

# **BIRMINGHAM CITY COUNCIL**

## **LICENSING SUB-COMMITTEE B**

**TUESDAY, 02 JUNE 2020 AT 10:00 HOURS**  
**IN AN ONLINE MEETING, [VENUE ADDRESS]**

*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**

Chairman to advise meeting to note 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 that they must declare all relevant pecuniary and non pecuniary interests arising from any business to be discussed at this meeting. If a disclosable pecuniary interest is declared a Member must not speak or take part in that agenda item. Any declarations will be recorded in the minutes of the meeting.

3 **APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

4 **MINUTES**

**3 - 16**

To confirm and sign the Minutes of the Meeting held on 10 March 2020.

To confirm and sign the Minutes of the Meeting held on 17 March 2020.

5 **LICENSING ACT 2003 PREMISES LICENCE – GRANT A1 BROADNEWS  
& CONVENIENCE STORE, 83 BROADSTONE ROAD, YARDLEY,  
BIRMINGHAM, B26 2BY**

**17 - 80**

Report of the Interim Assistant 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 Chairman are matters of urgency.



# BIRMINGHAM CITY COUNCIL

<b>LICENSING SUB-COMMITTEE B 10 MARCH 2020</b>
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## **MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE B HELD ON TUESDAY 10 MARCH 2020, IN ELLEN PINSENT ROOM, COUNCIL HOUSE, BIRMINGHAM, B1 1BB**

**PRESENT:** - Councillor Nagina Kauser in the Chair;

Councillors Nicky Brennan and Adam Higgs.

### **ALSO PRESENT**

Bhapinder Nandhra – Licensing Section  
Catherine Ravenscroft – Legal Services  
Katy Townshend – Committee Services

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### **NOTICE OF RECORDING**

1/100320 The Chairman advised the meeting to note that members of the press/public may record and take photographs except where there are confidential or exempt items.

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### **2/100320 DECLARATION OF INTERESTS**

Members were reminded that they must declare all relevant and pecuniary and non-pecuniary interests arising from any business to be discussed at this meeting. If a disclosable pecuniary interest is declared a Member must not speak or take part in that agenda item. Any declarations to be recorded in the minutes of the meeting.

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### **APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

3/100320 No apologies were submitted.

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### **MINUTES**

4/100320 The Minutes of meeting held on 11 February were confirmed and signed by the Chairman.

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**LICENSING ACT 2003 PREMISES LICENCE – GRANT – STIRCHLEY TAP HOUSE, 29B MARY VALE ROAD, STIRCHLEY, BIRMINGHAM, B30 2DA**

The following report of the Acting Director of Regulation and Enforcement was submitted:-

(See document No. 1)

The following persons attended the meeting.

**On behalf of the Applicant**

Aaron Harte – Director/ Applicant  
Rob Edge – Agent

**Those making representations**

Rob Morris – Chair – Stirchley Forum Group  
Jerry Orme - Resident  
Melanie Abraham - Resident  
Richard Wilkes – Resident

\* \* \*

The Chairman outlined the procedure to be followed during the meeting and enquired as to whether there were any preliminary points. None of the parties had any preliminary points to make.

Bhupinder Nandhra, Licensing Section outlined the report.

Mr Rob Edge instructed Mr Harte to give a general overview of the application and as such Mr Harte made the following points as follows: -

- a) That he set up a website as a point of contact for the residents. However, rumours began and started snowballing. They arranged a meeting to talk to residents and he thought that it had a good reception.
- b) If the situation was reversed, he would have done things differently.
- c) He had previously managed a whole host of craft ale bars.
- d) He wanted it to be a premium venue.

Mr Edge made the following points: -

- a) The applicant also intended to offer the opportunity to do street food on the menu.

- b) The premises would offer 20 jobs for the local community and the applicant would be investing £70,000 into the refurbishment of the building.
- c) The venue was spacious and had a maximum capacity of 130 as discussed with the fire service.
- d) The venue would not cause issues for residents.
- e) The predominant trade was Thursday – Sunday.
- f) They wanted to offer the community the opportunity to use the premises on non-trade days for their community events.
- g) They wanted to do mediation to try and mitigate the hearing. There had been emails back and forth and a meeting with the Stinchley Forum and the residents to try and resolve the concerns.
- h) None of the Responsible Authorities had submitted representations.
- i) That he did not believe this type of premises would add to the Cumulative Impact in the area.
- j) They had operations manuals, challenge 25 policy, refusals books, log books, staff training and signage.
- k) The business would be run professionally, and they had invested money without compromising the licensing objectives.
- l) One member of staff had already done a personal licence course.

In answer to Members questions Mr Edge made the following points: -

- a) The premises was previously used as a garage.
- b) The premises had no sound proofing, however they had liaised closely with Environmental Health and decided that any music should stop at 11pm.
- c) The hours requested were Thursday-Sunday 12 midday – 11pm and Sunday to close at 10pm.
- d) Hot food would not go beyond 10pm.
- e) The closing time would be 30 minutes after the sale of alcohol.
- f) The average cost of a pint of craft beer was £5.00.

At this stage the residents queried the address of the premises as it was different to that displayed on the online portal.

The Licensing Officer clarified the address as 29B – it was just the one unit.

Mr Jerry Orme requested confirmation that it was just the one unit.

The Committee confirmed it was just the one unit.

Mr Richard Wilkes asked Mr Edge to confirm that they were removing late night refreshment from the scope of the licence?

Mr Edge clarified that late-night refreshment was only applicable after 11pm and therefore was not in line with the hours and therefore was not applicable.

Mr Wilkes handed round an email which was contained within the report. Moreover, he requested that the Sunday hours should be reduced and earlier cut off times should be considered. He compared other venues in the area, some of which closed at 6pm on Sundays, and therefore he felt that this premises should close earlier. He stated that the premises was in a residential area with houses opposite and at the back of the premises. This premises was not situated on the main road, this premises access was from residential streets. Much of the other premises in the area were purpose built; British Oak and Three Horse Shoes. Due to that he requested that recorded music should end at 10pm, as he stated that there would be noise pollution emanating from the premises.

Mr Wilkes began to refer to the planning status of the premises and clarified that no change of use had been submitted; the whole site was a D1 specification.

He wanted to see them reduce the hours in the week and on Sunday.

Councillor Higgs asked Mr Wilkes regarding other venues in the area, Wild Cat and British Oak whom licensed hours were 11pm/12midnight.

Mr Wilkes advised that they were directly on the Pershore Road and were purpose-built venues. The access for those premises was off the main road and not from residential streets.

Mr Orme was in agreement with the points and concerns raised by Mr Wilkes but added the following points: -

- a) That the area was residential and this premises was different to the other premises in the area.
- b) That they wanted more information about the noise assessments.
- c) There house was the closest residential property to the premises and they wanted clarity of the noise assessments.
- d) That the residents were an afterthought by the applicant and initially the premises was described and branded as a “mega bar”. That was a huge concern.
- e) The premises had no planning change of use and therefore, he was concerned over the suitability of the premises and raised general concerns over whether the licensing decision could be made due to the outstanding planning issue.

Ms Abraham added that the comments about making the premises open to the local community to use was also a concern as who would monitor who used it and the noise. She also raised points regarding rubbish bin collections and goods deliveries and at what hours they would be. There was concern over the noise and the disruption they could cause to local residents.

Mr Edge confirmed that the planning application was in place.

The Chair advised all parties that the planning application was a separate issue and would not be a matter for consideration at the Licensing Sub Committee.

Mr Orme added that the late licence in a residential area was the primary concern as it seemed fairly excessive.

Mr Morris confirmed that the meeting with the premises was helpful and some conditions came out of it. Moreover, other residents had made objections. Stirchley was a developing area and it was good that new enterprises wanted to open in the area, however, this application aroused huge suspicions right from the start. It was a difficult area and was highly residential. Lots of residents were unhappy.

In summing up Mr Orme made the following points: -

- ❖ He asked if he would get his questions answered.

Mr Wilkes added that he wanted to ask Mr Edge a question in relation to the planning application.

At this stage the Chair advised that any questions relating to the planning application needed to be discussed outside in his own time.

In summing up Mr Harte made the following points: -

- ❖ That they got it wrong initially and that's how rumours started. He made a mistake, he should have communicated with residents sooner.
- ❖ He had investigated the issues with parking and deliveries, but the premises had on sight parking for deliveries and for customer parking. Therefore, they didn't anticipate that being an issue.
- ❖ They had looked at the hours to make sure they were in line with other premises in the local area and apart from Sunday, they were in line with other venues.
- ❖ That 90% of the other residents were in favour of the application accordingly to a petition.
- ❖ He was professional and transparent.
- ❖ Any issues going forward would be addressed immediately.

- ❖ He was wrong to advertise the venue as a mega bar with 500 capacity.
- ❖ That Environmental Health had signed off the self-assessment and noise monitoring.

Mr Wilkes interjected and stated that the petition/poll was new evidence and he had not heard about it before.

The Chair explained to Mr Wilkes that the Committee would apply as much weight to that as they saw fit.

At 1028 the meeting was adjourned and all parties with the exception of the Members, Committee Lawyer and Committee Manager withdrew from the meeting.

At 1053 the meeting was reconvened and all parties were invited to re-join the meeting and decision of the Sub-Committee was announced as follows:-

5/100320

**RESOLVED:-**

That the application by For Real Investments Ltd for a premises licence in respect of Stirchley Tap House, 29B Mary Vale Road, Stirchley, Birmingham, B30 2DA be granted.

Those matters detailed in the operating schedule and the relevant mandatory conditions under the Licensing Act 2003 will form part of the licence issued together with those conditions as agreed with West Midlands Police, Environmental Health and the new proposed hours for licensed activities as volunteered by the applicant as follows:

1. Alcohol sales from 12 midday to 11pm Monday – Saturday and until 10pm on Sunday
2. Opening Hours until 11:30pm Monday – Saturday and until 10:30pm on Sunday

Members carefully considered the representations made by other persons but were not convinced that there was an evidential and causal link between the issues raised and the effect on the Licensing Objectives. The Members took note of the discussions the venue had had with other responsible authorities and the local community. In particular they noted that there were no representations received from other responsible authorities. They also took into account other venues in the area and were satisfied that the application was in line with similar local venues.

The Sub Committee deliberated the operating schedule put forward by the applicant and the likely impact of the application, and concluded that by granting this application, the four Licensing Objectives contained in the Act will be properly promoted.



**Licensing Sub-Committee B – 10 March 2020**

In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Licensing Policy, the Guidance issued under Section 182 of the Licensing Act 2003 by the Secretary of State, the application for a premises licence, the written representations received and the submissions made at the hearing by the applicant, their agent and those making representations.

All parties are reminded that under the provisions contained within Schedule 5 to the Licensing Act 2003, there is the right of appeal against the decision of the Licensing Authority to the Magistrates' Court, such an appeal to be made within twenty-one days of the date of notification of the decision.

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*Please note, the meeting ended at 1059*

CHAIRMAN.....



# BIRMINGHAM CITY COUNCIL

<p><b>LICENSING SUB-COMMITTEE B 17 MARCH 2020</b></p>
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**MINUTES OF A MEETING OF THE LICENSING SUB-COMMITTEE B HELD  
ON TUESDAY 17 MARCH 2020, IN ELLEN PINSENT ROOM, COUNCIL  
HOUSE, BIRMINGHAM, B1 1BB**

**PRESENT:** - Councillor Nagina Kauser in the Chair;

Councillors Nicky Brennan and Adam Higgs.

**ALSO PRESENT**

Bhapinder Nandhra – Licensing Section  
Joanne Swampillai – Legal Services  
Katy Townshend – Committee Services

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**NOTICE OF RECORDING**

1/170320 The Chairman advised the meeting to note that members of the press/public may record and take photographs except where there are confidential or exempt items.

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2/170320 **DECLARATION OF INTERESTS**

Members were reminded that they must declare all relevant and pecuniary and non-pecuniary interests arising from any business to be discussed at this meeting. If a disclosable pecuniary interest is declared a Member must not speak or take part in that agenda item. Any declarations to be recorded in the minutes of the meeting.

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**APOLOGIES AND NOTIFICATION OF NOMINEE MEMBERS**

3/170320 No apologies were submitted.

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**LICENSING ACT 2003 PREMISES LICENCE – TRANSFER – STOP AND SHOP  
OFF LICENCE, 885 WASHWOOD HEATH ROAD, BIRMINGHAM, B8 2NA**

The following report of the Acting Director of Regulation and Enforcement was submitted:-

(See document No. 1)

The following persons attended the meeting.

**On behalf of the Applicant**

No one attended on behalf of the applicant.

**Those making representations**

Abdool Rohomon – West Midlands Police (WMP)

Chris Jones – West Midlands Police (WMP)

\* \* \*

The Chairman outlined the procedure to be followed during the meeting and enquired as to whether there were any preliminary points. None of the parties had any preliminary points to make.

Bhapinder Nandhra, Licensing Section outlined the report.

Chris Jones, WMP gave the Members an unredacted version of the supporting documents they submitted and outlined the following points: -

- a) That this was the second licence transfer application, the first one was withdrawn following a representation from WMP.
- b) The business had been owned and managed by the same individual since 2018, the person operating the premises purchased it from the current PLH. The premises had been operating without authorisation of the sale of alcohol.
- c) The premises licence should have been transferred in 2018, the applicant told WMP that due to an oversight they had not transferred the licence sooner.
- d) WMP visited the premises and found a large quantity of illicit cigarettes, Cannabis was also found. Both members of staff in the shop at the time were arrested. In total 69 packets of cigarettes and 10 tobacco packets were found to be illicit.
- e) All the statements from the officers were at pages 1-13 in WMP evidence pack.
- f) Both employees were arrested for possession and intent to supply but were only charged with possession.
- g) The owner of the shop said she had taken eye off ball and sacked the staff members.

- h) The previous applicant was in a motor vehicle of the employee who was arrested by WMP for possession of drugs, but both were bailed.
- i) When the previous application was submitted the applicant phoned WMP on the back of their objection and wanted to know what the problem was. WMP told him that there was a link between him and the business owner and therefore, there would be a problem.
- j) The applicant never offered any information regarding a link but WMP found out that the female associate of the employee was his sister and lived at the same address of the applicant. He never told WMP that information.
- k) Chris Jones noticed differences in signatures (pages 20-23) and phoned BCC to ask them for a copy of the premises licence to see the signature on that document. There were discrepancies with the signatures. Chris explained the differences with the signatures to the Members.
- l) WMP visited the home address of the current licence holder who confirmed she had not signed the paperwork; therefore, it was not her signature.
- m) WMP were concerned that by granting the application the licensing objective of crime and disorder would not be upheld.

