

# Licensing (Licensing and Gambling) Sub-Committee

Wednesday, 10th October, 2018  
at 6.00 pm

**PLEASE NOTE TIME OF MEETING**

Conference Room 3 - Civic  
Centre

This meeting is open to the public

## **Members**

Three Members drawn from the Licensing  
Committee

## **Contacts**

Democratic Support Officer  
Pat Wood  
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## **PUBLIC INFORMATION**

The Members of the Licensing Committee are Councillors J Baillie, Blatchford, Bogle, Furnell, B Harris, Leggett, McEwing, Parnell, Streets and T Thomas

### **Terms of Reference**

The Sub-Committee deals with licences for which the Council is responsible under the Licensing Act 2003 and Gambling Act 2005, including:-

- Determination of applications for review of premises licences and club premises certificates;
- Determination of representations to applications for premises licences and club premises certificates, variations and various permits;
- Determination of police objections to applications for:
  - Variation of designated premises supervisors
  - Transfer of premises licences
  - Personal licences for the sale of alcohol
- Determination of objections to temporary event notices.

### **Relevant Representations**

Those who have made relevant representations may address the meeting about the matter in which they have an interest. New matters, not raised within a written representation, can not be relied upon at the hearing.

**When dealing with Licensing Act matters the Sub-Committee must only take into account the following statutory Licensing Objectives:-**

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

**Likewise, when dealing with Gambling Act matters the Sub Committee must only take into account the statutory Licensing Objectives below:-**

- Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime
- Ensuring that gambling is conducted in a fair and open way, and
- Protecting children and other vulnerable persons from being harmed or exploited by gambling

The Southampton City Council Strategy (2016-2020) is a key document and sets out the four key outcomes that make up our vision.

- Southampton has strong and sustainable economic growth
- Children and young people get a good start in life
- People in Southampton live safe, healthy, independent lives
- Southampton is an attractive modern City, where people are proud to live and work

**Fire Procedure:-** In the event of a fire or other emergency a continuous alarm will sound and you will be advised by Council officers what action to take.

**Access:-** Access is available for disabled people. Please contact the Democratic Support Officer who will help to make any necessary arrangements.

**Smoking policy:-** The Council operates a no-smoking policy in all civic buildings.

**Mobile Telephones:-** Please switch your mobile telephones to silent whilst in the meeting

**Use of Social Media:-** The Council supports the video or audio recording of meetings open to the public, for either live or subsequent broadcast. However, if, in the Chair's opinion, a person filming or recording a meeting or taking photographs is interrupting proceedings or causing a disturbance, under the Council's Standing Orders the person can be ordered to stop their activity, or to leave the meeting.

By entering the meeting room you are consenting to being recorded and to the use of those images and recordings for broadcasting and or/training purposes. The meeting may be recorded by the press or members of the public.

Any person or organisation filming, recording or broadcasting any meeting of the Council is responsible for any claims or other liability resulting from them doing so.

Details of the Council's Guidance on the recording of meetings is available on the Council's website.

### **Dates of Potential Meetings Municipal Year 2018/19**

Meetings are scheduled on a weekly basis usually at 6pm on a Wednesday evening.

## CONDUCT OF MEETING

### **Terms of Reference**

The terms of reference are contained in the Council's Constitution.

### **Business to be discussed**

Only those items listed on the attached agenda may be considered at this meeting.

### **Rules of Procedure**

The meeting is governed by the Licensing Act 2003 (Hearings) Regulations 2005 and the Council Procedure Rules as set out in Part 4 of the Constitution, so far as it is applicable.

### **Quorum 3**

The minimum number of appointed Members required to be in attendance to hold the meeting is 3.

## **DISCLOSURE OF INTERESTS**

Members are required to disclose, in accordance with the Members' Code of Conduct, **both** the existence **and** nature of any "Disclosable Pecuniary Interest" or "Other Interest" they may have in relation to matters for consideration on this Agenda.

### **DISCLOSABLE PECUNIARY INTERESTS**

A Member must regard himself or herself as having a Disclosable Pecuniary Interest in any matter that they or their spouse, partner, a person they are living with as husband or wife, or a person with whom they are living as if they were a civil partner in relation to:

(i) Any employment, office, trade, profession or vocation carried on for profit or gain.

(ii) Sponsorship:

Any payment or provision of any other financial benefit (other than from Southampton City Council) made or provided within the relevant period in respect of any expense incurred by you in carrying out duties as a member, or towards your election expenses. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.

(iii) Any contract which is made between you / your spouse etc (or a body in which the you / your spouse etc has a beneficial interest) and Southampton City Council under which goods or services are to be provided or works are to be executed, and which has not been fully discharged.

(iv) Any beneficial interest in land which is within the area of Southampton.

(v) Any license (held alone or jointly with others) to occupy land in the area of Southampton for a month or longer.

(vi) Any tenancy where (to your knowledge) the landlord is Southampton City Council and the tenant is a body in which you / your spouse etc has a beneficial interests.

(vii) Any beneficial interest in securities of a body where that body (to your knowledge) has a place of business or land in the area of Southampton, and either:

- a) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body, or
- b) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which you / your spouse etc has a beneficial interest that exceeds one hundredth of the total issued share capital of that class.

## **Other Interests**

A Member must regard himself or herself as having an 'Other Interest' in any membership of, or occupation of a position of general control or management in:

Any body to which they have been appointed or nominated by Southampton City Council

Any public authority or body exercising functions of a public nature

Any body directed to charitable purposes

Any body whose principal purpose includes the influence of public opinion or policy

## **Principles of Decision Making**

All decisions of the Council will be made in accordance with the following principles:-

- proportionality (i.e. the action must be proportionate to the desired outcome);
- due consultation and the taking of professional advice from officers;
- respect for human rights;
- a presumption in favour of openness, accountability and transparency;
- setting out what options have been considered;
- setting out reasons for the decision; and
- clarity of aims and desired outcomes.

In exercising discretion, the decision maker must:

- understand the law that regulates the decision making power and gives effect to it. The decision-maker must direct itself properly in law;
- take into account all relevant matters (those matters which the law requires the authority as a matter of legal obligation to take into account);
- leave out of account irrelevant considerations;
- act for a proper purpose, exercising its powers for the public good;
- not reach a decision which no authority acting reasonably could reach, (also known as the "rationality" or "taking leave of your senses" principle);
- comply with the rule that local government finance is to be conducted on an annual basis. Save to the extent authorised by Parliament, 'live now, pay later' and forward funding are unlawful; and
- act with procedural propriety in accordance with the rules of fairness.

## AGENDA

### 1 **ELECTION OF CHAIR**

To appoint a Chair for the purposes of this meeting.

### 2 **APOLOGIES AND CHANGES IN MEMBERSHIP (IF ANY)**

To note any changes in the membership of the Sub-Committee made in accordance with the Licensing Act 2003.

