

BIRMINGHAM CITY COUNCIL

LICENSING SUB-COMMITTEE B

TUESDAY, 01 AUGUST 2023 AT 10:00 HOURS
IN ON-LINE MEETING, MICROSOFT TEAMS

Please note a short break will be taken approximately 90 minutes from the start of the meeting and a 30 minute break will be taken at 1300 hours.

A G E N D A

1 NOTICE OF RECORDING/WEBCAST

The Chair to advise/meeting to note that this meeting will be webcast for live or subsequent broadcast via the Council's Public-I microsite ([please click this link](#)) and that members of the press/public may record and take photographs except where there are confidential or exempt items.

2 DECLARATIONS OF INTERESTS

Members are reminded they must declare all relevant pecuniary and other registerable interests arising from any business to be discussed at this meeting.

If a disclosable pecuniary interest is declared a Member must not participate in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If other registerable interests are declared a Member may speak on the matter only if members of the public are allowed to speak at the meeting but otherwise must not take part in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If it is a 'sensitive interest', Members do not have to disclose the nature of the interest, just that they have an interest.

Information on the Local Government Association's Model Councillor Code of Conduct is set out via <http://bit.ly/3WtGQnN>. This includes, at Appendix 1, an interests flowchart which provides a simple guide to declaring interests at meetings.

3 **APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

3 - 8

4 **MINUTES**

To note the public part of the Minutes of the meeting held on 20 June 2023 at 1000 hours.

9 - 38

5 **LICENSING ACT 2003 PREMISES LICENCE – REVIEW G & G WINES, 16 CHURCH ROAD, NECHELLS, BIRMINGHAM, B6 5UP**

Report of the Director of Regulation and Enforcement.
N.B. Application scheduled to be heard at 10:00am.

6 **OTHER URGENT BUSINESS**

To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chair are matters of urgency.

7 **EXCLUSION OF THE PUBLIC**

That in view of the nature of the business to be transacted which includes exempt information of the category indicated the public be now excluded from the meeting:-

Exempt Paragraph 3

PRIVATE AGENDA

1 **MINUTES**

To note the private part of the Minutes of the Meeting held on 20 June 2023 at 1000 hours and to confirm and sign the Minutes as a whole.

2 **OTHER URGENT BUSINESS (EXEMPT INFORMATION)**

To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chair are matters of urgency.

BIRMINGHAM CITY COUNCIL

<p>LICENSING SUB-COMMITTEE B 20 JUNE 2023</p>
--

MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE B HELD ON TUESDAY 20 JUNE 2023 AT 1000 HOURS IN THE COUNCIL HOUSE, COMMITTEE ROOM 2.

PRESENT: - Councillor Sam Forsyth in the Chair;

Councillors Narinder Kooner and Penny Wagg.

ALSO PRESENT

Shaid Yasser – Licensing Section
Joanne Swampillai – Legal Services
Katy Townshend – Committee Services

(Other officers were also present for web streaming purposes but were not actively participating in the meeting)

1/200623

NOTICE OF RECORDING/WEBCAST

The Chair to advise/meeting to note that this meeting will be webcast for live or subsequent broadcast via the Council's Public-I microsite ([please click this link](#)) and that members of the press/public may record and take photographs except where there are confidential or exempt items.

2/200623

DECLARATION OF INTERESTS

Members are reminded they must declare all relevant pecuniary and other registerable interests arising from any business to be discussed at this meeting. If a disclosable pecuniary interest is declared a Member must not participate in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If other registerable interests are declared a Member may speak on the matter only if members of the public are allowed to speak at the meeting but otherwise must not take part in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If it is a 'sensitive interest', Members do not have to disclose the nature of the interest, just that they have an interest.

Information on the Local Government Association's Model Councillor Code of Conduct is set out via <http://bit.ly/3WtGQnN>. This includes, at Appendix 1, an

interests flowchart which provides a simple guide to declaring interests at meetings.

APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS

3/200623 Apologies were submitted on behalf of Councillors Diane Donaldson, Saddak Miah and Adam Higgs and the nominated substitute Members were Councillors Sam Forsyth, Narinder Kooner and Penny Wagg respectively.

MINUTES

4/200623 That the public part of the Minutes of the meeting held on 16 May 2023 at 1000 hours were noted and the Minutes as a whole were confirmed and signed by the Chair.

The Minutes of the meeting held on 30 May 2023 at 1000 hours were circulated and confirmed and signed by the Chair.

**CONTROL OF SEX ESTABLISHMENTS – SEXUAL ENTERTAINMENT VENUE
– THE ROCKET CLUB, 258 BROAD STREET, BIRMINGHAM, B1 2HF.**

* * *

Please note the meeting was delayed due to issues with attendance.

On Behalf of the Applicant

Richard Williams – Solicitor

On Behalf of The Premises Licence Holder (PLH)

Sarah Lavender – Licensing Enforcement Officer (LEO)

* * *

The Chair introduced the Members and officers present and the Chair asked if there were any preliminary points for the Sub-Committee to consider.

At this stage, the Chair outlined the procedure to be followed at the hearing and invited the Licensing Officer to present his report. Bhapinder Nandhra, Licensing Section, outlined the report.

At this stage the chair invited the applicant to make their presentation and Richard Williams, on behalf of the applicant made the following points: -

- a) That it is a relatively straight forward application, a renewal and transfer.
- b) The premises is no longer trading.
- c) This application is simply to allow the Landlord to preserve the licence that is already in force. It is easier to keep the licence going than to re-apply.