In summing up Chris Jones, WMP made the following points: -

- ❖ That WMP had no confidence that the applicant would uphold the licensing objective of crime and disorder and if the transfer was granted they would be looking at reviewing the premises.

At 0956 the meeting was adjourned and all parties with the exception of the Members, Committee Lawyer and Committee Manager withdrew from the meeting.

At 1017 the meeting was reconvened and all parties were invited to re-join the meeting and decision of the Sub-Committee was announced as follows:-

4/170320

**RESOLVED:-**

That the application by Khabir Hussain for the transfer of the premises licence under section 42 of the Licensing Act 2003 in respect of Stop and Shop Off Licence, 885 Washwood Heath Road, Birmingham, B8 2NA **BE REFUSED** on the grounds that the application to transfer would undermine the crime prevention objective of the Act, as the Sub-Committee had no confidence that the applicant was capable of upholding it.

The Sub-Committee noted that neither the applicant nor his agent attended the meeting. The agent had notified the Licensing Department that the applicant was self-isolating due to health concerns; however no application for adjournment had been made, and the agent did not attend the meeting either. The Sub-Committee

proceeded with the meeting in the public interest, and especially in view of s43 of the Act (relating to transfer applications having interim effect).

The Sub-Committee heard from West Midlands Police, and considered the Police's grounds for objection to be compelling and exceptional. The Police made detailed submissions about how the instant application was in fact the second transfer application they had received within a month. The Police had objected to the first application (made in the name of another person), in the light of discoveries made during a visit to the premises in December 2019, namely drugs and illicit tobacco. Employees at the premises had been arrested. The premises was therefore associated with crime, and accordingly the Police had objected to the first transfer application when it was made - only for that application to be withdrawn, and a second application made, this time by Mr Khabir Hussain.

The Police had spoken to Mr Khabir Hussain. During discussions with Police, it had become apparent that Mr Hussain was aware of the investigation of the employees, and aware of what had been discovered during the Police visit. The Police therefore asked him whether he was connected to the first applicant. Although Mr Hussain denied any link with the first applicant, a connection between an employee's family member and Mr Hussain was discovered by Police. Accordingly the Police objected to Mr Hussain's application, on the grounds that the crime prevention objective could not be upheld. The Sub-Committee accepted this.

The Sub-Committee was also concerned to hear that there was doubt over whether the application made by Mr Hussain was legitimate, given that the previous premises licence holder had denied signing a relevant document, and in fact had denied any knowledge at all of any transfer application made by Mr Hussain. The person had given a statement to this effect to the Police.

On hearing this, the Sub-Committee agreed with the Police that there were doubts about the applicant's integrity. The question mark over the applicant's integrity, when viewed in the light of his connection with the previous applicant, gave the Members no confidence whatsoever that Mr Hussain could uphold the crime prevention objective at a premises which was already associated with drugs and illicit tobacco.

The Police confirmed that they had passed all the details of the grounds of their objection to the applicant, but nothing had been put forward to counter any of it. Accordingly the Sub-Committee accepted all of the Police evidence, and determined that Mr Hussain was completely unsuitable to address issues of crime at the premises, as outlined by the Police. The correct course was therefore to reject the transfer application, in order to ensure that the crime prevention objective was not undermined.

In reaching this decision, the Sub-Committee gave due consideration to the information contained in the application, the objection notice submitted under Section 42(6) of the Act, and the submissions made at the hearing by West Midlands Police. Regard was also given to paragraph 8.101 of the Guidance issued under Section 182 of the Act by the Secretary of State, and it was

determined that refusal in this instance is an appropriate and proportionate response in all the circumstances of the case.

All parties are reminded that under the provisions contained within Schedule 5 to the Licensing Act 2003, there is the right of appeal against the decision of the Licensing Authority to the Magistrates' Court, such an appeal to be made within twenty-one days of the date of notification of the decision.

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*Please note, the meeting ended at 1019*

CHAIRMAN.....





## BIRMINGHAM CITY COUNCIL

## PUBLIC REPORT

<b>Report to:</b>	<b>Licensing Sub Committee</b>
<b>Report of:</b>	<b>Interim Assistant Director of Regulation &amp; Enforcement</b>
<b>Date of Meeting:</b>	<b>Tuesday 2<sup>nd</sup> June 2020</b>
<b>Subject:</b>	<b>Licensing Act 2003 Premises Licence – Grant</b>
<b>Premises:</b>	<b>A1 Broadnews &amp; Convenience Store, 83 Broadstone Road, Yardley, Birmingham, B26 2BY</b>
<b>Ward affected:</b>	<b>Yardley East</b>
<b>Contact Officer:</b>	<b>Bhapinder Nandhra, Senior Licensing Officer, <a href="mailto:licensing@birmingham.gov.uk">licensing@birmingham.gov.uk</a></b>

**1. Purpose of report:**

To consider representations that have been made in respect of an application for a Premises Licence which seeks to permit the Sale of Alcohol (for consumption off the premises) to operate from 06:00am until 12:00midnight (Monday to Sunday).

Premises to remain open to the public from 06:00am until 12:00midnight (Monday to Sunday).

**2. Recommendation:**

To consider the representations that have been made and to determine the application.

**3. Brief Summary of Report:**

An application for a Premises Licence was received 8<sup>th</sup> April 2020 in respect of A1 Broadnews & Convenience Store, 83 Broadstone Road, Yardley, Birmingham, B26 2BY.

Representations have been received from three responsible authorities.

**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:**

A1 Broadnews & Convenience Store Limited applied on 8<sup>th</sup> April 2020 for the grant of a Premises Licence for A1 Broadnews & Convenience Store, 83 Broadstone Road, Yardley, Birmingham, B26 2BY.

Representations have been received from West Midlands Police, Trading Standards and Birmingham City Council Licensing Enforcement, as responsible authorities. See Appendices 1 – 3 respectively.

The application is attached at Appendix 4.

Site Location Plans at Appendix 5.

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:**

Copy of the representation from West Midlands Police, as detailed in Appendix 1

Copy of the representation from Trading Standards, as detailed in Appendix 2

Copy of the representation from Birmingham City Council Licensing Enforcement, as detailed in Appendix 3

Application Form, Appendix 4

Site Location Plans, Appendix 5

## **7. Options available**

To Grant the licence in accordance with the application.

To Reject the application.

To Grant the licence subject to conditions modified to such an extent as considered appropriate.

Exclude from the licence any of the licensable activities to which the application relates.

Refuse to specify a person in the licence as the premises supervisor.

**From:** Abdool Rohomon  
**Sent:** 15 April 2020 12:25  
**To:** Licensing  
**Cc:**  
**Subject:** licence application - A1 Broadnews, 83 Broadstone Road

Dear Licensing,

West Midlands Police have received and reviewed the new licence application for the above premises

The premises is currently trading and licensed (3271), although the current licence is being reviewed by Trading Standards for underage issues, and being supported by West Midlands Police.

The new applicant is being made by a private limited company called A1 Broadnews and convenience store.

A check through companies house shows that this company was incorporated on the 19<sup>th</sup> March 2020, there is one officer for the company Mir Awais Kahn, who is also the only person with significant control.

There is no evidence within the application to show that the business has been sold to the new company

A check on the Police systems shows that Mir Awais Khan was the manager of the premises in November 2019 as he was one of the person that are detailed in the incident where the family of a 15 year old boy attended the shop after they had found there son had bought both alcohol and cigarettes from the premises.

Even at this point it is clear that there is a link between the old premises and who was managing it to the new applicant.

We have visited the premises on Friday 10<sup>th</sup> April 2020, when we visited the person behind the counter identified herself as Ishraf Habib, she showed us that she had recently passed a licensing qualification although she had not applied for her personal licence.

She was asked if the manager was around and she called the manager who she identified was Awais Khan (new applicant via new company). She was asked who had authorised her to sell alcohol and she told us that Abdullah khan (current licence holder) had done so.

Abdullah Khan is not the DPS for the premises and when officers asked her who the DPS was and even named him she stated that she had never heard of him.

Awais Khan attended a short time later, and he told u that he was friends with Abdullah Khan and that he had been working as the manager in the shop for the last 3 years. When asked about the DPS Awais Khan at first said it was Adil Sadiq (the new proposed DPS for the new application), officers told him this was not the case and it was still Mr Sritharan Mailvaganam.

Awais khan stated that he knew Mailvaganam, he lived in Manchester and had been to the premises a couple of times through the year just to drop stock off. Awais khan had no direct way of contacting Mailvaganam, and the only way he could was through Abdullah Khan, he tried several times to contact him but was unable to do so. Advice was given on the day as to what he should do as officers were not satisfied they had a DPS with day to day control.

This goes further to show that there is a direct link between the current licence holder and the new applicant for a premise licence. This appears to be an attempt to pass the licence from one person to another so it looks like a new licence holder when in fact it is the same people involved and the ones involved in the premises which has led to the review application being submitted.

The new proposed DPS (Adil Sadiq) has declared an address of 3 Aston Road, Yardley, B28 8NZ. A check of the postcode (through the post office checker) reveals that this post code does not exist, we have also checked Aston Road and that does not exist in Yardley (or area very close to it). Sadiq through the Police intel systems has been linked to an address in Yardley, but it is not the one disclosed on the application.

West Midlands Police are also concerned that checks have shown that staff are/have been associated with crime which would undermine the crime and disorder objective West Midlands Police therefore object to this application

regards

**Abs Rohomon. BEM**

**PC 4075 Rohomon. BEM**

**BW Licensing**

**Police headquarters**

**Lloyd House**

**Colmore Circus**

**Birmingham**

**B4 6NQ**

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**From:** Martin Williams  
**Sent:** 16 April 2020 15:40  
**To:** Licensing  
**Subject:** FW: [External]: RE: licence application - A1 Broad news, 83 Broadstone Road - Trading Standards objection to new licence application

**Dear Licensing,**

**I wish to object to the new licence application for A1 Broad News, 83 Broadstone Road. I have examined the information contained in the new application.**

**There is currently a Trading Standards led licence review pending for this premises which details serious matters concerning;the protection of children from harm, public safety and the prevention of crime and disorder, that needs to be addressed at these premises. This leads from a complaint that a minor was sold alcohol, disorder arose and then following on from this Trading Standards witnessed a volunteer minor also purchasing alcohol.**

**From information and intelligence received from the police licencing team it would appear that the new licence application involves persons who are already involved in running the business.**

**In short this new application is likely to mean there to be no change of management or ownership of this premises which is likely to mean that the business continues to trade in the same unacceptable manner.**

**Trading Standards is of the opinion that matters can only be improved at this premises with a complete change of regime or if the premises is no-longer in possession of an alcohol licence so that minors are not compromised with all the consequences following on from such.**

**Best regards,**

Martin Williams  
Trading Standards Officer  
Trading Standards Service  
Regulation & Enforcement  
P O Box 16977  
Birmingham B2 2AE

**From:** Sharon Watts  
**Sent:** 16 April 2020 13:19  
**To:** Licensing  
**Subject:** Representations - Grant of premises Licence at A1 Broadnews and Convenience Store Ltd, 83 Broadstone Road, Birmingham, B26 2BY

Good afternoon

Please find attached representations supporting West Midlands Police in their objection to the grant of the above licence.

Kind regards

Sharon Watts  
Licensing Enforcement Officer  
Phoenix House  
Valepits Road  
Garretts Green  
Birmingham  
B33 0TD

### **Birmingham City Council Licensing Service Birmingham**

Representation as a responsible authority in respect of the application for a premises licence to be granted under the Licensing Act 2003 in respect of premises known as  
Broad News,  
83 Broadstone Road  
Birmingham  
B26 2BY

#### **Introduction**

An application has been received from A1 Broadnews and Convenience Store Ltd for the grant of a Premises Licence at 83 Broadstone Road, Birmingham, B26 2BY. Companies House have recorded that A1 Broadnews and Convenience Store Ltd was incorporated on 19<sup>th</sup> March 2020, having one Company Director, Mr Mir Awais Khan. Mr Mir Awais Khan has provided a contact address on Companies House as 621 Bordesley Green East, Stechford, Birmingham, B33 8RY.

The application requests the following licensable activities:-

M2 – Sale of Alcohol by retail (off the premises)

And requests this licensable activity to take place:-

Sale of Alcohol

Monday – Sunday 06:00 – 00:00

Opening hours of the premises

Monday – Sunday 06:00 – 00:00

A Nominated Supervisor has been provided on the application as:

Mr Adil Sadiq, dob [redacted] of 3 Ashton Road, Yardley, Birmingham, B25 8NZ. Mr Sadiq has a Personal Licence no. 9599, issued by Birmingham City Council.

## **Background Information**

On 9<sup>th</sup> April 2020 an application was received by Birmingham City Council Licensing Section from Mr Adil Sadiq who was applying for a Premises Licence at 83 Broadstone Road, Yardley, Birmingham, B26 2BY on behalf of A1 Broadnews and Convenience Stores Ltd.

A current Premises Licence No. 3271 is in force at 83 Broadstone Road, Yardley, B26 2BY. The Premises Licence is under the name Yardley Cutprice. The current Premises Licence Holder being Mr Abdullah Khan. A Designated Premises Supervisor is on the licence, Mr Sritharan Mailvaganam. The licence has been current since 2009. There is, however, a review on this licence, at the request Birmingham Trading Standards, following a test purchase exercise whereby alcohol was sold to a person under the age of 18 years. The test purchase exercise was as a result of 2 complaints received by Trading Standards that the premises were selling age restricted products to persons under the age of 18 years. The Premises Licence Holder, Mr Abdullah Khan had been made aware of the complaints and been given advice by Trading Standards, prior to the test purchase exercise taking place. This clearly raises concern that the licensing objectives are not being met.

## **Licensing matters identified**

A1 Broadnews and Convenience Store Ltd of 83 Broadstone Road, Yardley was incorporated shortly after the test purchase exercise by Trading Standards and it has been identified by West Midlands Police that Mr Adil Sadiq (proposed Designated Premises Supervisor) and Mr Mir Awais Khan (Company Director of A1 Broadnews and Convenience Store Ltd, proposed Premises Licence Holder) have connections with the current Premises Licence Holder, Mr Abdullah Khan and the Designated Premises Supervisor Sritharan Mailvaganam of Yardley Cut Price (Premises Licence no. 3271). Birmingham City Council General Licensing have not been provided with any evidence to show that the business run by Mr Abdullah Khan has been sold to A1 Broadnews and Convenience Store Ltd. In the likely event that the Premises Licence No. 3271 is revoked, by allowing the grant of a new Premises Licence for A1 Broadnews and Convenience Ltd, the business would be able to continue to carry on licensable activities, with the same people still in control.

