BLUE 482	196		10	1	38.28	38.28	4.82	4.70
710309	L&B KS 0599	206		10	1	47.36	47.36	5.99	5.12
004703	B&H KS GOLD	106		20	1	55.34	55.34	3.56	6.73
677723	AMBER LEAF 0312	12.56		10	1	23.80	23.80	3.12	8.46
710332	L&B KS 0310	106		20	1	49.03	49.03	3.10	5.10
005052	SILK CUT K/S PURPLE	10 S		20	1	55.34	55.34	3.56	6.73
680947	GOLD LEAF 0292	12.56		10	1	22.20	22.20	2.92	8.77
677734	AMBER LEAF 0607	256		5	1	23.20	23.20	6.07	8.27
Trolley:1 Cases:0 Singles:9 Total:9					SUB TOTAL	355.10	INC VAT 426.12		
016151	RIZLA GREEN PAPER	100		100	1	11.35	11.35	0.25	45.52
Trolley:2 Cases:0 Singles:1 Total:1					SUB TOTAL	11.35	INC VAT 13.62		

COUNT TOTAL: Cases:0 Singles:10 Total:10 TOTAL GOODS 366.45
 GOODS 366.45

CODE	RATE	GOODS	VAT
A	20.00	366.45	73.29
		VAT-TOTAL	73.29
		INVOICE-TOTAL	439.74

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INVOICE NUMBER 1047798 PAGE 01

DATE 04/04/11 TIME 12:23

TILL 10 OPERATOR 18

CODE	DESCRIPTION	PACK SIZE	QTY	PRICE	VALUE	VAT	PRICE/PTN	RRP	POR
109897	Pall Mall KS Red	PM243 20 10s	1	38.42	38.42	B	2.43	5.1%	
116492	Windsor Blue SK	PM513 10 20s	1	40.55	40.55	B	5.13	5.1%	
113995	Red Band SK	PM489 10 20s	2	37.45	74.90	B	4.89	8.1%	

BOOKER (4)
PAID
WITH THANKS

TOTAL ITEMS:	4	TROLLEY TOTALS:	1/	4	TOTALS: GOODS	153.87
RATE	GOODS	MULT	NETT	VAT	VAT	30.77
A: 0.00	0.00	0.00	0.00	0.00		
B: 20.00	153.87	0.00	153.87	30.77		
					INVOICE TOTAL	184.64

*** SPEND & SAVE STATEMENT ***

SPEND AT THIS BRANCH:	PERIOD TO DATE	THIS INVOICE	NEW TOTAL
TOBACCO SPEND **	73.01	153.87	226.88
NON-TOBACCO SPEND **	635.55	0.00	635.55
TOTAL SPEND **	708.56	153.87	862.43

** TERMS & CONDITIONS APPLY - SEE IN-BRANCH FOR DETAILS

VAT HAS BEEN INCREASED TO 20%. TICKETS
WILL CHANGED BY FRIDAY 14TH JANUARY.





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VAT Reg No. 398619389

PE1 4AN

Cust. VAT Reg No.

Account :115016 Payment Method:CA Invoice No :571740 Time&Date:11:36 on 8-Mar-2011
Till Number:2 Cashier ID :87 Cashier Name:Till Operator 87

ITEM CODE	DESCRIPTION	PACK SIZE	UNIT OF SALE	QUANTITY	PRICE	EXT. PRICE	INC VAT	GP%	VAT
005106	SILK CUT K/S PURPLE	20 S		10	51.24	51.24	6.62	7.12	
368197	B&H SILVER	145		15	49.93	49.93	4.24	5.79	
614461	ROYALS RED 0510	245		8	39.10	39.10	6.18	5.10	
114521	B&H SILVER SLIDE	20S		10	47.24	47.24	5.62	5.83	
686576	RICHMOND SKS 572	20S		10	45.25	45.25	5.72	5.07	
675389	JPS SILVER KS 493	20S		10	38.88	38.88	4.93	5.36	
675378	JPS BLUE KS 493	20S		10	38.88	38.88	4.93	5.36	
	Trolley:1 Cases:0 Singles:7 Total:7					310.52	INC VAT	372.62	
078153	VP MEDIUM	70CL		1	2.85	5.70	4.29	20.28	
066101	BELLS WHISKY	20CL		1	3.89	7.78	5.29	13.40	
	Trolley:2 Cases:0 Singles:4 Total:4					13.48	INC VAT	16.18	

COUNT TOTAL: Cases:0 Singles:11 Total:11 TOTAL GOODS 324.00
GOODS 324.00

CODE RATE GOODS VAT
A 20.00 324.00 64.80
VAT-TOTAL 64.80
INVOICE-TOTAL 388.80

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PE1 4AN

126

Cust. VAT Reg No.