Licensing Sub-Committee C – Tuesday 20 June 2023

- d) The Landlord wants the commercial space occupied and a tenant has been found. The tenant is an experienced Sexual Entertainment Venue (SEV) operator. However, the lease is not yet complete, but the proposal is that Spearmint Rhino will take over this site and then the licence can be transferred to them.
- e) They have agreed all the conditions request from the LEO. The conditions are normal expected things in this scenario.
- f) That it is a temporary measure and is a completely reasonable measure.
- g) Approval will have to be sought from the Council prior to the premises being able to operate as an SEV with the new tenant.
- h) There are no concerns about policy of the number of SEV's in the area.
- i) The licence is valuable.

At this stage the chair invited the LEO to make her presentation and Sarah Lavender made the following points: -

- a) That she received the application but as the premises is not currently trading, she had put forward conditions to ensure that they were agreed. (She read on the conditions which are detailed in the agenda pack)
- b) The conditions requested were just for this application today.

The Chair invited all parties to make a closing submission. But neither party had anything further to add.

The Members, Committee Lawyer and Committee Manager conducted the deliberations in a separate private session and the full written decision was sent to all parties as follows;

5/200623

RESOLVED:-

That the application under Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Policing and Crime Act 2009, by Broad Street Birmingham Limited (company number 14737350), 37 Warren Street, London W1T 6AD, for the Transfer and Simultaneous Renewal of the Sexual Entertainment Venue licence granted to The Rocket Club Gentlemen's Entertainment Limited in respect of premises known as The Rocket Club, 258 Broad Street, Birmingham B1 2HF, be granted subject to the Birmingham City Council Standard Conditions for Sexual Entertainment Venues as modified in the terms agreed (in advance of the meeting) between Broad Street Birmingham Limited and Licensing Enforcement of Birmingham City Council.

Licensing Sub-Committee C – Tuesday 20 June 2023

The agreed modification of the Standard Conditions is as follows:

The premises will not open for the provision of sexual entertainment at any time until all relevant information has been submitted and considered by the Licensing Authority, to include but not limited to the following –

-
- Details of the person who is to be responsible for the management of the premises in the absence of the licence holder
 - A plan showing the interior layout of the premises and where relevant entertainment will take place for consideration by the Licensing Authority
 - A copy of the “club rules”, such club rules to contain the required conduct of performers which shall include, for example, no sex acts, no giving or taking of phone numbers (including exchange of business cards)
 - A scheme showing the exterior design for consideration by the Licensing Authority
 - The premises will not open for the provision of sexual entertainment until a full inspection has been conducted by the Licensing Authority. The premises must contact the Licensing Authority a minimum of 14 days before the premises intends to trade to enable an inspection to be arranged to ensure compliance with the conditions of licence
-

A Sexual Entertainment Venue licence had been held at the site since 2012; such licences required renewal annually. The applicant company (Broad Street Birmingham Limited) was the landlord of the site, and was represented by its solicitor at the meeting.

The solicitor explained that the lease of the premises had been disclaimed and the premises was no longer trading. The applicant company was therefore keen that a new commercial tenant should be found as soon as possible to take on the venue. The company was in talks with a national operator in this regard. The application was therefore to bring the licence under the control of the applicant company, such that the licence could then be transferred on to a new tenant in due course. The applicant company was not a sexual entertainment operator and had no intention of operating the licence itself.

The solicitor reminded the Sub-Committee that the mandatory and discretionary grounds for refusal were shown in the Committee Report, and observed that none of the mandatory grounds were applicable to the instant application. Licensing Enforcement sent its enforcement officer annually to inspect the premises, and before the meeting she had suggested a modification of the standard conditions. The applicant company had agreed all of these suggested conditions. There had been no other objection from any other party.

The enforcement officer also addressed the Sub-Committee to confirm that the premises was not currently trading, her suggested conditions

had all been agreed, and that the premises could not open as a Sexual Entertainment Venue until a full inspection had been conducted to check compliance.

Members carefully considered the submissions and found all to be in order. The Sub-Committee considers the modification of the Standard Conditions to be necessary, reasonable and proportionate to address concerns raised by Licensing Enforcement.

In reaching this decision, the Sub-Committee has given due consideration to the City Council’s Sexual Entertainment Venue Policy, the information contained in the application, the written representations received and the submissions made at the hearing by the applicant company via its solicitor, and by Licensing Enforcement.

The time for appeal is contained in paragraph 27 of Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982, and should be made to the Magistrates’ Court within 21 days of the decision.



EXCLUSION OF THE PUBLIC

6/200623

RESOLVED:-

That in accordance with Regulation 14 of the Licensing Act 2003 (Hearing) Regulations 2005, the public be excluded from the hearing due to the sensitive nature of the evidence to be presented.



CHAIR.....

BIRMINGHAM CITY COUNCIL

PUBLIC REPORT

Report to:	Licensing Sub Committee B
Report of:	Director of Regulation & Enforcement
Date of Meeting:	Tuesday 1st August 2023
Subject:	Licensing Act 2003 Premises Licence – Review
Premises:	G & G Wines, 16 Church Road, Nechells, Birmingham, B6 5UP
Ward affected:	Nechells
Contact Officer:	Bhapinder Nandhra, Senior Licensing Officer, licensing@birmingham.gov.uk

1. Purpose of report:
To consider an application to review a Premises Licence.

2. Recommendation:
To consider the review application received and to determine this matter, having regard to: <ul style="list-style-type: none"> • The submissions made by all parties • The Statement of Licensing Policy • The Public Sector Equality Duty • The s182 Guidance

3. Brief Summary of Report:
Review application received on 8 th June 2023 from West Midlands Police in respect of G & G Wines, 16 Church Road, Nechells, Birmingham, B6 5UP.