Mr Mir Awais Khan attended the premises during a recent visit by West Midlands Police, where he stated that he was a manager at the store.

The proposed DPS (Mr Adil Sadiq) attended the premises on the day the test purchase exercise was carried out by Trading Standards. He stated at the time that he was a manager. Records on Birmingham City Council Licensing system shows that Mr Adil Sadiq was initially granted the Premises Licence No. 3271 as the Premises Licence Holder back in August 2008. The licence at that time was issued without a DPS. In 2010 Mr Adil Sadiq transferred the Premises Licence to Sritharan Mailvaganam, who also became the DPS. In 2017 Sritharan Mailvaganam transferred the Premises Licence to Abdullah Khan with Sritharan Mailvaganam remaining on the licence as DPS. This clearly shows that both Mr Mir Awais Khan and Mr Adil Sadiq have connections in both businesses. Mr Sadiq has applied for the Grant of a new Premises Licence on behalf of A1 Broadnews and Convenience Store Ltd. He has however declared on the document which gives consent of an individual to being specified as premises supervisor that his address is 3 Aston Road, Yardley, B28 8NZ. West Midlands Police have verified that this address does not exist.

Mr Sadiq holds a Personal Licence through Birmingham City Council. His personal licence number is 9599, issued to him on 10<sup>th</sup> May 2016.


Under Section 127 of the Licensing Act 2003 Holders and Designated Supervisors of Premises and Personal Alcohol Licences, and Club Certificates, are under a legal obligation to notify the licensing authority as soon as is reasonably practicable of any change in their name or address.

Birmingham City Council records show that Mr Sadiq is living at 64 Fastpits Road, Birmingham, B25 8NY. On the application for the new licence he gives his address as 3 Ashton Road, Yardley, B25 8NZ but on the consent form to become DPS he gives his address of 3 Aston Road, B28 8NZ which doesn't exist. This would suggest that Mr Sadiq has moved address and failed to inform the Authority. He may therefore have committed an offence under the Licensing Act 2003 for failing to notify a change in address.

### **Licensing Enforcement Team Recommendations to the Licensing Committee**

As a Licensing Authority Birmingham City Council must carry out its licensing functions with a view to promoting the licensing objectives contained in the Act. The Act is clearly intended to prevent crime and disorder in relation to premises, as well as protect children from harm. Both these objectives are being undermined by the current licence holder who is associated with the new applicant. Licensing Enforcement supports West Midlands Police in their objection to A1 Broadnews and Convenience Store Ltd being granted with a licence.



	<b>Birmingham</b> <b>Application for a premises licence</b> <b>Licensing Act 2003</b>	For help contact <a href="mailto:licensingonline@birmingham.gov.uk">licensingonline@birmingham.gov.uk</a> Telephone: 0121 303 9896
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\* required information

**Section 1 of 21**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference	Not Currently In Use	This is the unique reference for this application generated by the system.
Your reference	N/A	You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☐ Yes
 ☒ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

\* First name A1 Broadnews and convenience store limited

\* Family name  

\* E-mail  

Main telephone number   Include country code.

Other telephone number  

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

☒ Applying as a business or organisation, including as a sole trader
 A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

☐ Applying as an individual

**Applicant Business**

Is your business registered in the UK with Companies House? ☒ Yes ☐ No Note: completing the Applicant Business section is optional in this form.

Registration number 12525971

Business name A1 BROADNEWS AND CONVENIENCE STORE If your business is registered, use its registered name.

VAT number - NONE Put 'none' if you are not registered for VAT.

Legal status Private Limited Company

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)

\* required information

## Section 2 of 21

### PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

#### Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

#### Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

#### Further Details

Telephone number

Non-domestic rateable value of premises (£)

\* required information

**Section 3 of 21**

**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales

**Confirm The Following**

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

\* required information

**Section 4 of 21**
**NON INDIVIDUAL APPLICANTS**

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

**Non Individual Applicant's Name**

Name

**Details**

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

**Address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Contact Details**

E-mail

Telephone number

Other telephone number

\* Date of birth   
dd mm yyyy

\* Nationality

Documents that demonstrate entitlement to work in the UK

Add another applicant

\* required information

**Section 5 of 21**

**OPERATING SCHEDULE**

When do you want the  
 premises licence to start?

/  /   
 dd mm yyyy

If you wish the licence to be  
 valid only for a limited period,  
 when do you want it to end

/  /   
 dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

Its going to be a general store and off-license, selling groceries , tobacco and alcohol.

If 5,000 or more people are  
 expected to attend the  
 premises at any one time,  
 state the number expected to  
 attend

\* required information

**Section 6 of 21**

**PROVISION OF PLAYS**

[See guidance on regulated entertainment](#)

Will you be providing plays?

☐ Yes ☒ No

\* required information

**Section 7 of 21**

**PROVISION OF FILMS**

[See guidance on regulated entertainment](#)

Will you be providing films?

☐ Yes ☒ No

\* required information

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

☐ Yes ☒ No

\* required information

**Section 9 of 21**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

\* required information

**Section 10 of 21**

**PROVISION OF LIVE MUSIC**

[See guidance on regulated entertainment](#)

Will you be providing live music?

☐ Yes ☒ No

\* required information

**Section 11 of 21****PROVISION OF RECORDED MUSIC**[See guidance on regulated entertainment](#)

Will you be providing recorded music?

☐ Yes☒ No

\* required information

**Section 12 of 21****PROVISION OF PERFORMANCES OF DANCE**[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

☐ Yes☒ No

\* required information

**Section 13 of 21****PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

☐ Yes☒ No

\* required information

**Section 14 of 21****LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

☐ Yes☒ No



\* required information

**Section 15 of 21**

**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

☒ Yes ☐ No

**Standard Days And Timings**

**MONDAY**

Start 06:00

End 00:00

Start 06:00

End 00:00

**TUESDAY**

Start 06:00

End 00:00

Start 06:00

End 00:00

**WEDNESDAY**

Start 06:00

End 00:00

Start 06:00

End 00:00

**THURSDAY**

Start 06:00

End 00:00

Start 06:00

End 00:00

**FRIDAY**

Start 06:00

End 00:00

Start 06:00

End 00:00

**SATURDAY**

Start 06:00

End 00:00

Start 06:00

End 00:00

**SUNDAY**

Start 06:00

End 00:00

Start 06:00

End 00:00

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

Will the sale of alcohol be for consumption:

☐ On the premises ☒ Off the premises ☐ Both

If the sale of alcohol is for consumption on  
the premises select on, if the sale of alcohol  
is for consumption away from the premises  
select off. If the sale of alcohol is for  
consumption on the premises and away  
from the premises select both.

*Continued from previous page...*

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

NONE

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

**Name**

First name

ADIL

Family name

SADIQ

Date of birth

dd mm yyyy

**Enter the contact's address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number  
(if known)

9599/1

Issuing licensing authority  
(if known)

BIRMINGHAM CITY COUNCIL

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

*Continued from previous page...*

- ☐ Electronically, by the proposed designated premises supervisor
- ☒ As an attachment to this application

Reference number for consent form (if known)

N/A

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

\* required information

**Section 16 of 21**

**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

No adult entertainment at all on the premises.

\* required information

**Section 17 of 21**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

**MONDAY**

Start	<input type="text" value="06:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text" value="06:00"/>	End	<input type="text" value="00:00"/>

Give timings in 24 hour clock.  
 (e.g., 16:00) and only give details for the days  
 of the week when you intend the premises  
 to be used for the activity.

**TUESDAY**

Start	<input type="text" value="06:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text" value="06:00"/>	End	<input type="text" value="00:00"/>

**WEDNESDAY**

Start	<input type="text" value="06:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text" value="06:00"/>	End	<input type="text" value="00:00"/>

**THURSDAY**

Start	<input type="text" value="06:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text" value="06:00"/>	End	<input type="text" value="00:00"/>

**FRIDAY**

Start	<input type="text" value="06:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text" value="06:00"/>	End	<input type="text" value="00:00"/>

**SATURDAY**

Start	<input type="text" value="06:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text" value="06:00"/>	End	<input type="text" value="00:00"/>

**SUNDAY**

Start	<input type="text" value="06:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text" value="06:00"/>	End	<input type="text" value="00:00"/>

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Continued from previous page...

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A



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Licensing Act 2003

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Telephone: 0121 303 9896

\* required information

## Section 18 of 21

### LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

The licensee shall ensure that all staff will undertake full training in their responsibility at the premises for the purpose of fulfilling the terms and conditions of the license and for preventing crime and disorder. The licensee shall ensure that the all staff will undertake training in relation to the sale of alcohol particularly with regards to drunkenness and underage persons, mystery shoppers will brought into test ,staff without any notice given to them to make sure that all steps are followed according to the policy of challenge 25 and records will be kept of all training and regular refresher courses would be given at the cost of the licensee to ensure and promote all licensing objectives at all times and challenge 25 policy will be fully applied to ensure no alcohol or tobacco or restricted items are sold without fully confirming any would be customers age. And all accredited certificates of staff training will be kept on premises.

b) The prevention of crime and disorder

Any incident of a criminal nature or disorder that may occur in or outside the premises will be reported to the police immediately. The licensee has comprehensive CCTV coverage at and around the premises which is maintained on the premises as well, CCTV recording notices will be displayed in and outside the premises to aid in prevention of crime and disorder, Panic button installed on the premises which will mobilize police immediately.

c) Public safety

Appropriate fire public safety procedures would be in-placing and fire extinguishers and illuminated fire exit signs displayed ,smoke detectors ,emergency panic button instore under the till area and all staff will be trained first aid. and CCTV in and outside the premises and all video will be kept for 6 months or longer with notices put around the premises to promote the public safety. And police or local authorities, will have access to the images and video at a reasonable time, and all video and images will be provided with time ,date and place.

d) The prevention of public nuisance

All customers will be ask to leave quietly clear and readable notices would be promptly displayed to remind customers to leave quietly and have regard to our neighbors and community at all times. Any public nuisance will be reported promptly to neighborhood police patrols and CCTV footage and images will be handed over to authorities immediately.

e) The protection of children from harm

The licensee and staff will ask person,s who appear to be under age, photographic ids such as proof of age cards, photographic ids and driving license or passports. Challenge 25 policy will be fully applied for alcohol and tobacco products and age restricted items (NO ID -NO SALE) will be implemented as well, staff will be very vigilant in adults who trying to purchase any alcohol and tobacco products for minors. And police will be informed immediately and sale will be refused and logged in refusal book according to the licensing objectives.

\* required information

## Section 19 of 21

### NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

#### Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

#### Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

*Continued from previous page...*

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

#### **Home Office online right to work checking service**

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

*Continued from previous page...*

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.



*Continued from previous page...*

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.



**Birmingham**  
**Application for a premises licence**  
**Licensing Act 2003**

For help contact  
[licensingonline@birmingham.gov.uk](mailto:licensingonline@birmingham.gov.uk)  
 Telephone: 0121 303 9896

\* required information

## Section 20 of 21

### NOTES ON REGULATED ENTERTAINMENT

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

\* required information

**Section 21 of 21**

**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at <https://www.tax.service.gov.uk/business-rates-find/search>

Band A - No RV to £4300 - £100.00

Band B - £4301 to £33000 - £190.00

Band C - £33001 to £87000 - £315.00

Band D - £87001 to £125000 - £450.00\*

Band E - £125001 and over - £635.00\*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £125000 - £900.00

Band E - £125001 and over - £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 - £1,000.00

Capacity 10000 -14999 - £2,000.00

Capacity 15000-19999 - £4,000.00

Capacity 20000-29999 - £8,000.00

Capacity 30000-39999 - £16,000.00

Capacity 40000-49999 - £24,000.00

Capacity 50000-59999 - £32,000.00

Capacity 60000-69999 - £40,000.00

Capacity 70000-79999 - £48,000.00

Capacity 80000-89999 - £56,000.00

Capacity 90000 and over - £64,000.00

\* Fee amount (£)

190.00

**DECLARATION**

[APPLICABLE TO INDIVIDUAL APPLICANTS ONLY, INCLUDING THOSE IN A PARTNERSHIP WHICH IS NOT A LIMITED LIABILITY PARTNERSHIP] I UNDERSTAND I AM NOT ENTITLED TO BE ISSUED WITH A LICENCE IF I DO NOT HAVE THE

- ENTITLEMENT TO LIVE AND WORK IN THE UK (OR IF I AM SUBJECT TO A CONDITION PREVENTING ME FROM DOING WORK RELATING TO THE CARRYING ON OF A LICENSABLE ACTIVITY) AND THAT MY LICENCE WILL BECOME INVALID IF I CEASE TO BE ENTITLED TO LIVE AND WORK IN THE UK (PLEASE READ GUIDANCE NOTE 15).

THE DPS NAMED IN THIS APPLICATION FORM IS ENTITLED TO WORK IN THE UK (AND IS NOT SUBJECT TO CONDITIONS

- PREVENTING HIM OR HER FROM DOING WORK RELATING TO A LICENSABLE ACTIVITY) AND I HAVE SEEN A COPY OF HIS OR HER PROOF OF ENTITLEMENT TO WORK, IF APPROPRIATE (PLEASE SEE NOTE 15).