Account :115018 Payment Method:CA Invoice No :566229 Time&Date:12:08 on 2-Feb-2011
Till Number:2 Cashier ID :87 Cashier Name:Till Operator 87

ITEM CODE	DESCRIPTION	PACK SIZE	UNIT OF SALE	QUANTITY	PRICE	EXT. PRICE	R&R	GMK	
605982	MAYFAIR SK 0540	20S		10	1	42.56	42.56	5.40	5.42
237529	B&H GOLD	14S		15	1	54.21	54.21	4.67	7.13
669791	PARK ROAD SK 479	20S		10	2	36.95	73.90	4.79	7.43
675390	JPS SK BLUE 497	20S		10	1	39.18	39.18	4.97	5.40
652733	L&B KS PM 0585	20s		10	1	46.00	46.00	5.85	5.64
667137	RICHMOND KS 545	20S		10	1	43.06	43.06	5.45	5.19
675378	JPS BLUE KS 493	20S		10	1	38.88	38.88	4.93	5.36
605816	STERLING KS 0245	10S		20	1	38.70	38.70	2.45	5.22
652766	L&B KS PMP 0299	10s		20	1	47.08	47.08	2.99	5.53
034713	DRUM TOBACCO	25G		10	1	46.81	46.81	6.27	10.41
344380	IMPERIAL CZAR VODKA DS	5CL		12	1	9.89	9.89	1.45	31.79
Trolley:1 Cases:0 Singles:12 Total:12					SUB TOTAL	480.27	INC VAT 576.32		

COUNT TOTAL: Cases:0 Singles:12 Total:12 TOTAL GOODS 480.27
GOODS 480.27

CODE RATE GOODS VAT
A 20.00 480.27 96.05
VAT-TOTAL 96.05
INVOICE-TOTAL 576.32

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 Shrewsbury Avenue
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 PE2 7BY Tel: 01733 391193
 VAT Reg No. 398619389

Cust. VAT Reg No.

Account :115018 Payment Method:CA Invoice No :561579 Time&Date:12:46 on 4-Jan-2011
 Till Number:2 Cashier ID :87 Cashier Name:Till Operator 87

ITEM CODE	DESCRIPTION	PACK SIZE	UNIT OF SALE	QUANTITY	PRICE	EXT. PRICE	NET	GROSS
614449	ROYALS RED 0515	20S	10	1	40.74	40.74	5.15	5.07
636593	WINSTON BLUE KS 0479	20S	10	1	37.75	37.75	4.79	5.43
652733	L&B KS FM 0505	20s	10	1	46.00	46.00	5.85	5.64
605003	AMBER LEAF 0298	12.5G	10	3	22.62	67.86	2.98	8.91
195159	EXTRA PEPPERMINT	10PC	30	1	6.09	6.09	0.35	30.40
281973	AIRWAVES BLACKMINT	10PC	30	1	7.15	7.15	0.40	28.50
933650	HUBBA HUBBA STRAWBERRY	5PC	24	1	2.79	2.79	0.20	30.25
Trolley:1 Cases:0 Singles:9 Total:9					SUB TOTAL	208.38	INC VAT 250.06	
169060	FINLANDIA VODKA DS	70CL	1	2	11.39	22.78	15.75	13.22
078054	VP CREAM	70CL	1	2	2.85	5.70	4.29	20.28
078153	VP MEDIUM	70CL	1	2	2.85	5.70	4.29	20.28
059154	GORDON S GIN DS	35CL	1	2	5.89	11.78	7.99	11.54
932004	E & J BRANDY	20CL	1	3	3.59	10.77	5.05	14.69
410450	BEECHAM ALL IN ONE 6F5	160ML	6	1	13.39	13.39	4.49	40.36
380560	CALPROFEN BOTTLE	100ML	6	1	11.39	11.39	3.49	34.73
Trolley:2 Cases:0 Singles:13 Total:13					SUB TOTAL	81.51	INC VAT 97.81	
488556	VODKAT SCHNAPPS FM 0239	20CL	6x	1	9.79	9.79	2.39	18.08
503284	JACK DANIELS AND COLA	330ML	12x	1	17.49	17.49	2.35	25.57
Trolley:3 Cases:2 Singles:0 Total:2					SUB TOTAL	27.28	INC VAT 32.72	

COUNT TOTAL: Cases:2 Singles:22 Total:24 TOTAL GOODS 317.17
 GOODS 317.17

CODE RATE GOODS VAT
 A 20.00 317.17 63.43

VAT-TOTAL 63.43
 INVOICE-TOTAL 380.60



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