### 3 **DISCLOSURE OF PERSONAL AND PECUNIARY INTERESTS**

In accordance with the Localism Act 2011, and the Council's Code of Conduct, Members to disclose any personal or pecuniary interests in any matter included on the agenda for this meeting.

### 4 **STATEMENT FROM THE CHAIR**

### 5 **MINUTES OF THE PREVIOUS MEETING (INCLUDING MATTERS ARISING)** (Pages 1 - 4)

To approve and sign as a correct record the Minutes of the meeting held on 23 July 2018 and to deal with any matters arising.

### 6 **EXCLUSION OF THE PRESS AND PUBLIC - LEGAL ADVICE**

At a predetermined point during the consideration of all items the Sub-Committee may move into private session in order to receive legal advice when determining issues. The parties to the hearing, press and the public, unless otherwise excluded by the Licensing Act 2003 (Hearings) Regulations 2005, will be invited to return immediately following that private session at which time the matter will be determined and the decision of the Sub-Committee will be announced.

### 7 **APPLICATION FOR A NEW PREMISES LICENCE - SNA NEWS, 11 MANOR FARM ROAD, SOUTHAMPTON, SO18 1NN** (Pages 5 - 44)

Application for a new premises licence in respect of SNA News, 11 Manor Farm Road, Southampton, SO18 1NN

Tuesday, 2 October 2018

Service Director - Transactions and Universal Services

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SOUTHAMPTON CITY COUNCIL  
LICENSING (LICENSING AND GAMBLING) SUB-COMMITTEE  
MINUTES OF THE MEETING HELD ON 23 JULY 2018

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Present: Councillors Furnell, Leggett and Parnell

10. **ELECTION OF CHAIR**

**RESOLVED** that Councillor Leggett be elected as Chair for the purposes of this meeting.

11. **MINUTES OF THE PREVIOUS MEETING (INCLUDING MATTERS ARISING)**

**RESOLVED** that the minutes of the Meeting held on 20 June 2018 be approved and signed as a correct record.

12. **EXCLUSION OF THE PRESS AND PUBLIC - LEGAL ADVICE**

**RESOLVED** that in accordance with the Licensing Act 2003 (Hearings) Regulations 2005 that the parties to the hearing, press and public be excluded at a predetermined point whilst the Sub-Committee reaches its decision.

13. **APPLICATION FOR REVIEW OF PREMISES LICENCE - EURO FOOD STORES, 1 - 2 THE COLONNADE, BRIDGE ROAD, SOUTHAMPTON, SO19 7QT**

The Sub-Committee considered the report for an application for review of the premises licence in respect of Euro Food Stores, 1-2 The Colonnade, Bridge Road, Southampton, SO19 7QT.

Lucas Marshall (Trading Standards Officer) and Philip Gilbert (Public Health Officer) were present and with the consent of the Chair, addressed the meeting.

The Sub-Committee considered the decision in confidential session in accordance with the Licensing Act (Hearings) Regulations 2005.

**RESOLVED** that the premises licence be revoked.

After private deliberation the Sub-Committee reconvened and the Chair read out the following decision:-

All parties will receive formal written confirmation of the decision and reasons.

The Sub-Committee determined that the hearing should proceed in the absence of the Premises Licence Holder. It was confirmed that the Licensing Team had written on the 5 July 2018 notifying the Premises Licence Holder of the hearing as well as emailing on the same date. No response has been received in relation to this and further attempts to make contact by telephone have also failed. In the absence of any application for adjournment, or explanation for the non-attendance by the Premises Licence Holder, the Sub-Committee determined to proceed in the absence of one of the parties in accordance with the Licensing Act 2003 (Hearings) Regulations 2005.

The Sub-Committee has considered very carefully the application for review and representations by the parties present at the hearing.

Due regard has been given to the provisions of the Licensing Act 2003, the licensing objectives, the statutory guidance and the City Council's adopted statement of licensing policy. Human rights legislation has been borne in mind.

In light of all of the above the Sub-Committee has determined to revoke the Premises Licence.

### Reasons

The Sub-Committee heard from both Trading Standards and Public Health in relation to the review application. Trading Standards confirmed that the premises have been a cause for concern for some while and, in particular, outlined the following issues:

- Three illegal sales (test purchases) of illegal cigarettes on 30 November 2017, 11 April 2018 and 4 June 2018;
- The latter two breaches followed the issuing of Cautions to the DPS at the premises on 16 February 2018 and assurances that illegal sales would cease;
- The failure of the premises to comply with multiple conditions attached to the licence, notably relating to CCTV, Refusals Book, Incident Book and Training Records;
- The display of alcohol (beers) of over 6.5% in breach of a condition attached to the licence;
- Alcohol on sale at the premises not being properly labelled in English (as required under the Food Information Regulations 2014);
- The sale of single cans at the premises in breach of a condition previously attached to the licence; and
- Confusion/lack of clarity regarding the control and ownership of the business twinned with the absence of the named DPS at the premises.

In addition, the Sub-Committee heard from Public Health who provided useful background information clarifying the importance of enforcement in this area and notably the additional potential dangers presented by illegal cigarettes in relation to health as well as the fact that such sales undermine the tax regime and public health generally.

The Sub-Committee considered very carefully all of the options available to it in accordance with Section 52 (4) of the Act. However, in light of the previous lack of co-operation, the failure to respond to previous warnings including Cautions issued to the DPS, the Sub-Committee could come to no other conclusion than to revoke the licence in this case. The lack of certainty over those responsible for the premises and the number of regulatory issues combined persuaded the Sub-Committee that other steps (including, for example, removal of the DPS or suspension) would not be sufficient to address the licensing objectives. It was therefore determined that it was appropriate to revoke the premises licence in light of all the circumstances. The Sub-Committee were referred to paragraphs 11.26 – 11.28 of the Statutory Guidance which entirely supports this approach given the crime prevention objective is being undermined.

The Sub-Committee did consider the financial implications of revocation, but determined that upholding the licensing objectives, particularly the crime prevention objective, outweighed the financial implications.

There is a right of appeal for any party to the Magistrates' Court. All parties will receive written notification of the decision with reasons which will set out that right in full.