☒ Ticking this box indicates you have read and understood the above declaration

*Continued from previous page...*

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

ADIL SADIQ

\* Capacity

OWNER

\* Date

02 / 04 / 2020  
dd mm yyyy

Add another signatory

Once you're finished you need to do the following:

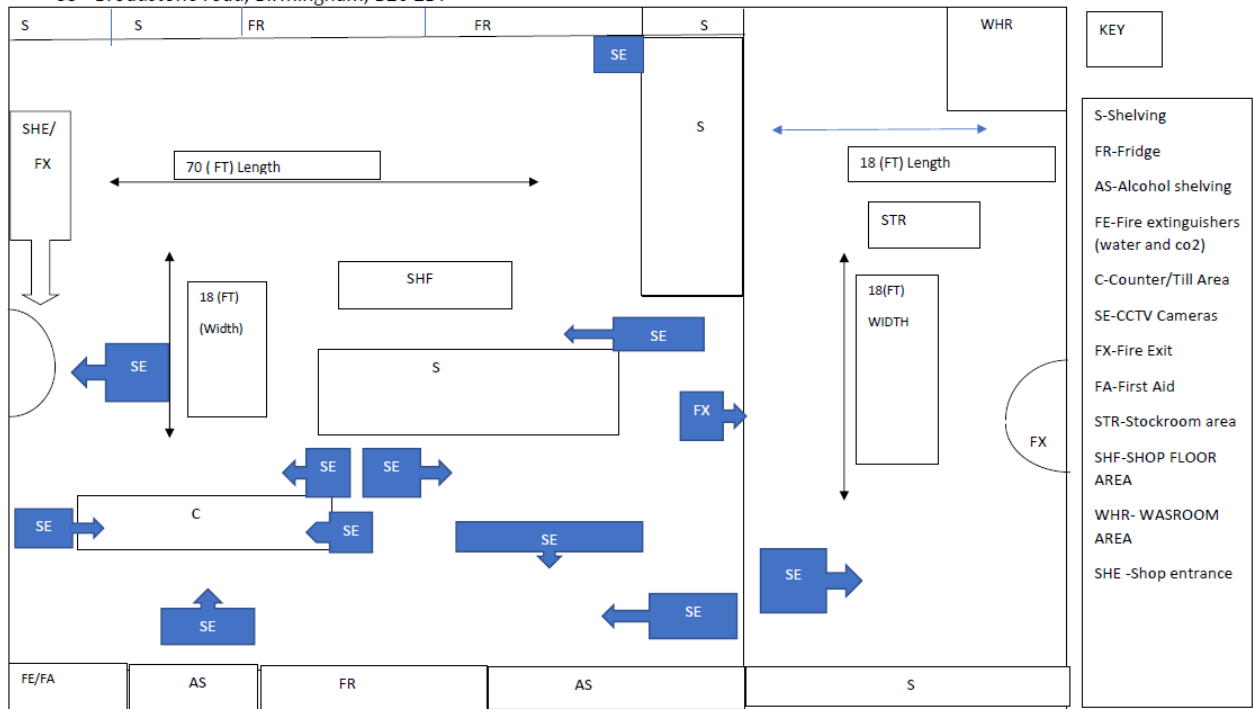
1. Save this form to your computer by clicking file/save as...
  2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/birmingham/apply-1> to upload this file and continue with your application.
- Don't forget to make sure you have all your supporting documentation to hand.

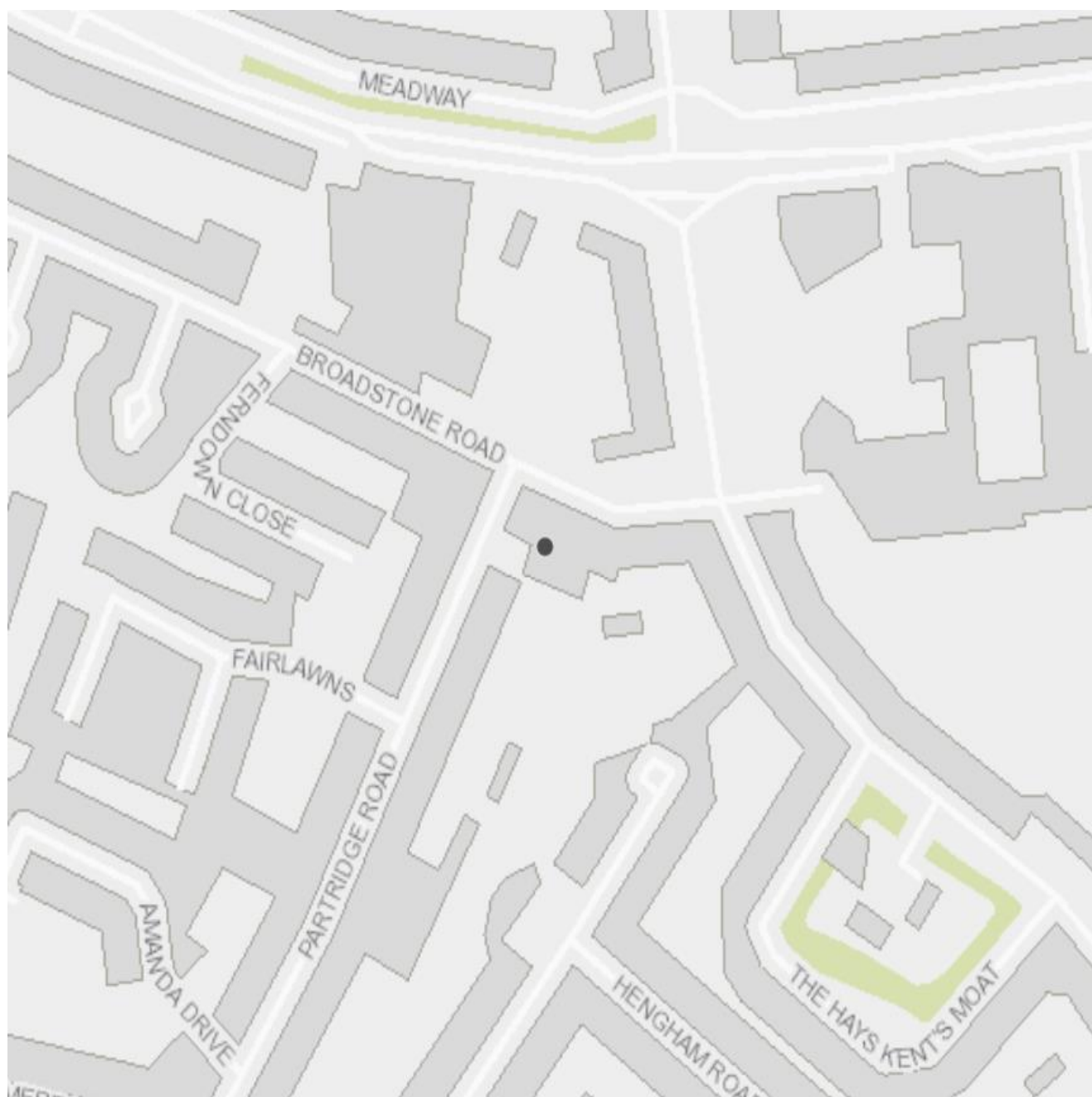
**IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

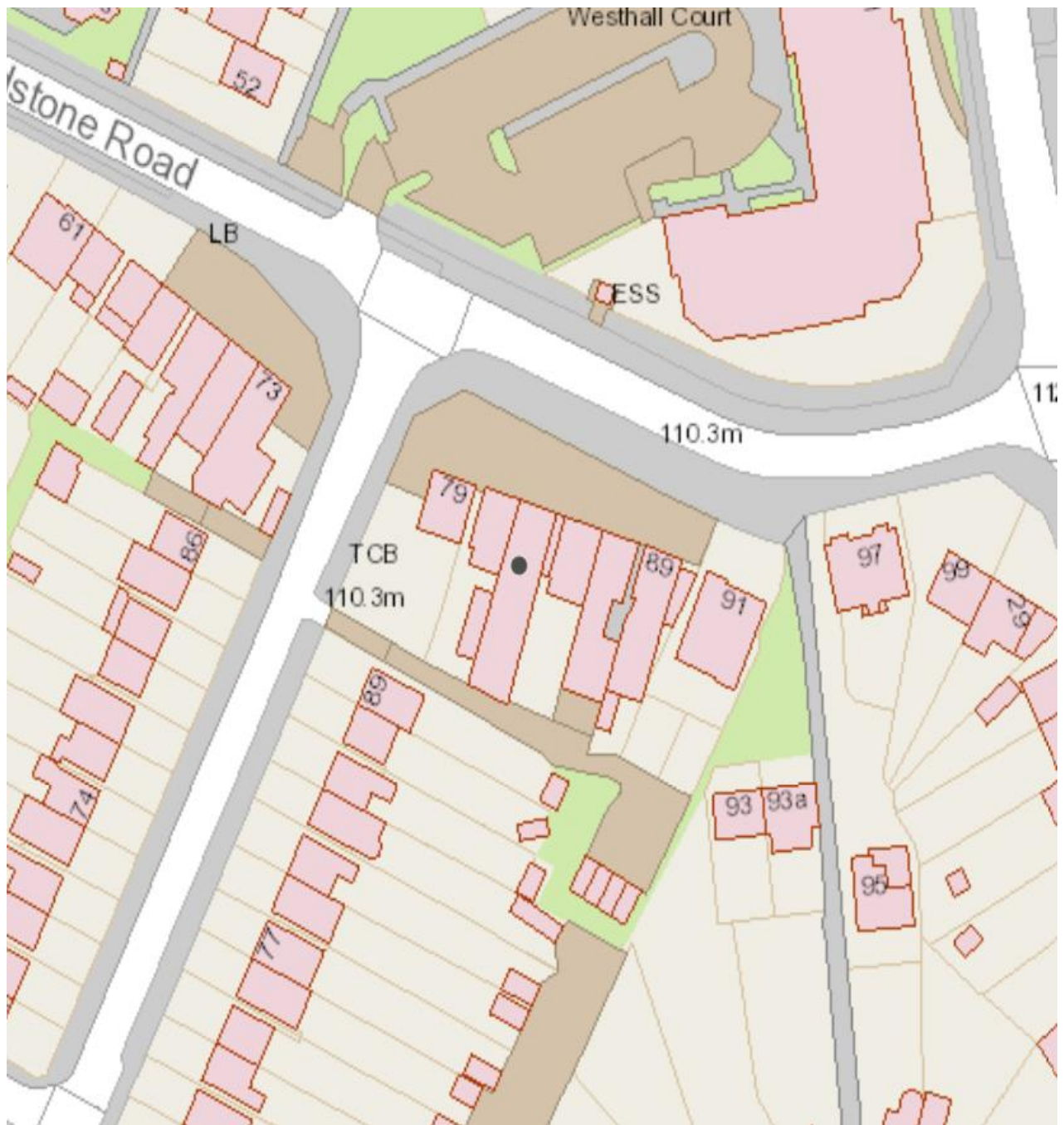
**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED**



**A1 BROADNEWS AND CONVENIENCE STORE LTD PREMISES PLAN**  
 83 - Broadstone road, Birmingham, B26 2BY









## ABDULLAH KHAN STATEMENT

My name is Abdullah Khan and I am currently tenant of 83 Broadstone Road.

I have been the tenant since I transferred the licence from Mr Adil Siddique the landlord.

I am writing this letter to clarify some points. I have full responsibility for workers under me when I purchased the business. I chose to keep certain member of staff, I could have made changes if I wanted to but I chose not to. That was my decision and I understand the landlord will take back his property and applied for a licence , with mr Awais Khan, who is currently a stock manager employed by me.

I want to make you aware that I'm currently surrendering the lease to the landlord. Due to covid-19 this is delayed but it will be done. Me and the landlord are in agreement the lease will be surrendered with no issue and I will step aside and will have nothing to do with the new business, if you choose to grant the licence to A1 Broadnews.

I understand that I and my DPS will be not be playing any role in new premises licence. I want to confirm that I have no personal relation with Awais Khan, he is currently employee of mine , he is on a 24 hour contract, payslips can be provided upon request. His role is stock manager, his duty includes checking dates on stock, making some confectionary products purchases and removing stock that need to be supplied back. He has no say as to how I chose to run a business or make any decisions regarding Broadnews. Stock was the only thing he is in control of and even if he make decision regarding stock, he has to confirm myself or my DPS for final decision.

Mr Adil Siddique is the landlord and I'm the tenant and he has no say in how I chose to run business after I purchase the lease from him. He stepped away to choose a different career.



### Adil Sadiq statement

My name is Adil Sadiq and I am landlord of 83 Broadstone road , which is currently I lease to Abdullah Khan.

I want to clarify few things. I have put the lease for rent in 2017. I was wanted to step back and chose a different career path. I have been running the business about 8 years. I have done so without ever been brought forward to the license sub-committee.

I was contacted by Mr Abdullah Khan in relation to a fail test purchase soon after it happened. I gathered that he chose to tell me later as it is only a matter of time I was going to hear about it. I take it very seriously. When I agreed to rent the premises I allowed him to transfer a clean license to himself. The property is part of my livelihood and my kids livelihood. I did make him aware that at the time that when he chose to end our agreement , I want to get clean license back.

Obviously with the event that took place with the failed the test purchase that wasn't going to happen so I wanted a new premises license. I was taking steps to take back my property and keep the value of my property intact somehow. I want to make the Committee aware that when I chose to rent the business out I did make a gesture for Mr Abdullah Khan to choose his staff. I say this as when I had employees under me I had many of my own terms and conditions. Some of the examples were that anyone serving must have pass the level 2 APLH before being giving authorisation to sell alcohol.

I would only allow the DPS to remain DPS one premises at a time, other than mine. I know the fact that there is nothing stopping them to become DPS for other premises: that is my understanding But again those were my conditions of employment, which allowed me to promote the licensing objectives. A manager will be on site all time for training to be able to deal with any enquiry. They would be allowed to make decision if has to do so.

CCTV will be checked to make sure it works and counter area cover recording video , no trading will begin until CCTV fully operation. No ID – no sale. This is what I have put in place with the employees under me to promote career and licensing objectives.

I would much rather lose a sale than risk falling foul of the law and the licensing objectives. In my past promoting the licensing objectives is clear. When I chose a different career path, I stepped away and I have no say in how Mr Abdullah Khan chose to run the business. I never played any part in his company.

I am step back in to protect my livelihood and income. And I apply for a license with Mr Awais Khan with A1 Broadnews. I'm in discussion with Abdullah Khan and I can say we are agreement that the lease will be surrendered soon. I hope you all can appreciate the current timing due to corona virus Offices are not opening and it will be done soon. I will be more than happy to provide contact for enquiry.

I have seen the submissions from the authorities. When submitting my application for DPS online I checked it but there was some mistake which resulted and I changed the application again. I do apologise for this. I saw what PC Rohomon has written which he submitted to the Committee. I don't agree with it. He spelled Mr Awais Khan's name incorrectly. In his statement he stated that I myself went to the property which is not true. I would like to PC Rohomon to correct this. I did not attend the shop nor have I spoken to anyone. I can account for my whole day in question if there is doubt.

I want to tell you that the only one person who will be given a job is Mr Awais Khan, and I myself will be the one trading alcohol; me being the DPS. I would be responsible for the sale of alcohol no one else. I will be removing any staff who failed test purchase. The director Mr Abdullah Khan, and his DPS, and Miss Ishrat Habib , they will be not here whatsoever under the new license.