4. Compliance Issues:
4.1 Consistency with relevant Council Policies, Plans or Strategies:
The report complies with the City Council's Statement of Licensing Policy and the Council's Corporate Plan to improve the standard of all licensed persons, premises and vehicles in the City.

5. Relevant background/chronology of key events:

West Midlands Police applied on 8th June 2023 for a review of the Premises Licence under Section 51 of the Licensing Act 2003 for G & G Wines, 16 Church Road, Nechells, Birmingham, B6 5UP.

The Review application is attached. See Appendix 1.

The Premises Licence is attached at Appendix 2.

Site location plans are attached at Appendix 3.

When carrying out its licensing functions, a licensing authority must have regard to Birmingham City Council's Statement of Licensing Policy and the Guidance issued by the Secretary of State under s182 of the Licensing Act 2003.

The Licensing Authority is also required to take such steps as it considers appropriate for the promotion of the licensing objectives, which are: -

- a. The prevention of crime and disorder;
- b. Public safety;
- c. The prevention of public nuisance; and
- d. The protection of children from harm.

6. List of background documents:

Review Application Form, Appendix 1
Copy of Premises Licence, Appendix 2
Site location plans, Appendix 3

7. Options available

Modify the conditions of Licence
Exclude a Licensable activity from the scope of the Licence
Remove the Designated Premises Supervisor
Suspend the Licence for a period not exceeding 3 months
Revoke the Licence
No Action

Where the authority takes a step to modify conditions or exclude a licensable activity, it may provide that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.

Birmingham City Council, PO Box 17013, Birmingham, B6 9ES

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 RICHARD NORTH C/Supt. 22442
 (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 G&G Wines 16 Church Road Nechells	
Post town Birmingham	Post code (if known) B6 5UP

Name of premises licence holder or club holding club premises certificate (if known) Mr Gurnaik Singh Randhawa

Number of premises licence or club premises certificate (if known) 1070
--

Part 2 - Applicant details

I am

Please tick ✓ yes

- 1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)
- 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 ✓ yes

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 West Midlands Police Central Licensing Team Lloyd House Birmingham B4 6AT
Telephone number (if any)
E-mail address (optional)

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

- Please tick one or more boxes ✓
- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | <input checked="" type="checkbox"/> |
| 3) the prevention of public nuisance | <input type="checkbox"/> |
| 4) the protection of children from harm | <input checked="" type="checkbox"/> |

Please state the ground(s) for review (please read guidance note 2)

The premises is a small off licence in a row of shops in a residential area in Aston.

West Midlands Police were made aware that this premises had made multiple sales of Vapes, an age restricted product, to a 13 year old child.

This caused concern due to the protection of children from harm, and an urgent licensing visit was planned to liaise with the licence holder and to begin the 4 E process. (Engage, Explain, Encourage, Enforce)

During the visit, a number of other licensing breaches were uncovered, which were so significant that the only option for WMP is to move to the enforcement stage.

WMP had no confidence that the person working in the premises was a proper person to be in charge of the premises and he admitted he had not been trained.

Licensing officers found evidence of cigarettes being sold as singles, this means that they have no health warning on them, which is a concern for public safety and normally targets children which is again not safeguarding children.

There was also suspected weapons behind the counter (namely a hockey stick and a kitchen knife) which were seized as did not appear to be a lawful reason for them being there.

The premises had multiple 3500 puff vapes in a drawer under the counter, which clearly breach the 600 limit. This is a crime and disorder issue, as well as public safety due to the significant size of the vapes.

The premises were also offering cannabis grinders and items that appear to be crack pipes for sale.

The premises are failing to promote three of the licensing objectives to such an extent that they are committing offences and breaching them. This gives WMP no confidence in the way that the premises are operating and need to bring this to the attention of the licensing subcommittee.

Please provide as much information as possible to support the application (please read guidance note 3)

Statement from PC Reader
Body Cam of visit made by PC Reader
Photographs of weapons and vapes.

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

Please tick ✓ yes

If yes please state the date of that application

Day Month Year

--	--	--	--	--	--	--	--	--	--

If you have made representations before relating to the 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, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature

.....

Date 06 / 06 / 2023.

.....

Capacity CHIEF SUPT. 22442 BM LIA COMMANDER.

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

West Midlands Police
Central Licensing Team
Lloyd House

Post town
Birmingham

Post Code
B4 6AT

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. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

LICENSING ACT 2003**PREMISES LICENCE**

Premises Licence Number:

1070

Part 1 - Premises details:**Postal address of premises, or if none, ordnance survey map reference or description**

G & G Wines
16 Church Road
Aston

Post town:

Birmingham

Post Code:

B6 5UP

Telephone Number:**Where the licence is time limited the dates**

N/A

Licensable activities authorised by the licence

M2 Sale of alcohol by retail (off the premises)

The times the licence authorises the carrying out of licensable activities

Monday – Saturday	08:00	-	23:00	All
Sunday	10:00	-	22:30	All
Good Friday	08:00	-	22:30	All
Christmas Day	12:00	-	15:00	All
	19:00	-	22:30	All

The opening hours of the premises

Not specified

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

Off Supplies

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence Mr Gurnaik Singh Randhawa	
Post town:	Post Code:
Telephone Number:	
Email N/A	

Registered number of holder for example company number or charity number (where applicable) N/A

Name, address, telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol Mrs Gursharan Kaur Randhawa	
Post town:	Post Code:
Telephone Number:	

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 1268	Issuing Authority BIRMINGHAM CITY COUNCIL

Dated 06/11/2005

David Kennedy
Senior Licensing Officer
For Senior Assistant Director, Regulatory Services

Annex 1 – Mandatory Conditions

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 (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.