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# Agenda Item 7

**DECISION-MAKER** LICENSING (LICENSING & GAMBLING) SUB COMMITTEE

**SUBJECT** HEARING TO CONSIDER AN APPLICATION FOR GRANT OF A PREMISES LICENCE  
SNA News, 11 Manor Farm Road, Southampton, SO18 1NN

**DATE OF HEARING** 10<sup>th</sup> October 2018 at 18:00 hrs

**REPORT OF** SERVICE DIRECTOR – TRANSACTIONS & UNIVERSAL SERVICES

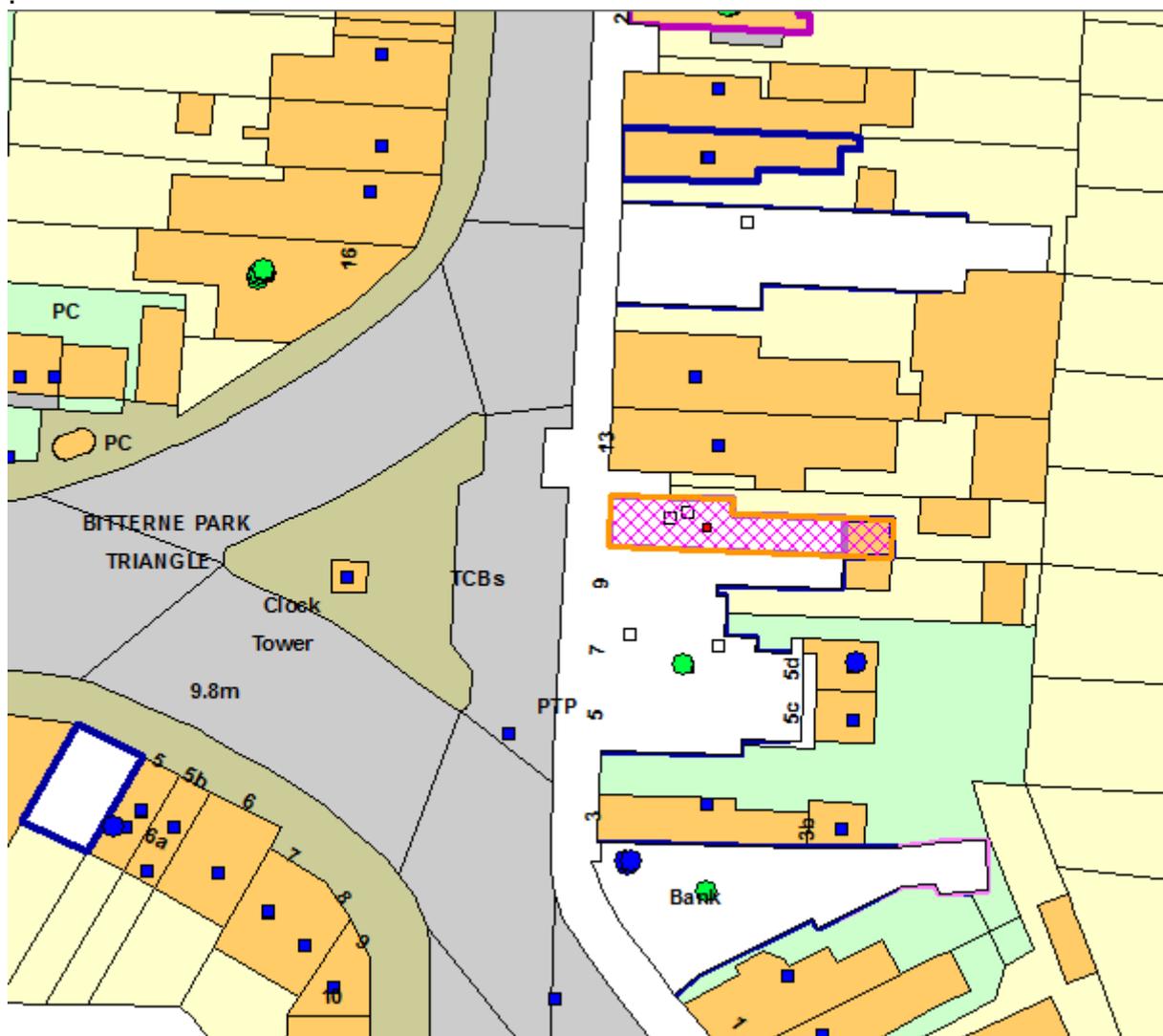
**E-mail** [licensing@southampton.gov.uk](mailto:licensing@southampton.gov.uk)

Application Date :16th August 2018

Application Received 16th August 2018

Application Valid 16th August 2018

Reference : **2018/03055/01SPRN**



## ***Representations from Responsible Authorities***

<b>Responsible Authority</b>	<b>Satisfactory?</b>	
Licensing Authority - SCC	No	
Safeguarding Children	Yes	
Fire Service	No Response	
Environmental Health - Licensing	No Response	
Home Office	No Response	
Building Control	No Response	
Public Health Manager	No Response	
Police - Licensing	No	
Trading Standards	No Response	
<b><i>Other Representations</i></b>		
<b>Name</b>	<b>Address</b>	<b>Contributor Type</b>
<b>None</b>		

### **Legal Implications**

1. The legislation specifically restricts the grounds on which the sub-committee may refuse an application for grant of a premises licence, or impose conditions. The legislation provides for a presumption of grant of an application for a premises licence, subject to the determination of the application with a view to promoting the licensing objectives in the overall interests of the local community. In doing so the sub-committee must give appropriate weight to:
  - the steps that are appropriate to promote the licensing objectives;
  - the representations (including supporting information) presented by all the parties;
  - its own statement of licensing policy
  - the Statutory Guidance
2. An application may be refused in part and thereby only permit some of the licensable activities sought.
3. An applicant for grant of a premises licence whose application has been refused, or who is aggrieved by conditions imposed, may appeal against the decision to the Magistrates' Court. Any other person, who made a valid representation, may appeal to the Magistrates' Court against the decision to grant the application or against any conditions imposed.
4. In considering this application the sub-committee will sit in an administrative capacity and is thus obliged to consider the application in accordance, in particular, with both the Licensing Act 2003 (Hearings) Regulations 2005 (as amended) and the rules of natural justice. The practical effect of this is that the sub-committee must make its decision based on evidence submitted in accordance with the legislation and give adequate reasons for reaching its decision.
5. Only persons that made relevant representations or their representative, within the time limits, will be allowed to present evidence and this will be restricted to the points raised in their written representation. Any evidence used to expand upon specific points already raised in a written representation should be served upon all parties in good time before the hearing date in order to allow proper consideration. A failure to properly serve any such additional evidence in advance is likely to mean it cannot be produced or relied upon at the hearing.

6. The sub-committee must also have regard to:

- *The Crime and Disorder Act 1998*

Section 17 of the Crime and Disorder Act 1998 places the sub-committee under a duty to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area.

- *The Human Rights Act 1998*

The Act requires UK legislation to be interpreted in a manner consistent with the European Convention on Human Rights. It is unlawful for the sub-committee to act in a way that is incompatible (or fail to act in a way that is compatible) with the rights protected by the Act. Any action undertaken by the sub-committee that could have an effect upon another person's Human Rights must be taken having regard to the principle of proportionality - the need to balance the rights of the individual with the rights of the community as a whole. Any action taken by the sub-committee which affect another's rights must be no more onerous than is necessary in a democratic society. The matters set out in this report must be considered in light of the above obligations.

Copies of the application for grant of a premises licence and the representations to it are annexed to this report.