To my understand Mr Awais Khan is now on a 24 hour contract and I confirm this with Abdullah Khan. Mr Awais Khan was never involved in any decision other than stock. I have chosen Mr Awais Khan to work with me as I believe him to be a reliable, trustworthy , qualified person to join me to run the premises as a director manager. He knows what to do and I truly give him the chance to help to ensure all the licensing objectives are met in his role. If he fails to implement I will make changes if needed upon receiving such proof, but as now I haven't seen anything for the failure that happen I believe it is the sole responsibility of the director Abdullah Khan and his DPS.

I am asking for the chance in the future. I welcome the responsible authorities to do any check when they wish. I am confident we will pass their expectations - me as the DPS and Mr Awais Khan as director stepping in the business.

I would like to clarify one more thing to the Committee and the council, and PC Rohomon, that the address that I put down on the consent form was a temporary move and that I only put this down on the consent form. If there was any issue with the application, I can now confirm that I am back at my address Fastpits Road Birmingham B25 8NY. It was not a permanent change but only temporary. If you need me to put another consent form I can provide.



### Ishrat Habib Statement

My name is Ishrat Habib , I was at the premises on the day that two west midlands police officers attended at Broadnews , upon entry the police officers never identified themselves as police officers to me , they came across food and drink suppliers I say this because they were looking at confectionary items. One of the police officer asked me for Mr Sritharan Mailraganam , they had a really hard time pronouncing Mr Sritharan Mailraganam name. It took him three attempts and still couldn't get it right. By that time I have stopped listening to what he has to say thinking he was a food company rep trying to sell stock. He was standing more than 10 feet away and I was dealing with customer and the shop front door was opened and street noise filled the shop. Then he went on to saying that he needed to speak with someone. I had assume it was about purchasing the stock so I called Mr Mir Awais Khan, as he is the stock manager. That is what I have been told - if any food rep comes to call Mr Khan.

I have told the police officer I called Mr Khan - he is on the way. The police officer then asked me what does mr Awais Khan do here in the shop. I pointed to confectionery items and said he manages this. The officer replied OKAY.

In the meanwhile some customer approaches the counter after dealing with the customers I had asked the same officer what is it regarding, then he approached the shop counter and produced a west midland police badge and said he was here to speak to someone regarding the new license and then he stepped back away and started walking up and down in the shop. So I had called Mr Awais Khan again to tell him the two people are not company reps but in fact, west midlands police and they wanted to speak someone regarding the application for A1 Broadnews.

By that time more customers have come into the shop with their kids and they were being difficult to manage, i.e picking things up and putting them back. Their mothers told the children off touching the items. While this was going on both officers proceeded to walk off the premises but before they left , they had one of them asked me a questions on the lines of " who owns the alcohol". I found that questions a bit strange then I have pointed to Mr Abdullah Khan personal license which is located on the cigarrete counter and said "him". I don't know why he would asked such a question but that's what I heard. I wasn't sure at the question but at the same I didn't want to annoy him by asking him to repeat the question as he is a police officer and I thought he might get offended of me asking to repeat himself in front of customers, so I left it alone.

Both officers then walked off the premises saying they would be waiting outside.

I failed the test purchase that trading standard carried out and I know there is nothing I can say or do to change that. I have never taken any training from Mr Awais Khan nor do I answer to him, he is a stock controller and I know there isn't going to be a job position for me when the lease is surrendered back to the landlord. I am truly sorry for the lapse in my judgment, I want to say sorry to everyone for letting them down. I am putting their livelihood at risk for my fault. I am sorry that Mr Awais Khan is being treated unfairly and being accountable for my actions. All I can ask that Committee give him a fair chance, he shouldn't be punished for my actions.

On the 20<sup>th</sup> of Feb 2020, I was covering for employee Miss Shazia Begum. The officers assumed that I was covering for the man who came in and said words on the lines of is it you who supposed to be covering. The man replied No. He was only an employee and have no responsibility for the business. That man was Mr. Awais Khan.

### Mir Awais Khan statement

My name is Mir Awais Khan and I was employed as a stock manager at Broadnews. I want to make a few things clear that I didn't fail any test purchase and I have gained my Level 2 Award as Personal License holder accredited on the 30<sup>th</sup> of March 2020.

I want it clear that I do know there is an accusation made regarding sale of alcohol to a fifteen year old boy which trading standard have put forward in their objections. I want to make it clear that I did not make any underage sale and I am unhappy the accusation being put towards me like this. I would never make a mistake like this. The fact I feel I being punished for continuing my employment at Broadnews. I can't walk out of a paying job and rely on benefits when I am able and willing to work. I haven't done anything wrong. I didn't fail a trading standard test purchase and I was not there when it happened.

My job was only to check and order and manage the stock. I know there was a discussion about the shop which is currently on rent being surrendered back to the landlord. I was approached by Mr Adil Siddique who is the landlord of the property to take up within the new company as I have my pass certificate in personal licensing. Again I have never been ever involved in the irresponsible act of failure.

I only agreed to join Mr. Adil Siddique if I was on equal footing. At the present I am a stock manager and I have no say in how the company is run or what staff training is given while in my opinion I have got nothing to do with this role because this is between the director and the DPS of the company.

I feel that all the blame is put on my feet and I was on a 24 hour contract.

I attended the premises when the two police officers made the visit. I was told on the first call I had from Miss Habib that there was people who wanted to speak to someone, possibly regarding purchasing stuff so I have made my way to the store. Not long after that call I received the second phone call to tell me there were not company reps but in fact west midlands police and they wanted to speak with someone regarding my license application. So I continued to make my way to store as I am the appointed director for A1 Broadnews and I could discuss any issues they had.

When I had approach the store, I had seen two males waiting outside, because of Covid-19 I think one of the officer approached my from a distance of 5 to 6 feet. The first question that was put to me was , do you know who is your DPS? I replied Yes - Mr Adil Siddique, because that is who is put down on the new application. The officer replied No.

I thought a mistake may have been made while submitting the application then the officer mentioned “ It is Mr Srisanth”. Then I had realise after a brief conversation that they are not talking about new application, but they talking about current license. When I realised there was a misscommunication I had told the officer that I am the stock manager and I then called Mr Abdullah Khan.

At the time I didn't have the authorisation to deal with these things. I am not the DPS nor the tenant of this shop. I came under the belief that they wanted to speak about the new application but not the current license. During the discussion the same office had asked me what is my relation to Mr Abdullah Khan. The way in which it was said I was a bit taken back by the officer assumption that every one with the name Khan is related to each other and I have said no relation. The officer said so he is like a friend that's what I heard. My reply was something like that its employer employee.

At some point during the discussion the officer mention that Mr Srinath is the DPS currently. I had told him how many times I have seen him, the fact I am only 24 hour contract and I wasnt there whole time and I am part time. I could only tell him how many times I have seen the DPS.

As the shop opening hours 7am to 11pm, 7 days a week which comes to 112 hours a week. If you take my 24 hours from that, the shop is nearly open 88 hours more in the week. I do not think past failure at the shop is down to me.



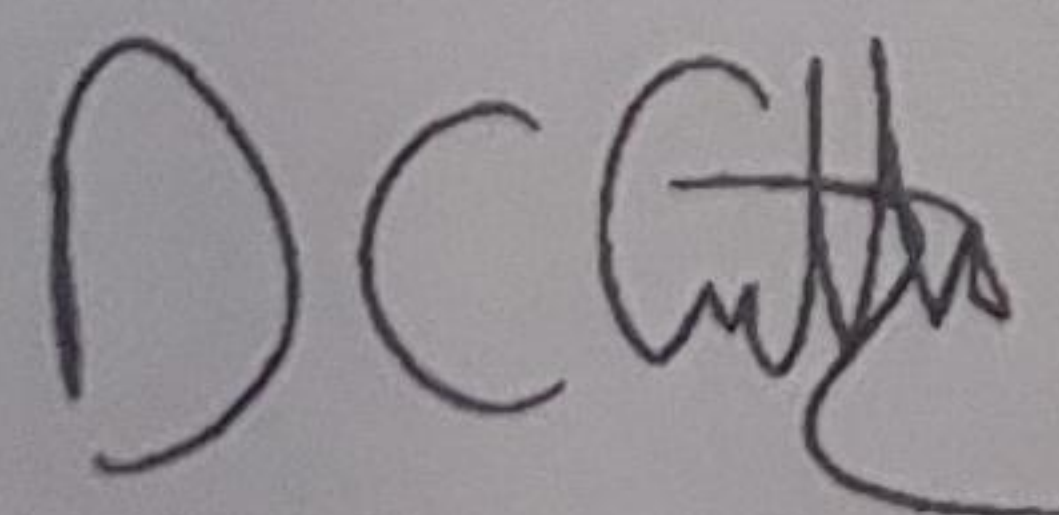
**Mir Awais Khan**

**Credit/s Awarded**

Unit Title	Unit Code	Credit(s)	Level
Legal And Social Responsibilities Of A Personal Licence Holder	D/616/6782	1	Level Two

Qualification Approval No: 603/2603/7  
Learner ID: 13256841  
Award Date: 23 Mar 2020  
Certificate No: 5927946 (2)

Item 5



David C Gittins  
Chief Executive Officer



Heat Reactive  
Touch me to validate



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This is to certify that

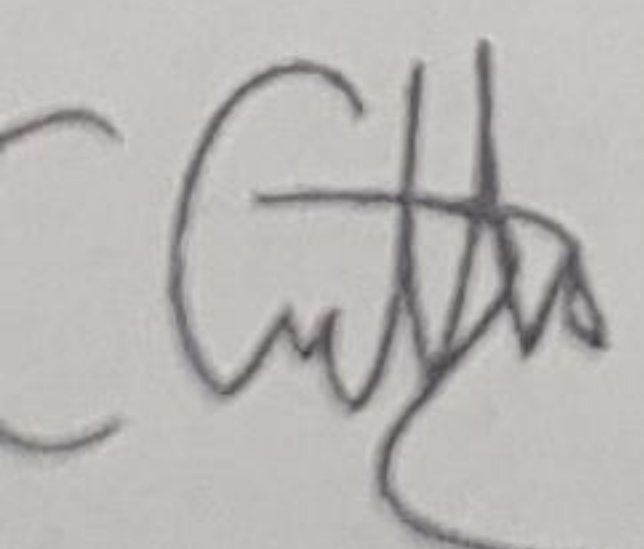
**Mir Awais Khan**

has achieved the following Qualification

**LASER Level 2 Award for Personal Licence Holders**

Qualification Approval No: 603/2603/7  
Learner ID: 13256841  
Award Date: 23 Mar 2020  
Certificate No: 5927946 (2)

Item 5

  
C. Gittins  
Executive Officer



Heat Reactive



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West Midlands Police

Supporting documentation

Broad News, 83 Broadstone Road, Birmingham

<b>PAGE(S)</b>	<b>DOCUMENT(S)</b>
<b>1 to 8</b>	<b>Crime report 19/1/2020</b>
<b>9 to 17</b>	<b>Crime report 13/11/2019</b>
<b>17 to 19</b>	<b>Review decision notice 11/5/2020</b>
<b>20 to 22</b>	<b>Statement from Pc Rohomon</b>
<b>23</b>	<b>Statement from Licensing officer Jones</b>



RESTRICTED

# WEST MIDLANDS POLICE OFFENCE REPORT

Page 1 of 2

"RESOLVED"

Offence No. [REDACTED]

## OFFENCE DETAIL

**Offence Code** OF61102      **Description** WOU 47 ASSAULT OCCASIONING ABH  
**Offence Times** Between 17:00 hours Sun 19th Jan 2020  
and 17:15 hours Sun 19th Jan 2020  
**Main File Incident**  
**Location** BROAD NEWS, 83, BROADSTONE ROAD,  
STECHFORD, BIRMINGHAM, WEST MIDLANDS B26 2BY  
**Grid Ref** 414207286417  
**Neighbourhood** BEHD BE STECHFORD AND YARDLEY NORTH      **Sector** YARDLEY

## REPORTING DETAIL

**Reported Time** 17:15 hours Sun 19th Jan 2020  
**How Reported** Other

**Received By** PC 22486 GILBERT

## VICTIM DETAILS

**Nominal Ref.** [REDACTED]      **VICT**  
**Name** [REDACTED]  
**Maiden Name**  
**Address** [REDACTED]  
**Home** [REDACTED], WEST MIDLANDS B33 8RY  
**Home Tel.** [REDACTED]      **Work Tel.**  
**Mobile Tel.** [REDACTED]  
**Sex** Male      **D.O.B.** [REDACTED]      **Age** 29 Years  
**Place of Birth** PAKISATAN  
**Marital Status**      **Ethnic Appearance** ASIAN  
**Occupation**  
**Injury Code** SLIGHT  
**Description** 2 FAINT NAIL MARKS ON LEFT THUMB

## MODUS OPERANDI & PROPERTY

OASIS LOG 1783/19/01/2020

OFFENDER ENTERED THE SHOP ASKING FOR SOME ALCOHOL ON HIS TAB. IP HAS REFUSED TO GIVE HIM ANYMORE BEER UNTIL HE PAID HIS TAB UP. OFFENDER GRABBED THE IP BY HIS HAND TRYING TO PULL HIM OVER THE COUNTER AND CAUSING 2 SMALL NAIL MARKS TO HIS LEFT THUMB. OFFENDER HAS THE LEFT THE SHOP GOT INTO HIS VEHICLE AND DRIVE OFF IN IN UNKNOWN DIRECTION MAKING GOOD HIS ESCAPE

## ALL OTHER ROLES NOT PREVIOUSLY LISTED

**Type** INPT      **Name** CIV 53796 BROWN  
**Nominal Ref** 3223415M  
**Reason**

**Date** : 05-MAY-20 14:51:47      **Oracle User** : PORTAL\_USER





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# WEST MIDLANDS POLICE OFFENCE REPORT

Page 2 of 2

"RESOLVED"

Offence No. [REDACTED]

Type **SUSP**

Name [REDACTED]

D.O.B. [REDACTED]

Nominal Ref [REDACTED]

Ethnic Appearance **ASIAN**

Reason

\*\*\*End of Report \*\*\*





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## WEST MIDLANDS POLICE

Page 1 of 6

### INVESTIGATION LOG

"DETECTED"

Offence / Incident No. [REDACTED]

#### OFFENCE / INCIDENT DETAILS

Status	VALIDATED
Offence Code	OF61102
Offence Address	WOU 47 ASSAULT OCCASIONING ABH BROAD NEWS, 83, BROADSTONE ROAD, STECHFORD, BIRMINGHAM, WEST MIDLANDS B26 2BY
Committed	19/01/2020 17:00:0019/01/2020 17:15:00
Neighbourhood	BE STECHFORD AND YARDLEY NORTH

#### Investigation Log

GRAHAM\_22633 CONTACTED [REDACTED] ON 19 JAN 2020 AT 18:45:18 BY TEXT MESSAGE TO NUMBER [REDACTED]

GENERAL LOG ENTERED BY GRAHAM\_22633, ON 19 JAN 2020 AT 18:45:34:  
OASIS LOG NO 1783 OF 19/01/2020

OFFENCE LOCATION 1 BROAD NEWS, 83 BROADSTONE ROAD, STECHFORD

VICTIM DETAILS 1 [REDACTED]

OFFENDER DETAILS 1 [REDACTED]

CIRCUMSTANCES 1 THE VICTIM IS THE STORE MANAGER OF BROADSTONE ROAD, WITH THE OFFENDER BEING A REGULAR CUSTOMER. THE OFFENDER HAS PREVIOUSLY BEEN PROVIDED WITH CREDIT FROM THE STORE HOWEVER THE VICTIM HAS BEEN ADVISED BY THE STORE OWNER THAT THIS CAN NO LONGER BE DONE.