Embedded Restriction:

Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:

- a. On weekdays, other than Christmas Day, 8 am. to 11 pm.
- b. On Sundays, other than Christmas Day, 10 am. to 10.30 pm.
- c. On Christmas Day, 12 noon to 3 pm. and 7 pm. to 10.30 pm.
- d. On Good Friday, 8 am. to 10.30 p.m.

The above restrictions do not prohibit: (a) during the first twenty minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel; (b) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered; (c) the sale of alcohol to a trader or club for the purposes of the trade or club; (d) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces.

Alcohol shall not be sold in an open container or be consumed in the licensed premises.

Annex 2 – Conditions consistent with operating schedule

2a) General conditions consistent with the operating schedule

No enforceable conditions identified from operating schedule.

2b) Conditions consistent with, and to promote the prevention of crime and disorder

No enforceable conditions identified from operating schedule.

2c) Conditions consistent with, and to promote, public safety

No enforceable conditions identified from operating schedule.

2d) Conditions consistent with, and to promote the prevention of public nuisance

No enforceable conditions identified from operating schedule.

2e) Conditions consistent with, and to promote the protection of children from harm

No enforceable conditions identified from operating schedule.

Annex 3 – Conditions attached after hearing by licensing authority

3a) General committee conditions

N/A

3b) Committee conditions to promote the prevention of crime and disorder

N/A

3c) Committee conditions to promote public safety

N/A

3d) Committee conditions to promote the prevention of public nuisance

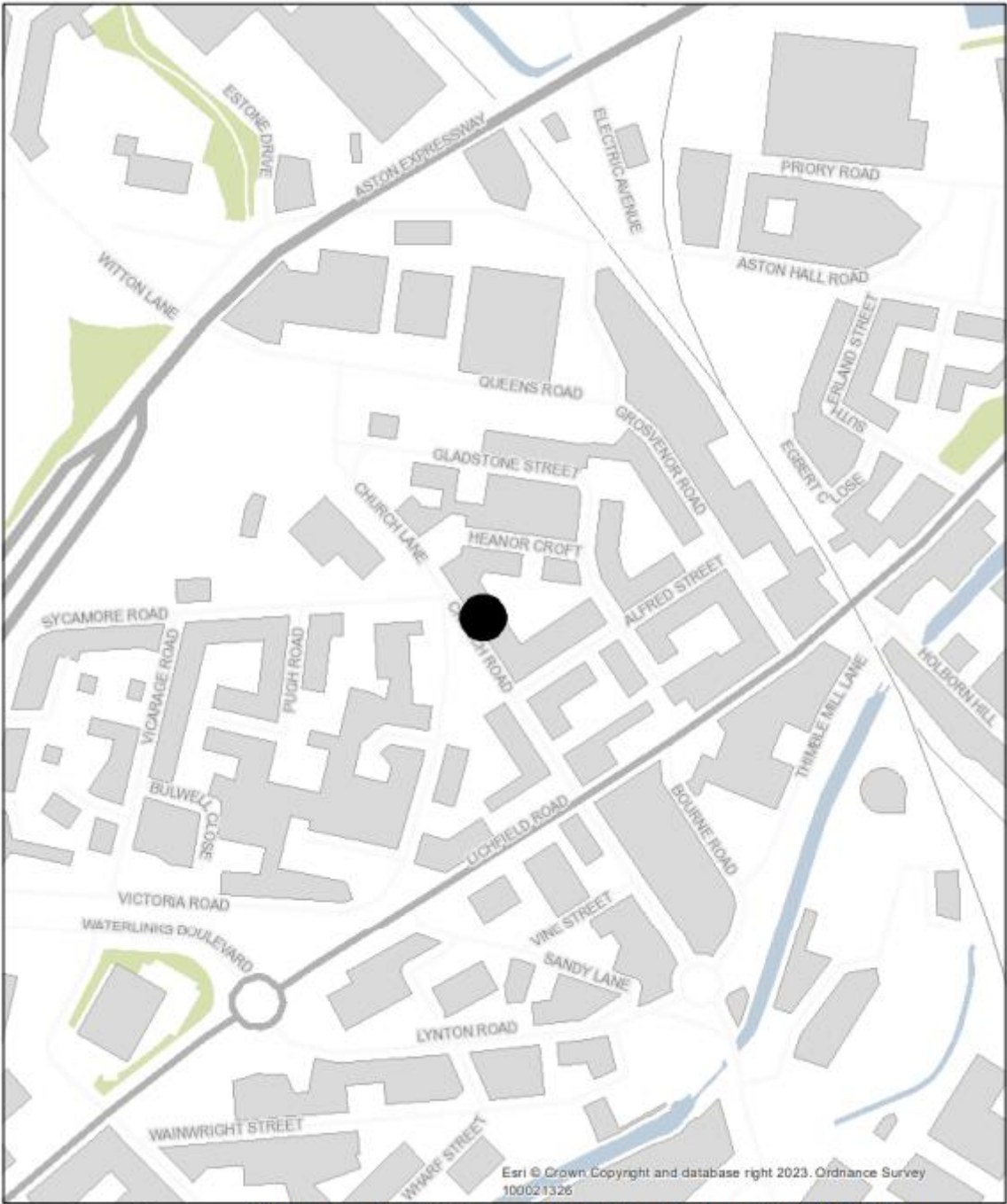
N/A

3e) Committee conditions to promote the protection of children from harm

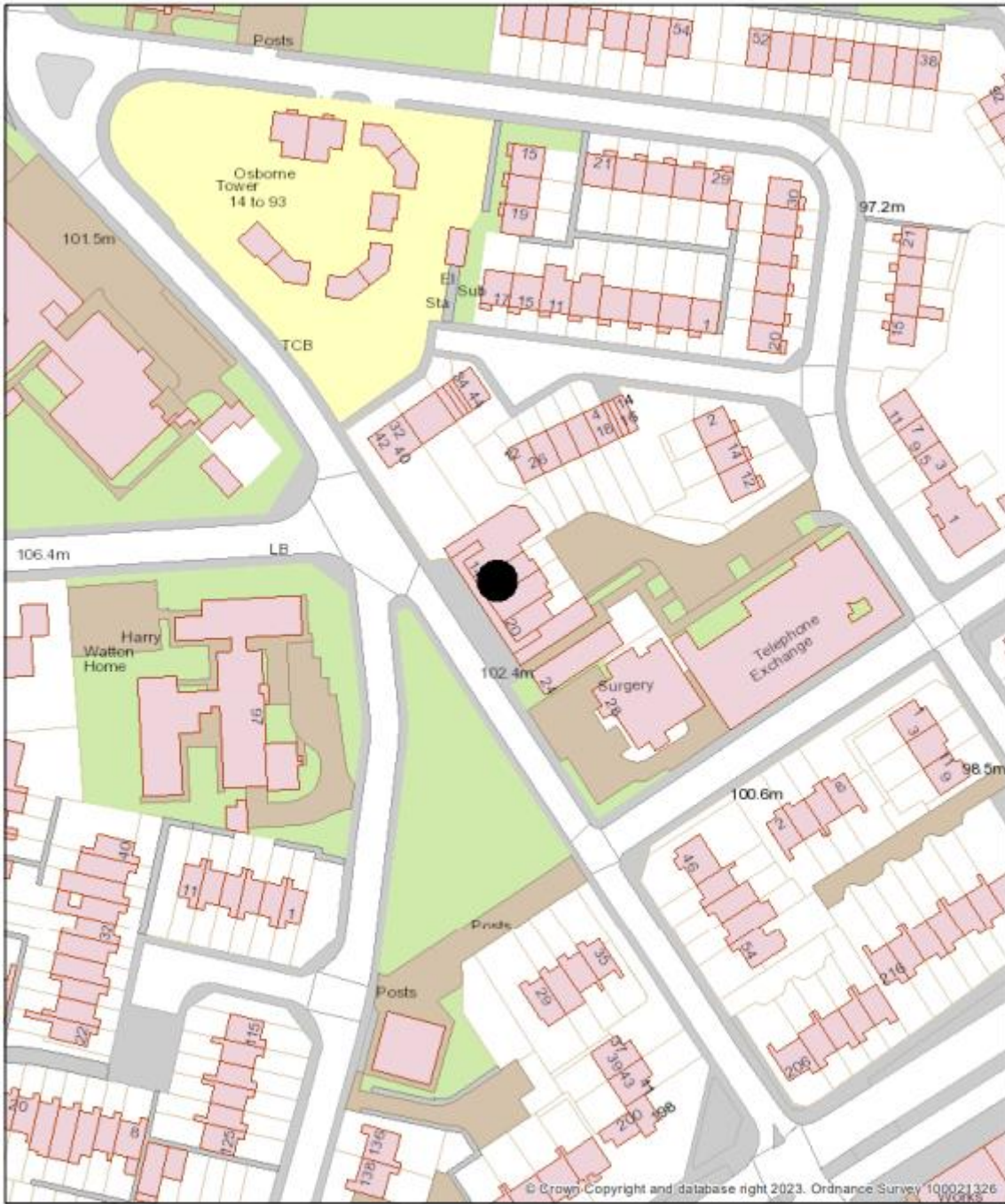
N/A

Annex 4 – Plans

The plan of the premises with reference number **31072-1070/1** which is retained with the public register kept by Birmingham City Council and available free of charge for inspection between the hours of 9am – 4pm Monday, Tuesday and Thursday, 10am – 4pm Wednesday and 9am – 3.30pm Friday (excluding Bank Holidays etc) at the Licensing Service, Crystal Court, Aston Cross Business Village, 50 Rocky Lane, Aston, Birmingham B6 5RQ.