## ***Summary of application***

<b>Applicant</b>	<b><i>Ms. Jaiminiben Vikram Amin</i></b>
<b>Agent for licence Holder:</b>	Mr Robert Jordan
<b>Proposed DPS</b>	Ms Jaiminiben Vikram Amin

This is an application for a new premises licence to sell alcohol from Monday to Sunday from 06:00hrs to 23:00hrs.

Mrs Neha Siddharth Patel and Mr Vikram Amin (the husband of the applicant Ms Jaiminiben Vikram Amin) previously held a premises licence for SNA Supermarket, 11 Manor Farm Road, Bitterne Park, Southampton, SO18 1NN. The licence number was 2012/00039/01SPRD. This licence was subject of a summary review submitted by Hampshire Constabulary due to serious crime associated at the premises. The licence was revoked at the hearing on 21<sup>st</sup> October 2015.

Application form and plan – Pages 5 - 25

Hampshire Constabulary representation - Pages 26 - 39

Licensing Representation – Pages 40

**Application for a premises licence to be granted  
under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

**I** JAIMINIBEN VIKRAM AMIN

*(Insert name(s) of applicant)*

**apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 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**

**Part 1 – Premises details**

Postal address of premises or, if none, ordnance survey map reference or description <b>11A MANOR FARM ROAD, SOUTHAMPTON</b>			
<b>Post town</b>	SOUTHAMPTON	Postcode	<b>SO18 1NN</b>

Telephone number at premises (if any)	
Non-domestic rateable value of premises	<b>£8,200</b>

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as      Please tick as appropriate

- a) an individual or individuals \*       please complete section (A)
- b) a person other than an individual \*
  - i as a limited company/limited liability partnership       please complete section (B)
  - ii as a partnership (other than limited liability)       please complete section (B)
  - iii as an unincorporated association or       please complete section (B)
  - iv other (for example a statutory corporation)       please complete section (B)
- c) a recognised club       please complete section (B)
- d) a charity       please complete section (B)

- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

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

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input checked="" type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b> AMIN			<b>First names</b> JAIMINIBEN VIKRAM		
<b>Date of birth</b> [REDACTED]		I am 18 years old or over <input checked="" type="checkbox"/>		Please tick yes	
<b>Nationality</b> INDIAN					
Current residential address if different from premises address		11A MANOR FARM ROAD SOUTHAMPTON			
Post town	SOUTHAMPTON			Postcode	SO18 1NN
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
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<b>Surname</b>		<b>First names</b>	
<b>Date of birth</b> over		I am 18 years old or	<input type="checkbox"/> Please tick yes
<b>Nationality</b>			
Current residential address if different from premises address			
Post town		Postcode	
<b>Daytime contact telephone number</b>			
<b>E-mail address (optional)</b>			

**(B) OTHER APPLICANTS**

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

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start? AS SOON AS POSSIBLE

DD	MM	YYYY
00		

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

CONVENIENCE STORE

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

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

**Provision of late night refreshment** (if ticking yes, fill in box I)

**Supply of alcohol** (if ticking yes, fill in box J)



**In all cases complete boxes K, L and M**

**A**

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 5)		
Tue					
			<b><u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Wed					
Thur					
Fri					
Sat					
Sun					

## B

<b>Films</b> Standard days and timings (please read guidance note 7)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat					
Sun					

C

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 7)			<b><u>Please give further details</u></b> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 5)
Wed			
Thur			<b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 5)		
Tue					
			<b><u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Wed					
Thur					
Fri					
Sat					
Sun					

**E**

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 4)					
Mon								
Tue								
Wed								
Thur								
Fri								
Sat								
Sun								
						<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 5)		
						<b><u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
Tue			<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 5)		
Wed					
Thur			<b><u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Fri					
Sat					
Sun					

# G

Performances of dance Standard days and timings (please read guidance note 7)			Indoors <input type="checkbox"/>	Outdoors <input type="checkbox"/>	Both <input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)		
Tue			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 5)		
Thur			<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Fri					
Sat					
Sun					

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 5)		
Fri					
Sat			<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sun					

**I**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
Tue			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)		
Wed					
Thur			<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Fri					
Sat					
Sun					

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	06:00	23:00			
Tue	06:00	23:00			
Wed	06:00	23:00			
Thur	06:00	23:00			
Fri	06:00	23:00			
Sat	06:00	23:00			
Sun	06:00	23:00			

**State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):**

Name JAIMINIBEN VIKRAM AMIN	
Date of birth [REDACTED]	
Address [REDACTED] [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) 2015/02506/02SPEN	
Issuing licensing authority (if known) SOUTHAMPTON	



K

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children** (please read guidance note 9).  
NONE

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon	06:00	23:00	<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 6)
Tue	06:00	23:00	
Wed	06:00	23:00	
Thur	06:00	23:00	
Fri	06:00	23:00	
Sat	06:00	23:00	
Sun	06:00	23:00	

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

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

GENERAL

Staff training shall be recorded and updated every 6 months Training shall cover the requirements for ID as part of age verification, how to detect proxy sales, the consequences of underage sales (fines and punishment) , drunks , and other relevant matters as regards the licensing act, and the responsibilities of staff

The licence holder shall ensure that a refusals register is kept on the premises and that this shall be immediately available upon request of an authorised officer. The register shall record any refused sale of alcohol.. The refusal register shall be inspected on a regular basis by the DPS and signed by the DPS that they have checked the register

At least 12 months of refusal register details shall be retained and made available upon request by an authorised officer

The premises licence holder shall ensure that a ‘challenge 25’ policy is adopted on the premises at all times. Signage of the ‘challenge 25’ policy shall be prominently displayed on the premises.

Acceptable identification accepteshall be a passport, photo driving licence or PASS accredited identity card

Signage shall be displayed in a prominent position on the premises requesting that customers leave quietly

Signage shall be prominently displayed warning customers of the legal penalties for purchasing alcohol for any person under the age of 18 years

**b) The prevention of crime and disorder**

Crime and disorder

There must be a suitable colour digital CCTV RECORDING system installed at the premises The system must be capable of providing 21 days recording. The images recorded are to be retained for 21 days and made available to the Police or other enforcement agencies upon reasonable request. AND IN LINE WITH DATA PROTECTION LEGISLATION DVD/USB copies of relevant footage to be provided to the Police or other enforcement agencies at no cost. The CCTV system shall be checked REGULARLY to ensure it is working in line with the requirements of the license. Any failure to be rectified within a two week period

**c) Public safety**

Public safety

Adhere to legislation and covered in a) above

**d) The prevention of public nuisance**

Staff training shall be recorded and updated every 6 months Training shall cover the requirements for ID as part of age verification, how to detect proxy sales, the consequences of underage sales (fines and punishment) , drunks and street drinkers, licensing objectives and other relevant matters as regards the licensing act, and the responsibilities of staff  
LITTER PATROLS ON A REGULAR BASIS

**e) The protection of children from harm**

**PROTECTION OF CHILDREN FROM HARM**

The premises licence holder shall ensure that a ‘challenge 25’ policy is adopted on the premises at all times. Signage of the ‘challenge 25’ policy shall be prominently displayed on the premises.