TODAY THE OFFENDER HAS GONE TO THE STORE AND HAS SELECTED FOUR CANS OF BEER FROM THE FRIDGE, HE HAS PLACED THEM ON THE COUNTER AND HAS SAID TO THE VICTIM TO GIVE THEM TO HIM ON CREDIT. THE VICTIM HAS ADVISED THE OFFENDER THAT HE IS NO LONGER ABLE TO DO THAT. THE OFFENDER HAS BECOME IMMEDIATELY AGGRESSIVE AND STARTED HOSUTING AND SWEARING AT THE VICTIM IN [REDACTED] STATING THINGS SUCH AS 1 MOTHER FUCKER 1. THE VICTIM HAS ASKED THE OFFENDER TO LEAVE HOWEVER HE HAS CONTINUED TO BE AGGRESSIVE AND HAS STATED IN ENGLISH 1 [REDACTED] E, I 1 M GONNA COME DOWN ON YOU, YOU 1 RE ALWAYS HERE 1. THE VICTIM HAS AGAIN TOLD THE OFFENDER TO LEAVE, THE OFFENDER HAS THEN LEANT OVER THE COUNTER OF THE STORE AND HAS GRABBED THE VICTIM BY THE LEFT ARM AND HAND, HE HAS DUG IN WITH HIS HAND CAUSING PAIN AND DISCOMFORT AND CAUSING A SMALL INDENTATION ON THE VICTIMS LEFT HAND. THE VICTIM HAS PULLED THEIR HAND AWAY FROM THE OFFENDER AND PRESSED THE PANIC BUTTON WHICH IS INSTALLED AT THE STORE WHICH HAS

Date: 05-MAY-20 14:52:58

Oracle User: ROHOMON\_4075



RESTRICTED

## WEST MIDLANDS POLICE

Page 2 of 6

### INVESTIGATION LOG

VALIDATED

OF61102

AUTOMATICALLY CONTACTED POLICE. THE VICTIM HAS GONE AROUND THE COUNTER AND BEGAN TO USHER THE OFFENDER OUT OF THE STORE, THE OFFENDER HAS CONTINUED TO SWEAR AT THE VICTIM. EVENTUALLY THE VICTIM HAS HAD TO USE REASONABLE FORCE AND PUSH THE OFFENDER OUT OF THE STORE. THE OFFENDER HAS THEN GOT INTO THE DRIVERS SIDE DOOR OF A BLACK HONDA [REDACTED] HE HAS WOUND THE WINDOW DOWN AND HAS CONTINUED TO SHOUT AT THE VICTIM BEFORE DRIVING OFF PRIOR TO POLICE ATTENDANCE. THE VICTIM HAS NOT FELT H.A.D BY THE OFFENDERS WORDS, HE IS ONLY CONCERNED FOR OTHER MEMBERS OF STAFF AND CUSTOMERS.

THE VICTIM ONLY KNEW THE OFFENDER'S NAME AS [REDACTED] A PNC CHECK CONDUCTED BY OFFICERS ON RETURN TO STECHFORD POLICE STATION HAS IDENTIFIED THE REGISTERED KEEPER AND INSURED PARTY AS [REDACTED] AND HE IS THEREFORE BELIEVED TO BE THE OFFENDER IN THIS MATTER. IT WAS EXPLAINED TO THE VICTIM THE ON-GOING PROCESS FOR THIS INVESTIGATION AND THAT CHECKS WOULD NEED TO BE CONDUCTED TO IDENTIFY THE OFFENDER WHO WOULD THEN NEED TO BE INTERVIEWED REGARDING THE MATTER. SUITABLE FOR VOLUNTARY INTERVIEW.

INJURIES & PAIN AND DISCOMFORT TO LEFT HAND. SMALL SKIN INDENTATION, NO LASTING INJURIES OR BREAKING OF SKIN

CCTV & AVAILABLE WITHIN THE STORE. VICTIM DOES NOT HAVE ACCESS BUT WILL OBTAIN CCTV AND DOWNLOAD READY FOR INVESTIGATING OFFICER

HOUSE TO HOUSE & N/A

GENERAL LOG ENTERED BY GRAHAM 22633, ON 19 JAN 2020 AT 18:45:43  
OTHER WITNESSES [REDACTED]

Date: 05-MAY-20 14:52:58

Oracle User: ROHOMON\_4075





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## WEST MIDLANDS POLICE

Page 3 of 6

### INVESTIGATION LOG

VALIDATED

OF61102

VOICE OF THE CHILD : N/A

DASH : N/A

SCENE : N/A

MG11 TAKEN FROM VICTIM : UPLOADED TO CRIMESCAN. VPS HAS BEEN EXPLAINED AND DEFERRED. VICTIM HAS HAPPY AND WILING TO ATTEND COURT AND SUPPORTS A PROSECUTION AT THIS TIME.

SAFEGUARDING MEASURES : VICTIM HAS BEEN ADVISED TO CALL POLICE IMMEDIATELY IF OFFENDER RETURNS. ADVISED VICTIM TO INFORM ALL OTHER STAFF MEMBERS OF THE OFFENDER AND TO OFFER THEM THE SAME ADVICE

OTHER AGENCIES CONTACTED : N/A

DISCLOSURE OF MEDICAL INFORMATION : N/A

PHOTOGRAPHS TAKEN : PC 22486 GILBERT

CLOTHES SEIZED : N/A

PROPERTY STOLEN/DAMAGED - NONE

FLINTS : NO PREVIOUS INCIDENTS BETWEEN THESE TWO PARTIES

GENERAL LOG ENTERED BY BRIDGEWATER\_22084 - SUPERVISOR, ON 19 JAN 2020 AT 19:28:09:  
REPORT REVIEWED.

Date: 05-MAY-20 14:52:58

Oracle User: ROHOMON\_4075



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## WEST MIDLANDS POLICE

Page 4 of 6

### INVESTIGATION LOG

VALIDATED

OF61102

IP STATEMENT OBTAINED.

OFFENDER IDENTIFIED. POSSIBLY SUITABLE FOR VOLUNTARY INTERVIEW.

PLEASE FORWARD TO FCID FOR PROGRESSION.

GENERAL LOG ENTERED BY MARSTON\_0970 - SUPERVISOR, ON 30 JAN 2020 AT 09:38:44:  
PLEASE MAKE CONTACT WITH THE VICTIM TO ENSURE HE IS SUPPORTIVE OF A  
PROSECUTION AND CHASE THE CCTV THAT COVERS THIS OFFENCE.

ARRANGE FOR VI WITH THE SUSPECT

WITNESS MG11 FOR CONSIDERATION AFTER SUSP HAS BEEN INTERVIEWED IF NEEDED.

DS MARSTON

GENERAL LOG ENTERED BY BAYLIS\_23073, ON 02 FEB 2020 AT 19:10:44:  
I HAVE SPOKEN TO THE IP IN THIS MATTER AND HE HAS INFORMED ME THAT THE OFFENDER  
HAS SINCE ATTENDED THE STORE AND APOLOGISED FOR ACTIONS AND THAT HE STATED  
THAT HE WOULD NOT BE RETURNING TO THE STORE AGAIN. THE IP ASKED ME ABOUT  
ISSUING THE SUSPECT WITH A FORMAL BANNING NOTICE, I INFORMED HIM THAT THE STORE  
WOULD HAVE TO ISSUE THIS THEMSELVES AND THAT THE POLICE WOULD NOT BE ABLE TO  
DO THIS FOR HIM, I TOLD HIM I COULD SEND THE SUSPECT A LETTER ADVISING HIM TO NOT  
ATTEND THE STORE IN FUTURE DO TO THIS INCIDENT.

THE IP STATED HE IS NO LONGER IS WISHING TO SUPPORT A PROSECUTION DUE TO THE  
OFFENDER APOLOGISING FOR HIS ACTIONS, THE IP IS HAPPY FOR THE OFFENDER TO BE  
OFFERED WORDS OF ADVISE AND FOR A LETTER BEING SENT TO THE OFFENDER ADVISING  
HIM NOT TO ATTEND THE STORE.

I WILL MAKE CONTACT WITH THE OFFENDER ISSUING HIM WORDS OF ADVICE AND SEND HIM  
A LETTER ADVISING HIM NOT TO ATTEND THE STORE.

Date: 05-MAY-20 14:52:58

Oracle User: ROHOMON\_4075





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## WEST MIDLANDS POLICE

Page 5 of 6

### INVESTIGATION LOG

VALIDATED

OF61102

GENERAL LOG ENTERED BY BAYLIS\_23073, ON 02 FEB 2020 AT 21:54:12:  
I HAVE SPOKEN TO THE OFFENDER IN THIS MATTER WHO HAS DENIED ASSAULTING THE IP IN ANYWAY, THE OFFENDER STATED THAT IT WAS A VERBAL ARGUMENT ONLY BETWEEN HIMSELF AND THE IP DUE TO THE FACT THAT THE OFFENDER OWED OUTSTANDING MONEY ON HIS TAB FOR ALCOHOL. THE OFFENDER SAID THE IP PRESSED THE PANIC ALARM INSIDE OF THE STORE DURING THE ARGUMENT AND DEMANDED HIM TO LEAVE, THE OFFENDER SAID HE LEFT IN A PEACEFUL MANNER.

THE OFFENDER INFORMED ME THAT HE APOLOGISED TO THE IP FOR THE ARGUMENT A FEW DAYS AFTER THE INCIDENT AND TOLD THE IP THAT WILL SEND HIS SON TO THE STORE TO SETTLE UP THE £14 THAT HE OWES ON HIS TAB AND SAID THAT HE HIMSELF WILL NOT ATTEND THE STORE AGAIN IN FUTURE.

THE IP IS NOT WILLING TO SUPPORT A PROSECUTION AND IS HAPPY THAT THE OFFENDER APOLOGISED FOR HIS ACTIONS STATING THAT HE WILL SETTLE UP THE TAB IMMINETLY AND WILL NOT ATTEND THE STORE AGAIN. THERE IS NO CCTV OF THIS OFFENCE BECAUSE THE IP INFORMED ME THAT IT ONLY LASTS ON THE SYSTEM FOR THREE DAYS.

I STRONGLY ADVISED THE OFFENDER IN THIS MATTER TO NOT ATTEND THE STORE AGAIN IN CASE A FURTHER INCIDENT TAKES PLACE.

I RESPECTFULLY RECOMMEND THIS MATTER TO BE FILED.

ENTERED BY MARSTON\_0970, ON 03 FEB 2020 AT 07:48:40:  
STATUS OF SUSPECT ~~SHIRAZ AHMED~~ Male, CHANGED TO 'NO FURTHER ACTION'

GENERAL LOG ENTERED BY MARSTON\_0970 - SUPERVISOR, ON 03 FEB 2020 AT 08:28:48:  
I HAVE DISCUSSED THIS MATTER WITH THE OIC. THE VICTIM HAS BEEN SPOKEN TO AND IT APPEARS TAHT THS HAS BEEN SORTED OUT NOW. HE WOULD LIKE AN APOLOGY FROM THE SUPSETC.

Date: 05-MAY-20 14:52:58 Oracle User: ROHOMON\_4075





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## WEST MIDLANDS POLICE

Page 6 of 6

### INVESTIGATION LOG

VALIDATED

OF61102

THEREFORE I CONSIDERED A PCR. SUSPECT HAS BEEN SPOKEN TO HOWEVER DENIES AN ASSAULT, STATING THAT THE VICTIM WAS JUST AS MUCH.

AS HE HAS NOT ADMITTED THE OFFENCE A PCR IS NOT APPROPRIATE. I SEE LITTLE GAIN IN CONDUCTING A VI AS HIS STANCE WILL NOT CHANGE AND I DO NOT BELIEVE THERE IS SUFFICIENT EVIDENCE TO CONSIDER CHARGE.