© Crown copyright. All rights reserved. Birmingham City Council 100021326 (2019)





**NO ID
NO SALE**

18+

Players must be 18+ to buy
National Lottery products

CERTIFICATE OF COMMITMENT

TO BEING A RESPONSIBLE RETAILER

Congratulations to

G & G WINES

who passed their mystery shopper visit on

30th JUNE 2022

by correctly refusing the sale and asking for proof of age

This store abides by the following recommended safeguards:

- Staff are trained on selling age-restricted products
- Have a system in place to ensure all staff ask for ID
- Only accept approved forms of identity – No ID, No Sale
 - Use a Refusal Register for all refused sales



Acceptable forms of identification:

- Passport
- Photo Driving Licence
- Military ID Card
- Or any ID which has the PASS logo, e.g. CitizenCard



**TOP
TIPS**

Continue Being a Responsible Retailer

- ✓ Make sure everyone is trained to request proof of age
- ✓ Always look at the customer and ask for ID if unsure of age
- ✓ Ensure your staff feel supported in challenging customers for ID



**NO ID
NO SALE**

18+

Players must be 18+ to buy National Lottery products

CERTIFICATE OF COMMITMENT

TO BEING A RESPONSIBLE RETAILER

Congratulations to

G & G FOOD AND WINE

who passed their mystery shopper visit on

23rd November 2021

by correctly refusing the sale and asking for proof of age

This store abides by the following recommended safeguards:

- Staff are trained on selling age-restricted products
- Have a system in place to ensure all staff ask for ID
- Only accept approved forms of identity – No ID, No Sale
 - Use a Refusal Register for all refused sales



Acceptable forms of identification:

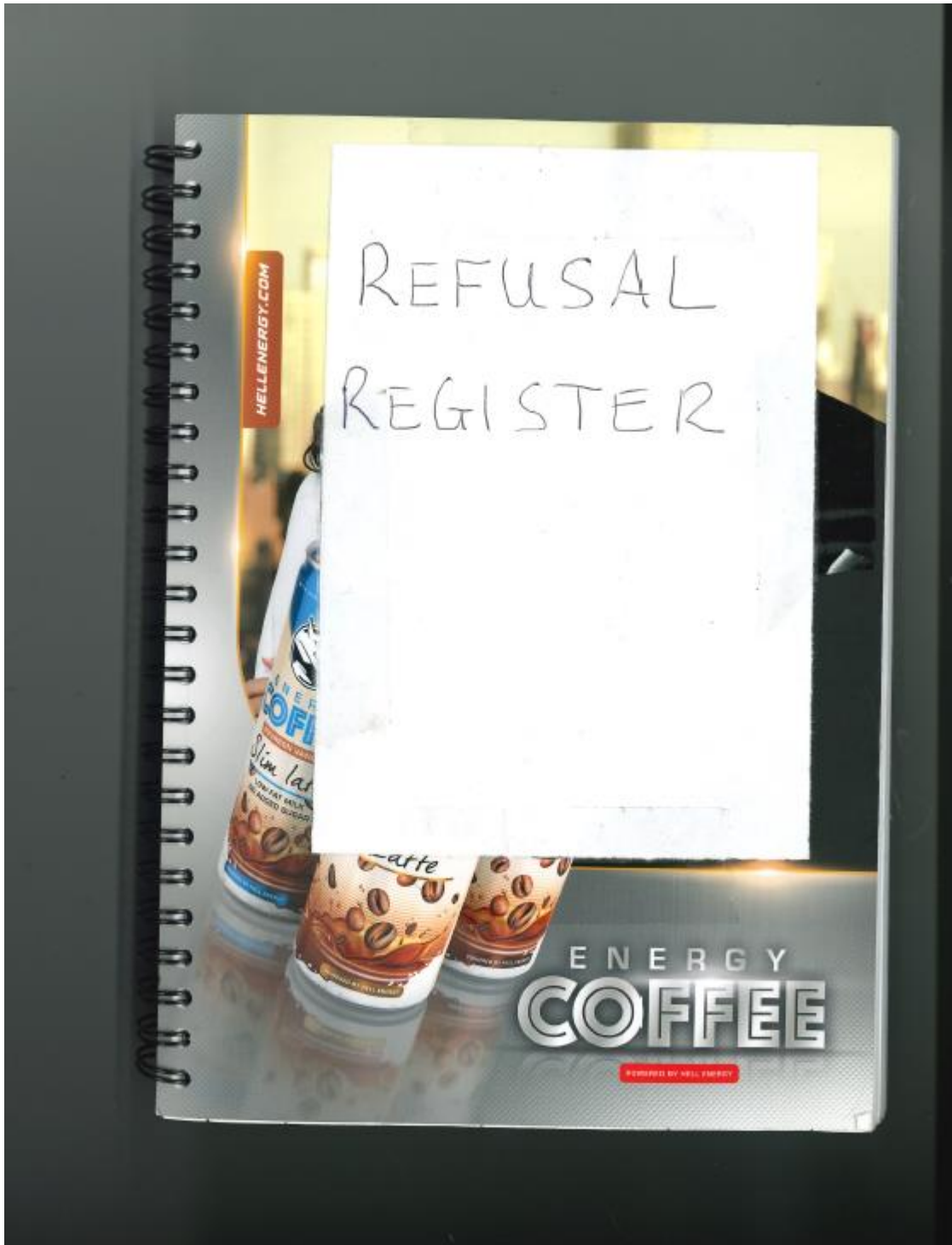
- Passport
- Photo Driving Licence
- Military ID Card
- Or any ID which has the PASS logo, e.g. CitizenCard



**TOP
TIPS**

Continue Being a Responsible Retailer

- ✓ Make sure everyone is trained to request proof of age
- ✓ Always look at the customer and ask for ID if unsure of age
- ✓ Ensure your staff feel supported in challenging customers for ID