Acceptable identification accepted by the premises licence holder, DPS, or other staff members shall be a passport, photo driving licence or PASS accredited identity card

Staff training in i.d procedure will be carried out on a regular basis.

The licence holder shall ensure that a refusals register is kept on the premises and that this shall be immediately available upon request of an authorised officer. The register shall record any refused sale of alcohol.. The refusal register shall be inspected on a regular basis by the DPS and signed by the DPS that they have checked the register

At least 12 months of refusal register details shall be retained and made available upon request by an authorised officer

**Checklist:**

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

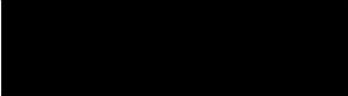
**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**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.**

**Part 4 – Signatures** (please read guidance note 11)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

<b>Declaration</b>	<ul style="list-style-type: none"> <li>[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).</li> <li>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)</li> </ul>
Signature	
Date	9 <sup>th</sup> August 2018
Capacity	agent

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant’s solicitor or other authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

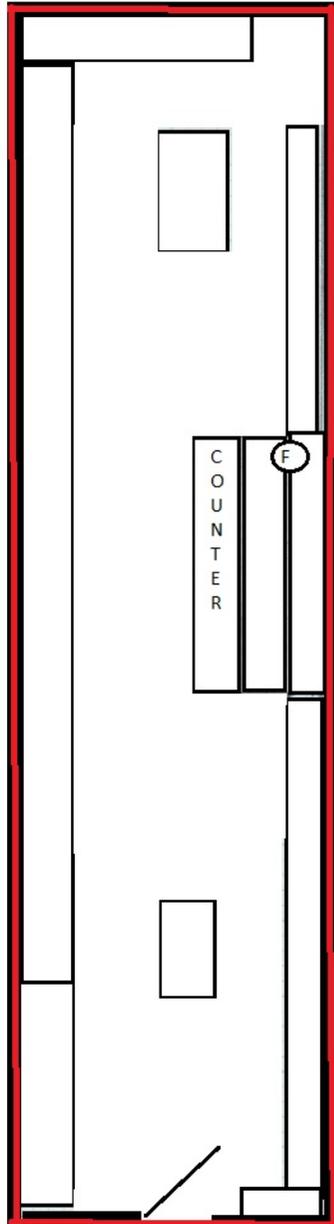
Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

### Notes for Guidance

1. Describe 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.
2. 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:
    - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
    - 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.
    - 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.
    - 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.
    - 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

PREMISES:  
11 MANOR FARM ROAD  
SOUTHAMPTON  
SO18 1NN



LICENSABLE AREA

WHOLE OF LICENSABLE AREA TO BE  
LICENSED FOR ALCOHOL DISPLAY



FIRE EXTINGUISHER 1 X 4KG POWDER  
OR EQUIVALENT

ENTRANCE AND FIRE EXIT

SCALE BAR 1:100 AT A4





New grant or variation of premises licence
Or club premises certificate
Form for representations from Hampshire Constabulary

Before completing this form, please refer to FPP 07001 (Licensing (Licensing Act 2003))

Hampshire Constabulary is a responsible authority and wish to make a representation regarding under the Licensing Act 2003, regarding the:

Table with 2 columns: Application type and Object within... Includes options for personal licence, temporary event notice, transfer, variation of supervisor, grant/variation of licence, and minor variations.

Table with 2 columns: Name of Applicant and Name of Proposed DPS. Both are Jaiminiben Vikram AMIN.

Details of relevant conviction ( Personal Licence Applications ONLY)

Postal address of premises: SNA NEWS, 11 MANOR FARM ROAD, SOUTHAMPTON. Postcode: SO81NN

Details of responsible authority applicant

Form fields for responsible authority applicant: Mr/Mrs/Miss/Ms/Other title, Surname (CONWAY), First Names (Sharon), Current postal address (Southampton Police Office), Postcode (SO14 7LY), Daytime telephone number, E-mail address.

Hampshire Constabulary is a responsible authority and the applicant has the delegated authority of the Chief Officer of Police in respect of his responsibilities under the Licensing Act 2003



**New grant or variation of premises licence  
Or club premises certificate  
Form for representations from Hampshire Constabulary**



New grant or variation of premises licence
Or club premises certificate
Form for representations from Hampshire Constabulary

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

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

Please state the ground(s) for representation:
On behalf of the Chief Officer of police, Hampshire Constabulary would like to make representations in relation for the application by Jaiminiben AMIN for a premises licence at: SNA Supermarket
11 Manor Farm Road
Southampton
SO18 1NN
SNA Supermarket has previously benefitted from a premises licence. This premises licence was held by this applicant's husband Vikram AMIN and another, with Mr AMIN named as the DPS.
Hampshire Constabulary applied for a S53 summary review of this premises licence on 30th September 2015. At the full review hearing on 21st October 2015, the decision made by the Licensing Authority Sub-Committee was to revoke the premises licence. As part of the decision, the Sub-Committee have noted that they had particular concern that the premises retained a clear link to one of the premises licence holders who was currently under investigation for drug related offences. A copy of the decision notice is attached (Annex A).
Due to the nature of the crimes being investigated, the police investigation which prompted the S53 review application and subsequent criminal trial was elongated. On 5th May 2017, Mr AMIN was convicted of the following offences:
Possess with intent to supply a controlled drug of Class A - cocaine
Possess with intent to supply a controlled drug of Class A - MDMA
Mr AMIN was sentenced to 36 month terms of imprisonment for each conviction, to run concurrently.
Until his sentencing, Mr Amin remained an intrinsic part of the business, with Jaiminiben Amin taking a more apparent role in the business. However, reports of suspicious activity at the store, including potential dealing to youths attending the premises, continued. Most recently, police have been contacted regarding concerns about accommodation provided by Mrs Amin to staff in exchange for work. (Annex B).
With respect to re-instating a premises licence, police have received enquiries on this matter. On 29th June 2017, Hampshire Constabulary Licensing team received a telephone query on behalf of Mrs Amin. Concerns about her husband's involvement in the business



**New grant or variation of premises licence  
Or club premises certificate  
Form for representations from Hampshire Constabulary**

on his release was raised, with the advice that this point would need to be addressed in any application or discussions. (Annex C)

Police received a similar enquiry from Mrs Amin in March 2018. Again, the same concerns were raised. (Annex C).

Hampshire Constabulary received an application for a premises licence on 16th August 2018. The steps on the application to promote the licensing objectives outline appropriate steps for an off-licence type premises which has not had issues in the past. These include staff training, CCTV, 'Challenge 25' age verification policy and a refusals register.