DS 0970 MARSTON

ENTERED BY MARSTON\_0970, ON 03 FEB 2020 AT 08:28:58:

INVESTIGATION CLOSED

OUTCOME CODE OC15 ASSIGNED TO SUSPECT

AS PORTAL

\*\*\* End of Report \*\*\*

Date: 05-MAY-20 14:52:58

Oracle User: ROHOMON\_4075

8



RESTRICTED

# WEST MIDLANDS POLICE

## OFFENCE REPORT

Page 1 of 2

"RESOLVED"

Offence No. [REDACTED]

### OFFENCE DETAIL

**Offence Code** CJ88001 **Description** COMMON ASSAULT  
**Offence Times** Between 09:30 hours Wed 13th Nov 2019  
and 09:43 hours Wed 13th Nov 2019  
**Main File Incident** [REDACTED]  
**Location** BROAD NEWS, 83, BROADSTONE ROAD,  
STECHFORD, BIRMINGHAM, WEST MIDLANDS B26 2BY  
**Grid Ref** 414207286417  
**Neighbourhood** BEHD BE STECHFORD AND YARDLEY NORTH **Sector** YARDLEY

### REPORTING DETAIL

**Reported Time** 09:43 hours Wed 13th Nov 2019  
**How Reported** EMERGENCY TELEPHONE CALL 999

**Received By** PC 7796 LIVINGSTON

### VICTIM DETAILS

**Nominal Ref.** [REDACTED] **VICT**  
**Name** [REDACTED]  
**Maiden Name** [REDACTED]  
**Address** [REDACTED]  
**Home** STECHFORD, BIRMINGHAM, WEST MIDLANDS [REDACTED]  
**Home Tel.** [REDACTED] **Work Tel.** [REDACTED]  
**Mobile Tel.** [REDACTED]  
**Sex** [REDACTED] **D.O.B.** [REDACTED] **Age** 29 Years  
**Place of Birth** [REDACTED]  
**Marital Status** [REDACTED] **Ethnic Appearance** ASIAN  
**Occupation** [REDACTED]  
**Injury Code** NONE  
**Description** [REDACTED]

### MODUS OPERANDI & PROPERTY

INCIDENT 628 OF THE 13/11/2019  
BMT OFFENDERS HAVE ENTERED THE SHOP TO SPEAK WITH THE STAFF MEMBER ABOUT SELLING ALCOHOL AND CIGARETTES TO UNDER AGE CHILDREN. THE STAFF MEMBER HAS CALLED THE MANAGER (IP) AND HIS WIFE TO ATTEND. AFTER THEIR ATTENDANCE IT IS ALLEGED THAT OFFENDERS HAVE PUNCHED HIM TO HIS CHEST CAUSING NO INJURY

### FURTHER INFORMATION

#### **Crime Interests**

PUBLIC PLACE VIOLENCE

### ALL OTHER ROLES NOT PREVIOUSLY LISTED

Date : 05-MAY-20 14:53:50 Oracle User: PORTAL\_USER

9





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# WEST MIDLANDS POLICE OFFENCE REPORT

Page 2 of 2

"RESOLVED"

Offence No. 20BE/268276N/19

Type **INPT** Name CIV 52854 SPARROW  
Nominal Ref 1258511X  
Reason

Type **SUSP** Name [REDACTED] D.O.B. [REDACTED]  
Nominal Ref [REDACTED] Ethnic Appearance WHITE NORTH EU  
Reason

Type **SUSP** Name [REDACTED] D.O.B. [REDACTED]  
Nominal Ref [REDACTED] Ethnic Appearance WHITE NORTH EU  
Reason

\*\*\* End of Report \*\*\*



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## WEST MIDLANDS POLICE

Page 1 of 7

### INVESTIGATION LOG

"DETECTED"

Offence / Incident No. 20BE/268276N/19

#### OFFENCE / INCIDENT DETAILS

Status	VALIDATED
Offence Code	CJ88001
Offence	COMMON ASSAULT
Address	BROAD NEWS, 83, BROADSTONE ROAD, STECHFORD, BIRMINGHAM, WEST MIDLANDS B26 2BY
Committed	13/11/2019 09:30:0013/11/2019 09:43:00
Neighbourhood	BE STECHFORD AND YARDLEY NORTH

#### Investigation Log

CRIMES SERVICE TEAM LOG ENTERED BY SPARROW\_52854, ON 13 NOV 2019 AT 12:11:16:  
INCIDENT 628 OF THE 13/11/2019 - LINKED TO 4 OTHER CRIME REPORTS.

GENERAL LOG ENTERED BY NORTON\_20192, ON 13 NOV 2019 AT 13:07:45:  
INITIAL POLICE ACTION  
¿ TIME AND DATE OF LOG ¿ INCIDENT 628 OF THE 13/11/2019 ¿ COUNTER ALLEGATION LOG  
640 OF 13/11/19  
¿ LOCATION OF INCIDENT: BROADSTONE NEWS, 83 BROADSTONE ROAD, STECHFORD

PERSONS INVOLVED ¿ BOTH VICTIMS AND WITNESSES:  
ALL INDIVIDUAL CRIMES LISTED NEXT TO EACH VICTIM AND MATCHED TOGETHER

20BE/268269U/19 ¿ COMMON ASSAULT

1. NAME: [REDACTED]
2. ADDRESS: [REDACTED]
3. CONTACT DETAILS: [REDACTED]

20BE/268282E/19 ¿ 47 ASSAULT

4. NAME: [REDACTED]
5. ADDRESS: [REDACTED]
6. CONTACT DETAILS: [REDACTED]

20BE/268276N/19 ¿ COMMON ASSAULT

7. NAME: [REDACTED]
8. ADDRESS: [REDACTED]
9. CONTACT DETAILS: [REDACTED]

Date: 05-MAY-20 14:54:22 Oracle User: ROHOMON\_4075







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# WEST MIDLANDS POLICE

Page 2 of 7

## INVESTIGATION LOG

VALIDATED

CJ88001

20BE/268287W/19 ; COMMON ASSAULT

1. NAME: [REDACTED]
2. ADDRESS: [REDACTED]
3. CONTACT DETAILS: [REDACTED]

4. NAME: [REDACTED]
5. ADDRESS: [REDACTED]
6. CONTACT DETAILS: [REDACTED]

20BE/268293M/19 ; COMMON ASSAULT

- 1) [REDACTED] - [REDACTED]

### CIRCUMSTANCES:

#### 1. DETAILS OF INCIDENT

THE FIRST 999 CALL WAS FROM ONE OF THE IP'S AT BROADSTONE NEWS ([REDACTED]) STATING THAT THERE WAS A DISTURBANCE IN THE SHOP AND 3 PEOPLE HAVE BEEN ATTACKED ([REDACTED]).

THE SECOND 999 CALL WAS FROM [REDACTED] SHE STATING THAT SHE JUST BEEN ASSAULTED BY SHOP KEEPER, HOLDING HER BABY. THEY ARE NOW THREATENING TO DAMAGE HER CAR. [REDACTED] WILL MOVE HER CAR AS SHE IS WORRIED ABOUT IT.

Date: 05-MAY-20 14:54:22

Oracle User: ROHOMON\_4075

12





RESTRICTED

## WEST MIDLANDS POLICE

Page 3 of 7

### INVESTIGATION LOG

VALIDATED

CJ88001

GENERAL LOG ENTERED BY NORTON\_20192, ON 13 NOV 2019 AT 13:08:06:  
OFFICERS FIRST ATTENDED BROADSTONE NEWS, 83 BROADSTONE ROAD, STECHFORD. ALL 3 IP<sub>2</sub>S (██████████████████) WERE OUTSIDE THE SHOP AND VERY IRRATE. THEIR VERSION IS THAT ██████ WAS ON HER OWN SERVING IN THE SHOP WHEN THE TWO OFFENDERS (██████████████████) CAME IN AND REQUESTED TO SPEAK TO THE MANAGER ABOUT HIM SELLING ██████'S 15 YEAR OLD SON AND OTHER UNDERAGE CHILDREN ALCOHOL. THE OFFENDERS HAVE REFUSED TO LEAVE UNTIL THEY HAVE SPOKEN TO THE MALE IN CHARGE WHO IS RESPONSIBLE. ██████ HAS MADE A CALL AND THEN HER BROTHER AND SISTER IN LAW (██████████████████) HAVE TURNED UP. THE 2 OFFENDERS HAVE LAUNCHED AT ██████ AND IN THE PROCESS OF ██████ TRYING TO GET INBETWEEN THEM, SHE HAS BEEN PUNCHED TO THE LEFT SIDE OF HER FACE. ██████ STATES THAT SHE WAS HEADBUTTED, PUNCHED TO THE FACE AND DRAGGED ON THE FLOOR BY THE LARGER OF THE TWO OFFENDERS WHICH IS ██████. ALL IP<sub>2</sub>S STATED THAT THE TWO OFFENDERS WERE RACIALLY ABUSIVE TOWARDS THEM BUT DID NOT ELABORATE.

THERE IS GOOD CCTV COVERAGE IN AND OUT OF THIS SHOP AND WHEN OFFICERS ASKED ██████ WHO SAID HE IS THE MANAGER TO VIEW THE FOOTAGE, HE SAID THAT THE DOOR WAS LOCKED TO THE CCTV ROOM AND ONLY THE OWNER COULD OPERATE IT AND HE WAS AWAY FOR APPROX ONE WEEK. ██████ SAID THAT THERE WERE WITNESSES IN THE SHOP AT THE TIME OF THE INCIDENT THAT HE KNEW AND THEN WHEN ASKED ABOUT THESE WITNESSES IT CHANGED TO ONE PERSON WHO LIVES UP THE ROAD AND HE WOULD FIND OUT HER NUMBER AND PASS IT ON.

OFFICERS PHONED THE MOBILE THAT ██████ HAD CALLED 999 ON TO ASCERTAIN WHERE SHE WAS. SHE CONFIRMED THAT SHE WAS WAITING AT HER HOME ADDRESS FOR OFFICERS. UPON ATTENDANCE SHE WAS WITH HER SISTER ██████ AND HER SON ██████ AGED 18 MONTHS. ██████ STATED THAT SHE HAD FOUND SOME CANS OF BEER IN HER 15 YEAR OLD SON'S ROOM AND QUESTIONED WHERE HE HAD BOUGHT IT FROM. HE TOLD HER BROADSTONE NEWS AND THIS WAS NOT THE FIRST TIME THAT THE SHOPKEEPER HAS SOLD UNDERAGE KIDS CIGARETTES AND ALCOHOL. ██████ SAID THAT SHE WOULD GO TO THE

Date: 05-MAY-20 14:54:22

Oracle User: ROHOMON\_4075





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## WEST MIDLANDS POLICE

Page 4 of 7

### INVESTIGATION LOG

VALIDATED

CJ88001

SHOP WITH [REDACTED] TO QUESTION THE MANAGER AND SHOW HIM PHOTOS OF HER SON AND HIS MATES SO THAT HE WOULD KNOW THAT THEY ARE UNDERAGE AND NOT TO SERVE THEM.

[REDACTED] SAID THAT [REDACTED] WAS NOT TAKING ANY RESPONSIBILITY AND SHE DEMANDED TO SPEAK TO MANAGEMENT. [REDACTED] MADE A PHONE CALL AND [REDACTED] STORMED INTO THE SHOP. [REDACTED] WAS VERY AGGRESSIVE AND LAUGHED AT [REDACTED] WHO WAS HOLDING HER SON IN HER ARMS. [REDACTED] HAS HIT THE CHILD TO HIS FACE. [REDACTED] HAS SEEN [REDACTED] HIT HER NEPHEW AND PUSHED HER AWAY. A SCUFFLE HAS THEN BROKEN OUT. THREATS TO DAMAGE [REDACTED] CAR WERE MADE CAUSING THEM TO MOVE IT AND WAIT FOR POLICE AT HOME.

2. DETAILS OF INJURIES, WHERE TREATED AND BY WHOM  
ONLY PERSON WITH A VISIBLE INJURY IS [REDACTED] WHO HAD A GRAZE TO HER RIGHT KNEE AND ANKLE.

3. ACCOUNTS FROM WITNESSES.  
NONE PRESENT

ENQUIRIES COMPLETED.

1. IP STATEMENTS & NO STATEMENTS TAKEN AT THIS TIME. SHOP IP'S WERE LEFT AT LOCATION IN ORDER TO IDENTIFY AND SPEAK TO OFFENDERS/OTHER IP'S WHO HAD LEFT THE SCENE. ONCE IDENTIFIED AND COUNTER ALLEGATIONS HEARD IT BECAME APPARENT THAT THERE WOULD BE NOTHING GAINED BY TAKING STATEMENTS FROM [REDACTED]

Date: 05-MAY-20 14:54:22

Oracle User: ROHOMON\_4075



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## WEST MIDLANDS POLICE

Page 5 of 7

### INVESTIGATION LOG

VALIDATED

CJ88001

AND [REDACTED] UNTIL CCTV COULD BE VIEWED AND ALLEGED INDEPENDENT WITNESS SPOKEN TO. ALLEGED OFFENDERS ARE ALSO IP<sub>2</sub>S WHO WOULD NEED TO BE DEALT WITH IN THE SAME WAY.

2. CCTV CHECKS COMPLETED. CCTV INSIDE AND OUTSIDE OF BROADSTONE NEWS. CONTACT [REDACTED] TO VIEW WHEN HE IS BACK FROM HOLIDAY IN ONE WEEK.

CCTV OUTSIDE CASPIAN PIZZA MAY CAPTURE THE FIGHT SPILLING OUT ONTO THE STREET. CASPIAN WAS CLOSED.

#### OUTSTANDING ACTIONS.

CCTV INSIDE SHOP IS THE ONLY REAL EVIDENCE THAT WILL DETERMINE IF THERE ARE ACTUAL IP<sub>2</sub>S WITH OFFENDERS WORTH PROSECUTING OR THIS IS AN AFFRAY WITH EQUAL BLAME.

GENERAL LOG ENTERED BY EVANS\_5659 - SUPERVISOR, ON 13 NOV 2019 AT 15:35:41:  
\*\*\* PLEASE CROSS REF 20BE/268282E/19, 20BE/268269U/19, 20BE/268276N/19, 20BE/268287W/19  
AND 20BE/268293M/19 \*\*\*

I HAVE REVIEWED THIS MATTER AND AM SATISFIED THAT A PROPORTIONATE PRIMARY INVESTIGATION HAS BEEN CONDUCTED.

IP STATEMENTS REMAIN OUTSTANDING AS THERE ARE NUMEROUS COUTNER ALLEGATIONS THAT CAN BE NEGATED BY WATCHING THE CCTV.

Date: 05-MAY-20 14:54:22 Oracle User: ROHOMON\_4075





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## WEST MIDLANDS POLICE

Page 6 of 7

### INVESTIGATION LOG

VALIDATED

CJ88001

CCTV NOT AVAILABLE TO BE WATCHED UNTIL 1 WEEKS TIME

FOR ALLOCATION TO THE APPROPRIATE INVESTIGATION TEAM FOR REVIEW AND PROGRESSION

GENERAL LOG ENTERED BY PRASAD\_22959, ON 09 DEC 2019 AT 08:27:24:  
CALLED IP AND THEY HAVE STATED THAT THEY ARE THE MANAGER OF THE STORE. THE  
CCTV IS ONLY RETAINED FOR THREE DAYS AND THEREFORE IT IS NO LONGER AVAILABLE.

I HAVE INFORMED IP THAT I AM OIC AND WILL BE HANDLING THIS CASE.

ENTERED BY WEAVER\_20588, ON 29 FEB 2020 AT 07:53:56:  
STATUS OF SUSPECT ~~XXXXXXXXXXXXXXXXXXXX~~, CHANGED TO 'NO FURTHER ACTION'

ENTERED BY WEAVER\_20588, ON 29 FEB 2020 AT 07:54:02:  
STATUS OF SUSPECT ~~XXXXXXXXXXXXXXXXXXXX~~ Not Stated, CHANGED TO 'NO FURTHER ACTION'

ENTERED BY WEAVER\_20588, ON 29 FEB 2020 AT 07:57:45:  
INVESTIGATION CLOSED  
OUTCOME CODE OC15 ASSIGNED TO SUSPECT ~~XXXXXXXXXXXXXXXXXXXX~~ FEMALE  
I HAVE DISCUSSED THIS CASE WITH THE OIC. THIS REPORT RELATES TO 5 CRIMES NUMBERS  
WHEREBY COUNTER ALLEGATIONS HAVE BEEN MADE REARDING AN ASSAULT INSIDE A  
SMALL CONVENIENCE STORE. IN ESSENCE, FAMILY MEMBERS HAVE ATTENDED THE SHOP  
TO RAISE CONCERNS ABOUT THE SHOP SELLING ALCOHOL TO UNDERAGE CHILDREN AND  
THE FAMILY WORKING IN THE SHOP HAVE BECOME INVOLVED IN AN ARGUEMENT.