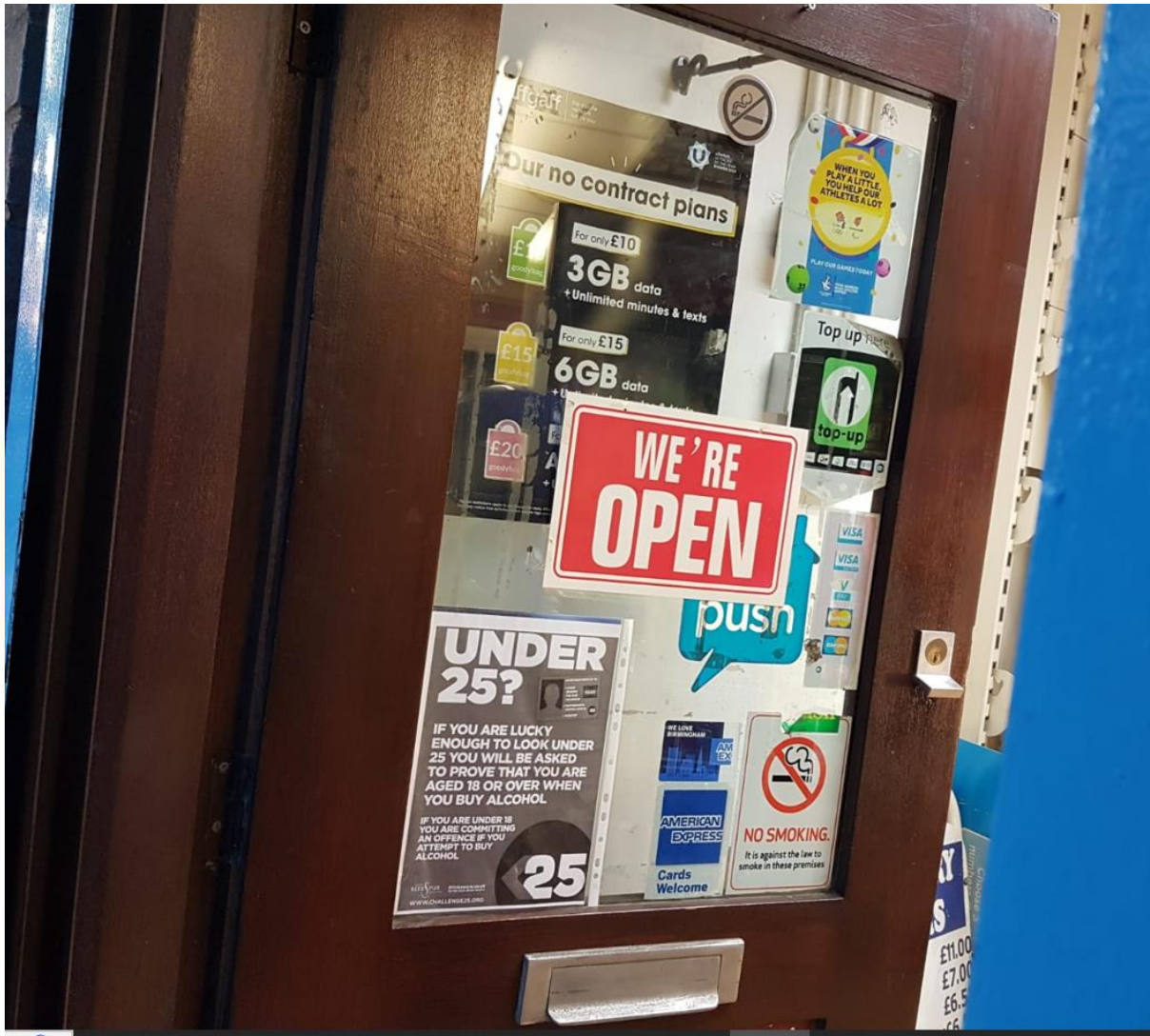


ENERGY COFFEE

DATE	TIME	PRODUCT	DESCRIPTION of Person OR NAME IF KNOWN	Comments	SWIFT Initials
10-6-23	17:05	Cigs + BEER	NO ID	Quite AGGRESSIVE	
12-6-23	18:09	VAPE	NO ID AFRICAN ASIAN GRL		GS
13-6-23	17:07	VAPE	NO ID		
15-6-23	16:59	WHISKY	NO ID		
22-6-23	15:26	VAPE	NO ID (took underage)		
25-6-23	12:54	Rizla Paper	NO ID		
2-7-23	20:54	VAPE	NO ID		GS
3-07-23	14:10	VAPE	NO ID		
3-07-23	17:15	Cigs	NO ID		
10-07-23	12:39	VAPE	NO ID		
10-7-23	14:12	VAPE	NO ID		

ENERGY
COFFEE

DATE	TIME	PRODUCT	DESCRIPTION OF PERSON OR REASON TO REFUSE	COMMENT
18.07.25	16.06	VAPE	Underage (No ID)	Quite Aggressive







Only valid when viewed on skillsandeducationgroup.co.uk

GURNIAK SINGH

has been awarded the

BIIAB Level 2 Award for Personal Licence Holders

Award Date: 07 July 2023
Qualification No: 603/2468/5

ONLY VALID AS AN
ELECTRONIC DOCUMENT
Paul Eeles
Paul Eeles
Chief Executive
BIIAB Qualifications Limited

ofqual
REGULATED
register.ofqual.gov.uk

**ADVANCED
eCERTIFICATE**

Learner Number: AB488899 | Certificate Number: 49684306-02-SN42 |



Only valid when viewed on skillsandeducationgroup.co.uk

GURSHARAN KAUR RANDHAWA

has been awarded the

BIIAB Level 2 Award for Personal Licence Holders

Award Date: 23 July 2023
Qualification No: 603/2468/5

ONLY VALID AS AN
ELECTRONIC DOCUMENT
Paul Eeles
Paul Eeles
Chief Executive
BIIAB Qualifications Limited

ofqual
REGULATED
register.ofqual.gov.uk

**ADVANCED
eCERTIFICATE**

Learner Number: AB492264 | Certificate Number: 00401101-02-CT42 |



OFFICIAL – (when complete)