However, this particular premises has seen criminal activity in the past, committed by the then premises licence holder and DPS. The application does not address the concerns raised by Hampshire Constabulary regarding Mr Amin's criminal behaviour at the premises and how Mrs Amin will prevent this reoccurring. Hampshire Constabulary have grave concerns that Mrs Amin will not be robust, and that her husband has, and will continue to have, involvement in the business, as indicated in a business impact statement from October 2017.

Police are concerned about Mr Amin's continued influence and his involvement in the business on his release from prison, and Mrs Amin's ability to robustly manage her husband's activities at the store. It has to be noted that CCTV has been installed at the premises for a number of years, but did not act as a deterrent to serious criminal activity by Mr Amin.

In this particular case, Hampshire Constabulary do not feel that there are any conditions that can be placed on the premises licence to fully promote the licensing objectives. Hampshire Constabulary request that this application is refused.

**It is an offence, under section 158 of the Licensing Act 2003 to make a false statement in or in connection with this representation**

Police recommendations (including any conditions)  
Hampshire Constabulary request that this application is refused.

Signature of Officer Completing



**New grant or variation of premises licence  
Or club premises certificate  
Form for representations from Hampshire Constabulary**

Name Sharon Conway Collar Number: ██████████  
Signature: S Conway Date: 30/08/18

Signature of Authorising Officer

Name Inspector 2841 Justin ROBERTS Collar Number: ██████████  
Signature: J Roberts Date: 10/09/18

LEGAL & DEMOCRATIC SERVICES  
RICHARD IVORY, Solicitor,  
Head of Legal and Democratic Services  
Southampton and Eastleigh Licensing Partnership

Southampton City Council  
Civic Centre  
Southampton SO14 7LY

Please address all correspondence to:  
**Licensing – Southampton City Council,**  
**PO Box 1767, Southampton SO18 9LA**



Direct dial: 023 8083 [REDACTED]  
Our ref: 2015/02913/01SSRP  
Your ref: PC Cherry

E-mail: [licensing@southampton.gov.uk](mailto:licensing@southampton.gov.uk)  
Please ask for: Mr. Burke

Superintendent James Fulton  
Hampshire Constabulary  
Southampton Central Police Station  
Southern Road  
Southampton  
SO15 1AN

[force.licensing@hampshire.pnn.police.uk](mailto:force.licensing@hampshire.pnn.police.uk)

By email and by hand  
22 October 2015

Dear Sir,

**Licensing Act 2003**  
**Application for Summary Review of Premises Licence**  
**SNA Supermarket, 11 Manor Farm Road, Bitterne Park, Southampton SO18 1NN**

I refer to Hampshire Constabulary's application for review of the above premises licence and the consideration given to it by the City Council's Licensing (Licensing and Gambling) Sub-Committee on 21 October 2015. PC Jackie Cherry and PC Alex Boucouvalas attended on behalf of Hampshire Constabulary.

The decision notice which was read by the Chair at the conclusion of the hearing is attached.

The Sub-Committee determined that the premises licence for SNA Supermarket should be revoked and that the interim steps of suspension of the premises licence and removal of the DPS, imposed by the Sub-Committee on 1 October 2015 (as previously notified), should continue pending any appeal.

Section 53C (11) of the Licensing Act 2003 provides that the revocation of the licence will not have effect until the time for making an appeal has elapsed or, if an appeal is made, it has been determined.

Paragraph 8A of schedule 5 to the Licensing Act 2003 makes provision for the applicant, licence holder or anyone making a relevant representation to appeal against the decision to revoke the premises licence to the West Hampshire Magistrates' Court at 100 The Avenue, Southampton SO17 1EY within 21 days of this notification.

Yours faithfully,

[REDACTED]  
Licensing Manager  
for Head of Legal and Democratic Services

SNA summary review decision letter - Police 20151022

**If you require this letter or future correspondence from us in a different format (e.g. tape, Braille or disc) please do not hesitate to let us know.**

Switchboard: 023 8083 3000

DX: 115710 SOUTHAMPTON 17

[www.southampton.gov.uk/licensing](http://www.southampton.gov.uk/licensing)

**LICENSING (LICENSING AND GAMBLING) SUB – COMMITTEE**  
**DECISION OF THE MEETING HELD ON 21 OCTOBER 2015**  
**SUMMARY REVIEW OF PREMISES LICENCE**

**SNA SUPERMARKET, 11 MANOR FARM ROAD, SOUTHAMPTON SO18 1NN**

All parties will receive written notification of the decision with reasons.

The Sub-Committee determined that the hearing should proceed with the press and public excluded in that the public interest in so doing outweighed the public interest in the hearing taking place in public, in view of the continuing Police investigation and the sensitivity of the information disclosed within the appendices to the report and discussed in the course of the hearing.

The Sub-Committee has considered very carefully the application by the Police for summary review of the premises licence for SNA Supermarket, 11 Manor Farm Road, Bitterne Park Southampton SO18 1NN.

It has given due regard to the provisions of the Licensing Act 2003, including the statutory licensing objectives, the statutory guidance, the Secretary of State's summary review guidance and the City Council's adopted statement of licensing policy. Human rights legislation has also been borne in mind.

The Sub-Committee notes that, following suspension of the premises licence and removal of the designated premises supervisor on 1 October 2015 as interim steps, the premises licence holders did not seek to make representations against that decision by the Sub-Committee.

The Sub-Committee has determined to revoke the premises licence for SNA Supermarket, 11 Manor Farm Road, under section 53C of the Licensing Act 2003.

The Sub-Committee has also determined that the interim steps determined on 1 October 2015 i.e. the suspension of the premises licence and removal of the designated premises supervisor, should remain in force pending any appeal.

Reasons

The Sub-Committee has considered very carefully the certificate of Superintendent Fulton, all the evidence submitted by the Police and the representation by Trading Standards, both written and given orally today, and the written representations provided by the premises licence holders' Solicitors.

The Sub-Committee has carefully considered all the options set out in section 53C(c) of the Licensing Act 2003:

- (a) the modification of the conditions of the premises licence,
- (b) the exclusion of a licensable activity from the scope of the licence,
- (c) the removal of the designated premises supervisor from the licence,
- (d) the suspension of the licence for a period not exceeding three months,
- (e) the revocation of the licence.

The Sub-Committee considers that the alleged serious criminal offences involving persons concerned with the business conducted at those premises, including one of the premises licence holders, make it appropriate and proportionate for the promotion of the licensing objectives for the premises licence to be revoked and for the interim steps of suspension of the licence and removal of the designated premises supervisor to remain in force pending any appeal.

The Sub-Committee has considered the financial implications of its decision in accordance with the statutory guidance, particularly paragraphs 11.24 to 11.28 and, whilst it does take the impact seriously, has had to put its role in promoting the licensing objectives to the forefront.