NUMEROUS ASSAULTS HAVE BEEN CRIMED, YET THERE ARE NO INDEPENDANT WITNESSES  
AND THE CCTV WITHIN THE STORE IS NOT WORKING.

Date: 05-MAY-20 14:54:22 Oracle User: ROHOMON\_4075





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## WEST MIDLANDS POLICE

Page 7 of 7

### INVESTIGATION LOG

VALIDATED

CJ88001

THIS MATTER IS THEREFORE ONE WORD AGAINST ANOTHER AND WILL THEREFORE BE DIFFULT TO PROVE.

THERE WERE CONCERNS OVER A CHILD BEING ASSAULTED, YET CHILDRENS SERVICES ARE INVOLDED.

TRADING STANDARDS ARE ALSO AWARE OF THE CONCERNS RE SELLING ALCOHOL TO UNDERAGE CHILDREN.

THIS MATTER WILL BE FILED.

THE OIC WILL UPDATE THE IP'S AS TO THIS AND THE REASONS WHY.

PRASAD\_22959 CONTACTED Mr [REDACTED] BY TELEPHONE CALL TO MOBILE NUMBER (0 [REDACTED]) Called IP and explained that the matter had been filed as there are no independent witnesses and no CCTV available.

\*\*\* End of Report \*\*\*

Date: 05-MAY-20 14:54:22

Oracle User: ROHOMON\_4075





**BIRMINGHAM CITY COUNCIL**

**LICENSING SUB-COMMITTEE - A**

**MONDAY 11 MAY 2020**

**YARDLEY CUT PRICE, 83 BROADSTONE ROAD, YARDLEY, BIRMINGHAM, B26 2BY**

That, having reviewed the premises licence held under the Licensing Act 2003 by Mr Abdullah Khan in respect of Yardley Cut Price, 83 Broadstone Road, Yardley, Birmingham B26 2BY, upon the application of the Chief Officer of Weights and Measures, this Sub-Committee hereby determines that the licence be revoked, in order to promote the prevention of crime and disorder, public safety, and protection of children from harm objectives in the Act.

The Sub-Committee's reasons for revoking the licence are due to concerns expressed by the responsible authorities, namely the Trading Standards department of the City Council, and West Midlands Police.

Trading Standards had submitted a Report to the Sub-Committee explaining that in November 2019, Trading Standards had received an allegation from a local resident which suggested that the shop had been selling alcohol to those under 18 years of age.

Trading Standards therefore visited the shop in the same month, in order to issue a Trader's Notice to advise the management that the underage sale of alcohol was an offence under the Licensing Act 2003, and also to put them on notice that a test purchase exercise (for underage alcohol sale) could be undertaken as a follow-up, to ensure that the licence holder was complying with his responsibilities under the legislation. Test purchasing, which is a regular part of Trading Standards' normal work, is carried out to check compliance with the law – namely whether or not a premises is prepared to sell alcohol to a teenager who is visibly under 18 years of age.

In February 2020 Trading Standards conducted a test purchasing exercise. They visited the Yardley Cut Price premises. On the day in question, two female volunteers were assisting the officers – one a 14 year old, and the other a 15 year old.

On entering the Yardley Cut Price premises, at approximately 11.25am, a Trading Standards officer stood in the shop and observed as the staff member behind the counter allowed the 15 year old volunteer to purchase a four-pack of "WKD", which is an alcopop-style pre-mixed vodka drink of 4% ABV, by selecting it from the shelf, taking it to the counter and paying for it.

The staff member behind the counter who permitted the sale did not ask the 15 year old to show some age-related ID; indeed the staff member did not even ask the

volunteer to state her age. These circumstances did not inspire confidence that the premises was properly managed, properly staffed, or capable of following the law. After leaving the shop with the volunteers, officers returned to the shop to inform the staff member that the underage sale was an offence, and that it would be reported. A further Trader's Notice was issued.

Given that the shop had proven itself incapable of handling sales of alcohol legally, despite being put on notice that a test purchase exercise could be carried out, the recommendation of Trading Standards was that the Sub-Committee should revoke the licence. This proposed course was supported by West Midlands Police, who addressed the Sub-Committee on the impact that underage sales of alcohol have on the licensing objectives.

The Sub-Committee found the information provided by the Police in the Report to be useful in explaining the effects of improper sales of alcohol on youngsters, their families and the emergency services. The Sub-Committee agreed with the Police's conclusion, namely that any licensed premises prepared to take such risks with the licensing objectives was failing to uphold the trust placed in them by the City Council.

The Sub-Committee then heard from the licence holder, through his legal representative. The Sub-Committee gave careful consideration to the licence holder's submissions, but was not remotely satisfied, given the evidence submitted by the two responsible authorities, that the premises was capable of proper operation.

The suggestion from the premises, namely that the appropriate course was to simply add some further conditions and impose a suspension of the licence, was not sufficient to ensure that the licensing objectives would be properly promoted. As the Police observed, conditions were already on the licence to cover proper operation. The issue was that poor management and a lack of responsibility (despite advance warning) were undermining the licensing objectives.

The Sub-Committee was of the view that it was impossible to have any confidence in the premises, given the management style which had been described by the responsible authorities. Accordingly the only course was to revoke the premises licence.

In reaching this decision, the Sub-Committee has given due consideration to the City Council's Statement of Licensing Policy, the Guidance issued under Section 182 of the Licensing Act 2003 by the Secretary of State, the application for review, the written representations received and the submissions made at the hearing.

All parties are reminded that under the provisions contained within Schedule 5 to the Licensing Act 2003, there is the right of appeal against the decision of the Licensing Authority to the Magistrates' Court, such an appeal to be made within twenty-one days of the date of notification of the decision.

The determination of the Sub-Committee does not have effect until the end of the twenty-one day period for appealing against the decision or, if there is an appeal against the decision, until the appeal is heard.

## 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 Abdool Rohomon *bor*

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

Occupation *Police Officer*

This statement (consisting of 3 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) *at C. bor*Date *1/6/2020*Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am the above named officer, currently a serving Police officer within West Midlands Police, I have nearly 29 years service as a Police officer based in Birmingham City.

For the last 18 or so years I have been a licensing officer for Birmingham. I hold numerous qualifications in this field and expertise.

In relation to the supporting documents submitted to West Midlands Police today (1st June 2020) for a licensing for the grant of a premise licence for 83 Broadstone Road, Birmingham, B26 2BY I wish to clarify the following.

In the statement from Adil Siddique, he indicates that I have said he went to the property. I have never spoken with Adil Siddique and in fact only spoken to Mr Awais Khan and Miss Ishrat Habib, I spoke to both of them when we attended the premises on Good Friday (10th April 2020).

In the statement from Abdullah Khan he states that he couldn't surrender the lease due to Covid 19, I find this difficult to believe.

I turn to the statement of Ishrat Habib, in which she says I did not introduce myself. This is simply untrue, I attended the premises with my colleague Chris Jones. We were both in plain clothes as we always do we produced our warrant/id cards and identified ourselves as Police licensing officers.

After identifying ourselves we asked if she was in charge to which we were told she wasn't and that it was someone called Mr Khan. We asked to see Mr Khan about the licence.

As we were waiting I asked Ishrat Habib who was authorising her to sell alcohol, as I saw her make a sale. She said that Mr Khan had done so, and then proceeded to show me where the premises licence was and also that she had passed a licensing qualification.

I did then ask her about Mr Mailvaganam and it is true I had difficulty pronouncing his name, but I had the

Signature *at C. bor*

Signature witnessed by

03/2016

OFFICIAL – (when complete)

20

Crime No. URN 

Statement of Abdool Rohomon

attention of Ishrat Habib and she was very clear in her response that she did not know who this person was.

For Ishrat Habib to say we did not identify ourselves in untrue and that she wasn't paying attention again is untrue, why would she proceed to show me the premise licence and her new qualification which she got from a folder.

We were told Mr Khan was on his way, although the shop wasn't busy I was conscious that we were taking room up in a small shop and that social distancing measures had to be in place. I had a very quick look in one isle where the alcohol was and then said we would wait outside.

I do not recall any children in the premises, in fact it wasn't that busy, as we remained outside I saw a couple of people go into the shop no more. There wasn't heavy traffic noise, as at the time the roads were fairly quiet as the Covid 19 lockdown was being observed.

I only recall Ishrat Habib making one call in our presence to Mr Khan.

I also call in doubt the credibility of the statement of Ishrat Habib, following from our visit we checked all the details of all the persons involved and we found someone with the exact details has a criminal conviction for importing controlled goods into a foreign country for which that person received a sizeable sentence and was then deported out of that country back to the UK.

I even sent an email to the licensing authority, asking if they had received a personal licence application for Habib as we would look to object.

I would say that it took about 5-10 minutes for Mr Khan to attend the shop. When he came to the shop we were both still outside and I called his name and he came over to us, we were standing by our vehicle. As always I produced my warrant card and identified myself as a Police licensing officer.

I asked Mr Khan who the DPS was, and initially he told me the name of the person on the proposed application, when I asked him who the DPS was now as the shop was selling alcohol. Mr Khan mentioned Mr Mailvaganam, I asked him why the lady behind the till had not heard of Mr Mailvaganam and he could give no answer.

I asked if he could contact Mr Mailvaganam as I was not convinced there was an effective DPS in place, as the person behind the till had not even heard of him. Mr Khan stated he needed to go through Abdullah Khan, and he tried to call him several times but could not get through.

I did ask Mr Awais Khan what his relationship was with Abdullah Khan and he said to me that they worked in the shop. Mr Awais Khan stated he had been the manager at the shop for the last 3 years. I then asked Mr Khan if he had met Mr Mailvaganam, he said he had a couple of times, in the years he had been there

Signature 

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)



Crime No. URN 

Statement of Abdool Rohomon

and that he mainly came to bring stock. I asked him if he had a contact number for Mr Mailvaganam, but was told he needed to go through Mr Abdullah Khan.

Mr Awais Khan then told us the Mr Mailvaganam lived in Manchester. At this point I stated to Mr Khan that I did not believe there was an effective DPS in place and as such until they could prove that they had authorisation from Mr Mailvaganam to sell alcohol under his name then they could be committing offences.

We went back into the premises and explained this to Ishrat Habib as well. In is interesting that during the trading standards review hearing that followed our visit, they produced such an authorisation which was in writing and claimed it was there at the premises, this was not the fact at the time we visited.

Mr Awais Khan was involved in the business when the failed test purchase took place, which resulted in the trading standards review application. In the supporting documentation for that we supplied evidence that Mr Awais Khan was involved, in the business at a higher level than he is claiming now.

He is described in a crime report on 19th Jan 2020 as being the store manager, this crime report relates to credit being given for alcohol, something that was then reported at the hearing as being just for milk. The crime report is clear that is states it was for alcohol and the value of £14. The victim (Mr Awais Khan) refuses to give more credit until the tab is paid off, this indicates a higher level of involvement in the operational side of the premises.

In November 2019 West midlands police received a 999 call from the premises, where it was alleged the family of a child had come into the shop to complain and then caused problems. In the MO of the crime report it indicates that the staff member had called the manager, who then becomes one of 5 victims of a crime. This manager is identified as Mr Awais Khan. None of the 5 victims we have recorded for this incident were Abdullah Khan. It shows that the first person the shop assistant called was not Abduulan Khan but Awais Khan, again indicating a higher level of involvement.

This is the date when we received complaints that the premises were selling alcohol and cigarettes to a child of 15 years.

The statements are trying to indicate tha the new proposed licence holders had less of an involvement in the premises than the evidence we have tends to show!.

Signature 

Signature witnessed by .....

03/2016

OFFICIAL – (when complete)

22

**WITNESS STATEMENT**

Crime Number:.....

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

URN

Statement of: Christopher Jones SS410Age if under 18: over 18 (if over 18 insert 'over 18') Occupation: Licensing officer

This statement (consisting of 1 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: [Signature] Date: 01.06.20Tick if witness evidence is visually recorded ☐ (supply witness details on rear)

I am currently employed by West Midlands Police as a licensing officer.

On Friday 10<sup>th</sup> April 2020 I was on duty with my Colleague PC Rohomon when we visited Broad News 83 Broadstone Road. B26 2BY as the premises had submitted a licensing application.

On entering the premises there was a female behind the counter who I now know to be Ishrat Habib. PC Rohomon entered the premises first and introduced himself and me to the member of staff. With both showed her our warrant / ID cards as we were both in plain clothes and both wearing jeans and trainers with a casual top.

PC Rohomon spoke with Habib and asked if she was in charge of the shop at the time, she said she wasn't but would call him and he would come to the shop and speak with us. I now know to be Awais Khan

While we were waiting for the person in charge PC Rohomon asked Habib a question, asking who had authorised her to sell alcohol. She didn't really appear to fully understand the question but gave a name other than the DPS as shown on the current premises licence at the time.

PC Rohomon asked Habib if she knew the DPS as per the premises licence and showed her the name on a copy of the licence. She said she didn't know who that was.

While PC Rohomon was talking with Habib there were a couple of customers in the shop but when they approached the till the conversation stopped in order for Habib to serve the customer and then would restart. The shop door was open but there was none or very little noise coming from outside the premises. The premises itself did not seem very busy with customer footfall.

We decided to wait outside the premises for the male Habib had called as we didn't want to be inside the premises longer than necessary due to self-distancing COVID 19 regulations.

We waited outside for approximately 10 minutes when Khan arrived. He walked towards us after PC Rohomon had called his name, again we introduced ourselves as we had been standing by our car outside the shop.

PC Rohomon had a conversation with Khan regarding the licence application, how long he had been involved in the business and what was the relationship of the current DPS with the business. Khan stated that the DPS lived in Manchester and had only seen on a couple of occasions.

We went back into the shop with Khan and PC Rohomon told both Khan and Habib that if they continued to sell alcohol they may be committing an offence as he believed there was no effective DPS in place to authorise the sale of alcohol.