MG11

WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. URN

Statement of Ben READER

Age if under 18 Over 18 (if over 18 insert "over 18")

Occupation Police Constable 2413

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: (witness)

Date 2nd June 2023Tick if witness evidence is visually recorded (supply witness details on rear)

I am PC 2413 Reader, a specialist licensing officer based at Lloyd House, Police Headquarters in Birmingham.

Today, Friday 2nd June, I attended GNG Food and Wine, 16 Church Road, Nechells, Birmingham B6 5UP.

I attended with Chris Jones, from the licensing team and we met two local uniformed officers, PC 23776 Sykes and PC 24187 Tandy, from a local NHT.

We arrived at the premises at just after midday. PC Sykes turned on her bodycam and began to record. I explained that we were attending as the licensing team had been made aware that the premises had been selling vapes to underage persons, a 13 year old girl had stated she had been served vapes at this location.

Inside the premises was one member of staff, Rohit SADHARWHAN.

He said he was working in the shop for his Uncle and Aunt.

His Uncle, Gurnaik Singh Randhawa was the licence holder and his Aunt, Gursharan Randhawa Kaur was the DPS. They were away at a wedding, so he was looking after the shop.

Rohit had not been trained to be working in a licensed premises.

It was clear he did not know much about the operation of the premises and I was disappointed to find a man with so little knowledge working behind the counter.

As I was speaking to him I could see boxes of Vapes on display. These were all within the 600 puff limit and appeared legitimate products.

Under the counter I noticed a transparent plastic tub, like a take away food container. This container has loose cigarettes inside it. This raised concerns with me as cigarettes should not be sold as singles.

Rohit had no answer as to why they were under the counter in a plastic tub.

Signature

Signature witnessed by

03/2016

OFFICIAL – (when complete)

Crime No.

URN

Statement of Ben READER

As I looked further, there was another tub with more singles in it.

Next to the tub I saw a large kitchen knife which was clearly out of place. There were multiple Stanley knives and box cutters under the counter, which would make sense in a shop where boxes were opened on a daily basis. The large kitchen knife did not appear to be there for a lawful purpose so it was seized by PC 24187 Tandy. There was also a hockey stick behind the counter, which again was out of place and I had concerns that these two items were there as weapons behind the counter so PC Tandy also seized the hockey stick.

There were empty boxes under the counter for vapes with a capacity of 3500 puffs.

In a plain box, under the counter were a number of 3500 puff vapes. In my opinion, these had been knowingly concealed and stored under the counter as they are illegal vapes. These were also seized by PC Tandy.

The premises also had a supply of disposable plastic cups, these caused me concern, as they are usually given to customers purchasing alcohol who drink it on the street instead of taking it home.

The premises also had cannabis grinders for sale, as well as smoking pipes.

The premises is clearly not promoting the licensing objectives, in fact it is the exact opposite, they are going against the licensing objectives and are prepared to sell illegal products to children in order to make profit.

Signature 

Signature witnessed by

WITNESS STATEMENT

Criminal Procedure Rules, r 27.2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

Crime No. []

URN []

Statement of Ben READER

Age if under 18 Over 18 (if over 18 insert "over 18")

Occupation Police Constable 2413

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: (witness) [Handwritten Signature]

Date 7th June 2023

Tick if witness evidence is visually recorded (supply witness details on rear)

I am PC 2413 Reader, a specialist licensing officer based at Lloyd House, Police Headquarters in Birmingham.

Today, Wednesday 7th June, I attended GNG Food and Wine, 16 Church Road, Nechells, Birmingham B6 5UP.

I attended with Chris Jones, from the licensing team, in order to serve the review paperwork upon the licence holder.

The licence holder, Mr Gurnaik Singh Randhawa was present, as was his wife, Gursharan Randhawa Kaur, who is the DPS.

At 15:55 hours I handed Mr Randhawa the paperwork and he began to look through it. He was very defensive and providing excuses for the matters that had been raised in the paperwork.

Both Chris Jones and myself advised Mr Randhawa to seek some legal or specialist advice from a licensing consultant.

Neither the licence holder or the DPS could tell me any of the four licensing objectives.

They just said that they would not sell to under 18s and that "we know what common sense is"

They stated that they had not been trained in a long time, several years.

Mr Randhawa said he could not operate the CCTV system and he had 'no idea' how long it saved for as his son did that for him.

There was no signage in place around any form of 'Challenge' policy for age verification and Mr Randhawa said that they operated a 'Challenge 18' policy in the premises and asked for ID if they didn't think the person was 18. I asked about Challenge 21 and Challenge 25 but they stated they used Challenge 18.

Signature [Handwritten Signature]

Signature witnessed by

Crime No.

URN

Statement of Ben READER

As a licenisng officer I did not have confidence that the licence holder or the DPS were competent people to promote the licensing objectives.

This is further compounded by the fact that there were a number of concerning breaches found on the first visit to the premises.

Signature

Signature witnessed by