In this respect, all other available measures were deemed insufficient, given the serious nature of the evidence presented to the Sub-Committee. In weighing up the risks attached to continued trading, particularly where the premises retains a clear link to one of the current premises licence holders, the Sub-Committee feels it has no option other than to revoke the licence and maintain the interim suspension and removal of the designated premises supervisor in order to assist in preventing crime, in accordance with statutory licensing objectives and the Licensing Authority's overarching duties, under section 17 of the Crime and Disorder Act 1998, to have due regard to the likely effect of the exercise of its functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area.

There is a right of appeal to the West Hampshire Magistrates' Court against the Sub-Committee's decision. All parties will receive written notification of the decision with reasons and that notification will set out the right of appeal in full.

The Sub-Committee is satisfied that it is in the public interest that the report, appendix 2 (premises licence), appendix 3 (notice of summary review), appendix 4 (the decision of the Sub-Committee on interim steps, 1 October 2015) and this decision may now be published, but that appendix 1 (Police application for summary review, certificate and representations) together with the written submissions on behalf of the premises licence holders and appendix 5 (representations) should remain confidential.

Occ #	Type	Time	Notes
44180083585	Adult abuse referral	05/03/2018 10:30	11 MANOR FARM ROAD, SOUTHAMPTON, SOUTHAMPTON United Kingdom SO18 1NN (FORBUOYS) On 27/02/18, the Modern Slavery Helpline and Resource Centre (MSHRC) received a report about a potential instance of forced labour and concerns for a potentially vulnerable adult, aged 19-21yrs. by female reported to be the owner of S & N News.  PC Barker spoke to both parties - male stated that he is happy to volunteer to work at premises. Jaminiben AMIN advised again regarding suitability of living conditions she has provided
44170306765	Suspicious - Other	09/08/2017 13:44	11 MANOR FARM ROAD, SOUTHAMPTON, SOUTHAMPTON United Kingdom SO18 1NN (FORBUOYS) INFT REPORTING CONCERNS ABOUT MALE YOUTH TO PERMANENTLY LIVE IN THE SHED IN THE GARDEN AND IS CHARGING HIM RENT AND WORKING AT PREMISES. INFT ALSO REPORTING CONCERNS THAT ITEMS STOLEN FROM OTHER PREMISES ARE BEING SOLD BY THE FEMALE OWNER
44170111535	Suspicious - Other	25/03/2017 15:33	PC Barker spoke to both parties. Jaminiben AMIN provided advice about the suitability of accommodation provided. 11 MANOR FARM ROAD, SOUTHAMPTON, SOUTHAMPTON United Kingdom SO18 1NN (FORBUOYS) INFT WISHING TO REMAIN ANONYMOUS REPORTING WHAT COULD BE DRUG DEALING AT LOCATION // APPROX 15:10 SHE WAS IN THE SHOP FOR A BIT AND NOTICED YOUNG PEOPLE GOING TO THE COUNTER, HANDING OVER MONEY WITHOUT ACTUALLY BUYING ANYTHING / / THE MALE BEHIND THE COUNTER THEN DISCREETLY HANDED SOMETHING BACK TO THEM // SHE SAID IT ALL LOOKED A BIT DODGY // SHE SAYS SHE HAS HEARD ABOUT THIS HAPPENING THERE BUT NEVER SEEN IT UNTIL TODAY // ASIAN MALE, FAIRLY LIGHT IN SKIN COLOUR, BALD, APPROX 45 YRS /
44170034683	Suspicious - Other	27/01/2017 20:28	11 MANOR FARM ROAD, SOUTHAMPTON, SOUTHAMPTON United Kingdom SO18 1NN (FORBUOYS) INFT IS REPORTING 7 YOUTHS AGED 14-15 YEARS OLD, BY THE CO-OP AT THE ABOVE ADDRESS, THERE IS AN ALLEY WAY BY THE SHOP, ONE BY ONE THESE YOUTHS HAVE TURNED UP BY THEMSELVES, THEN BEEN GOING INTO THE ALLEY WAY, THEN SOMEONE FROM THE SHOP WILL GO OUT INTO THE ALLEY WAY AND MEET THEM. // THE MALE FROM THE SHOP WOULD COME OUT OF THE ALLEY WAY AND GO BACK TO THE PREMIER SHOP AND THEN THE YOUTH WOULD LEAVE FROM THE ALLEY WAY. // INFT WAS WATCHING THEM FOR 15 MINUTES, BELIEVE THEY WERE DEALING DRUGS. // DESC / WHITE OR ASIAN MALE / BALD HEAD / AGED LATE 40S EARLY 50S. // WEARING BLACK JACKET. // INFT HAS LEFT TO GO HOME, SOME OF THE YOUTHS WERE STILL HANGING AROUND THE SHOP WHEN INFT LEFT.
44160451887	ASB - Community	30/11/2016 18:29	11 MANOR FARM ROAD, SOUTHAMPTON, SOUTHAMPTON United Kingdom SO18 1NN (FORBUOYS) Reports of males causing a disturbance at grocery store. On arrival no one had witnessed anything. Vikram AMIN spoken to at shop
44160330086	Intelligence Drugs Drug trafficking	02/09/2016 10:55	11 MANOR FARM ROAD, SOUTHAMPTON, SOUTHAMPTON United Kingdom SO18 1NN (FORBUOYS) E41 (SN) Vikram AMIN who is the owner of SNA Supermarket/Newsagents, Bitterne Park Triangle, Southampton is selling drugs from his shop to children.
44160214578	Intelligence ASB (alcohol related); ; Drugs (supply/distribution); Serious and organised crime Drugs	09/06/2016 09:56	11 MANOR FARM ROAD, SOUTHAMPTON, SOUTHAMPTON United Kingdom SO18 1NN (FORBUOYS) E41 (SN) The owner of the PREMIER STORE at 11 MANOR FARM ROAD in BITTERNE is an Indian male called Vik. Vik also deals cocaine and from the shop, and also and also his flat above. The shop is well known in the community for buying stolen goods and cheap fags.
44160212507	Suspicious - Other	07/06/2016 19:43	11 MANOR FARM ROAD, SOUTHAMPTON, SOUTHAMPTON United Kingdom SO18 1NN (FORBUOYS) ANON CALLER (DETAILS REFUSED) REPORTING THAT THE SHOP HAS STARTED SELLING DRUGS TO KIDS AGAIN. // STATES THAT THERE ALL SORTS (MOSTLY KIDS) GOING IN AND OUT OF THE SHOP AND GATHERING OUTSIDE. HAS ALSO GOT THE LOCAL 'THIEVES' USING THE SHOP AGAIN. // ALSO STATES THAT HE LOST HIS LIQUOR/TOBACCO LICENCE BUT THERE ARE PEOPLE COMING OUT WITH ALCOHOL /

44160066986	Theft	15/02/2016 09:50	11 MANOR FARM ROAD, SOUTHAMPTON, SOUTHAMPTON United Kingdom SO18 1NN (FORBUOVS) Inft is reporting that a known female came into the store and has stolen items reported by Jaininiben AMIN
44160061133	Intelligence Other	10/02/2016 14:14	11 MANOR FARM ROAD, SOUTHAMPTON, SOUTHAMPTON United Kingdom SO18 1NN (FORBUOVS) E41 (SN) Vic (surname unknown) who is the owner of S.N.A Express Newsagents, 11 Manor Farm Road, Southampton SO18 has been selling cigarettes to children as young as 12 years, for the cost of 50p for a single cigarette. This has been going on for 6 months. Vic is described as an Asian male.

## Occurrence enquiry log entry report

Hampshire Constabulary

**Occurrence:** 44090058481 Z Prem Licence (Management Occurrence) (REVOKED \*\*\*MASTER LICENSING RECORD SNA Supermarket\*\*\*\*\* aka..... / See reports tab page for copy of Premises Licence. / Visits should be recorded on a working sheet the reports tab . / All other incid

**Task status:** All

**Log type:** All

Valid as of 29/08/2018 14:53:06  
 Printed by #22237 CONWAY, S.

Occurrence	Type	Entry time	Event time	Author	Link	Task	
44090058481	Enquiry log	29/06/2017 10:23		# [REDACTED] CONWAY, S. No			
		Telephone enquiry received from [REDACTED] on behalf of Vikram AMIN'S wife, Jaimini.					
		The enquiry was with regards to police thoughts on Jaimini applying for a premises licence as her husband has now been sentenced and received a custodial sentence. It was explained that Mrs Amini would be running the business solely for the immediate future, but plans were for Vikram to have no involvement / attendance at the store on his release, anticipating that Vikram would be able to gain full-time employment elsewhere.					
		I explained that police would remain concerned about crime occurring at the premises with any potential that Vikram would remain involved with the business, so Mrs Amin would need to answer this point and consider steps to allay concerns in any application / discussion.					
	Log entry:	[REDACTED] stated that he would advise Mrs Amin of these concerns, allowing her time to think about when would be a good time to apply for a premises licence.					
		On further research on RMS, it seems that reports were still being received to police regarding suspected unlawful activity, with Vikram AMIN remaining involved in the business throughout the investigation.					
		No mention is made on the outcome regarding personal licence forfeiture. Email sent to issuing authority Croydon Council.					
		PC [REDACTED] Conway					

## Occurrence enquiry log entry report

Hampshire Constabulary

**Occurrence:** 44090058481 Z Prem Licence (Management Occurrence) (REVOKED \*\*\*MASTER LICENSING RECORD SNA Supermarket\*\*\*\* aka..... / See reports tab page for copy of Premises Licence. / Visits should be recorded on a working sheet the reports tab . / All other incid

**Task status:** All

**Log type:** All

Valid as of 29/08/2018 14:54:26  
 Printed by #22237 CONWAY, S.

Occurrence	Type	Entry time	Event time	Author	Link	Task
44090058481	Enquiry log	21/03/2018 11:59		[REDACTED] CONWAY, S.	No	
	<i>Log entry:</i>					<p>Telephone enquiry received from Jamimi AMIN requesting support from police for another alcohol premises licence,</p> <p>I have advised that police concerns remain about her husband's involvement in the business, and how Mrs AMIN will be able to prevent criminal activity re-occurring at the premises.</p> <p>All AMIN can say at present is that her husband will find work away from the shop.</p> <p>I have advised that police cannot support an application for a premises licence, and have explained the process of a hearing should she wish to continue with an application,</p>

**Witness Statement**

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

Statement Of: JAMINIBEN VIKRAM AMIN

URN:

Age (If Under 18): Not provided

Occupation: sale store manager

1 Name of Business SNA NEWS MARKET

Business Address 1 11 MANOR FARM ROAD

Business Address 2 BITTERNE

5 Business Address 3 SOUTHAMPTON

Business Address 4

Post Code SO181NN

10 I am making this Business Impact Statement on behalf of the business named above. My role is SALES MAANAGER and I am authorised to make this statement on behalf of the company. I make this statement in relation to the crime on 11TH OCTOBER 2017 and the impact it has had on the business.

Direct Financial Loss

15 The business HAS suffered direct financial losses as a result of the crime. If it has, the details are:-



20 Indirect Financial Loss

The business HAS NOT suffered indirect financial costs. If it has, details are:-

.

25 Non Financial Impact

The business sufferered any other impact. If it has, details are:-

30 The business DOES intend to seek compensation as a result of the crime

(Note to statement taker:- please provide any other relevant after committing this section)

35 I work at the store as the manager. I am running the store on my own as my husband is currently away. I find it difficult enough as he is not with me let alone running the business. I

Witness Statement

Statement Of: JAMINIBEN VIKRAM AMIN

URN:

[REDACTED]

40 [REDACTED] I am scared of telling my husband as he will get more frustrated.

[REDACTED]

This statement 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: [REDACTED]

Date: 11/10/2017 19:49

Witness To Signature: N/A

Date: N/A

Statement Started 11/10/2017 19:38

Statement Completed 11/10/2017 19:49

**RICHARD IVORY, Solicitor,  
Head of Legal and Democratic Services  
Southampton and Eastleigh Licensing Partnership**

Southampton City Council  
Civic Centre,  
Southampton SO14 7LY

Direct dial: 023 8083 3002  
Our ref: 2018/03055/01SPRN

Please address all correspondence to:  
**Licensing – Southampton City Council,  
PO Box 1767, Southampton SO18 9LA**

E-mail: [licensing@southampton.gov.uk](mailto:licensing@southampton.gov.uk)  
Please ask for: Mr. Bates



Southampton City Council,  
Licensing Authority,

12<sup>th</sup> September 2018

Dear Sirs,

***Representation re application for a premises licence at SNA News, 11 Manor Farm Road, Southampton.***

I am writing on behalf of the Licensing Authority, as a Responsible Authority, to make a representation on the premises licence application for the above premises in support of the police representation.

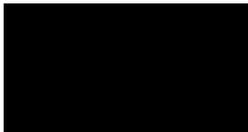
I have read through the application and the police representation.

The Statement of Licensing Policy adopted in January 2016 that has a vision statement as follows:

*To create an environment that attracts a diverse range of well managed premises, able to flourish and grow, offering a range of entertainment to satisfy the needs of the city. To ensure Southampton is a safe and pleasant city to live, work and visit.*

I support the representations made by the police. There is no evidence to demonstrate the applicant has distanced herself from the previous activities that led to the review proceedings. Having an applicant so closely related to a person convicted of Drug supply offences does not fit within the vision statement as set by Southampton City Council.

Yours faithfully,



Phil Bates  
Licensing Manager  
for Head of Transactions and Universal Services