

Reference: 2010/02175/01SRAP

Hearing:

6th January 2011

Application for Review of Premises Licence

Premises Name: Dabs Cash And Carry
 Premises Address: 19 Addis Square
 Portswood Road
 Southampton
 SO17 2NE

Application Date: 5th November 2010
 Application Received Date: 5th November 2010

Application Valid Date: 5th November 2010



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Representation From Responsible Authorities

Responsible Authority	Satisfactory?	Comments
Child Protection Services - Licensing	No response received	
Hampshire Fire And Rescue - Licensing	Yes	

Environmental Health - Licensing	No response received	
Planning & Sustainability - Building Control - Licensing	No response received	
Planning & Sustainability - Development Control - Licensing	No response received	
Hampshire Constabulary - Licensing	Yes	
Trading Standards - Licensing	No	

Other Representations

Name	Address	Contributor Type
None		

Legal Implications

1. Part 3 of the Licensing Act 2003 provides that a responsible authority of a resident or business in the vicinity (interested party) may apply for review of a premises licence.
2. The grounds of review applications must relate to one or more of the licensing objectives.
3. In such circumstances, the applicant for the review must serve a copy of the review application on the holder of the premises licences, the City Council and each of the responsible authorities.
4. On receipt of the application for review, the officers will consider its validity, under delegated powers. Reasons for rejection, in whole or in part, include:
 - that the grounds for review are not relevant to one of more of the licensing objectives and;
 - (in the case of an application not made by a responsible authority), that the application is frivolous, vexatious or repetitious.
5. The City Council must, within one day of receiving the application for review, display a prescribed notice of the review application on the outside or adjacent the premises; the notice must remain on display for 28 days and any interested party in the vicinity or the responsible authorities may make representations in that period.

6. Unless the applicant, licence holder, interested parties and responsible authorities agree that a hearing is unnecessary, the City Council is then required to hold a hearing to consider the review.
7. The sub-committee, in considering the application for review, must have regard to the adopted Statement of Licensing Policy and evidence before it at the hearing.
8. The Licensing Act 2003 provides that, in determining an application for review, the sub-committee may take any (or none) of the following steps, as it considers necessary:
 - modify the conditions of the licence;
 - exclude a licensable activity from the scope of the licence;
 - remove the designated premises supervisor;
 - suspend the licence for a period not exceeding three months;
 - revoke the licence.
9. The Licensing Act 2003 makes provision for appeal to the Southampton Magistrates' Court against the sub-committee's decision in relation to an application for review.
10. In considering this application the sub-committee will sit in a quasi-judicial capacity and is thus obliged to consider applications in accordance with both the Licensing Act 2003 (Hearings) Regulations 2005, and amending secondary legislation 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.
11. Copies of the application for review and the Police objection are annexed to this report.
12. The sub-committee must also have regard to:-
13. *Crime and Disorder Act 1998*

Section 17 of the Crime and Disorder Act 1998 places the Council 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.
14. *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 Council 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 Council 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 Council which affects 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.

SOUTHAMPTON CITY COUNCIL

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I Southampton City Council Trading Standards Service

(Insert name of applicant)

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

Part 1 – Premises or club premises details

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

Dabs Cash & Carry, 19 Addis Square, Portswood Road, Southampton SO17 2NE

Post town Southampton

Post code (if known) SO17 2NE

Name of premises licence holder or club holding club premises certificate (if known)

Dabs Cash & Carry Ltd

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

2010/01448/01SPRD

Part 2 - Applicant details

I am

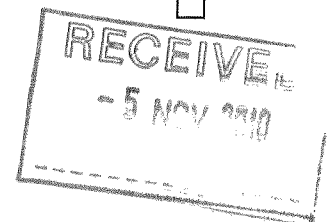
1) an interested party (please complete (A) or (B) below)

Please tick yes

a) a person living in the vicinity of the premises

b) a body representing persons living in the vicinity of the premises

c) a person involved in business in the vicinity of the premises



- d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

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

Please tick

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

Surname

First names

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

Post town

Post Code

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Lucas Marshall Trading Standards Service Southampton City Council Civic Centre Road Southampton SO14 7LY
Telephone number (if any) 02380 834930
E-mail address (optional) lucas.marshall@southampton.gov.uk

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

Please tick one or more boxes

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

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>

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

The Prevention of Crime and Disorder
The Prevention of Public Nuisance
The Protection of Children from Harm

Southampton Trading Standards Service carries out routine test purchasing exercises at off licensed premises within Southampton to ensure alcohol is not being sold to young people under the age of 18.

On 9th April 2010 a 15 year old boy acting under the instructions of an Inspector of Weights and Measures purchased alcohol from Andor News (the trading name of the business at the time of the sales), 19 Addis Square, Portswood Road, Southampton SO17 2NE

On 10th June 2010 a 15 year old girl acting under the instructions of an Inspector of Weights and Measures purchased alcohol from Andor News.

The test purchases were carried out in accordance with the LACoRS code of practice for alcohol test purchasing.

It is considered that the holder of the premises licence has not fulfilled the duty under the Licensing Act 2003 to prevent crime and disorder and public nuisance, and to protect children from harm. We are therefore applying to review the licence.

In the supporting information we give more details and state the conditions we would wish to see added to the licence in order to promote the above licensing objectives.

Please provide as much information as possible to support the application

(please read guidance note 2)

On 9th April 2010 a 15 year old boy acting under the instructions of an Inspector of Weights and Measures purchased alcohol, namely Strongbow Cider, from Andor News, 19 Addis Square, Portswood Road, Southampton SO17 2NE. The sale was witnessed by Trading Standards Officer Christine Hill. The seller, Jacek Klonica, accepted an £80 Penalty Notice for Disorder.

On 15th April 2010 David Ojo, who identified himself as the owner of the business, was interviewed regarding the sale. Verbal advice regarding due diligence procedures to prevent under age sales was given to Mr Ojo at that time.

On 20th May 2010 Mr Ojo accepted a Simple Caution for selling alcohol to a person under the age of 18, contrary to Section 146 of the Licensing Act 2003.

On 10th June 2010 a 15 year old girl acting under the instructions of an Inspector of Weights and Measures purchased alcohol, namely Zywiec Beer, from Andor News, 19 Addis Square, Portswood Road, Southampton SO17 2NE. The sale was witnessed by Fair Trading Officer Elaine Gibson. The seller was Karolina Czaja. She claimed not to be able to speak English. Staff were unable to produce a record of refused sales of under age sales.

At the time of the sales Fakhre Alam was recorded as the Premises Licence Holder and Designated Premises Supervisor (DPS) at the business, but was not the owner of the business.

Mr Ojo was interviewed regarding the alleged offence on 17th June 2010. He claimed that Andor News was a trading name for a company called DABS Cash & Carry Ltd, Registered Office 191 Shirley Road, Southampton, SO15 3FG, of which he was a director. During interview Mr Ojo stated that he and Fakhre Alam were responsible for training staff at the shop, however he did not keep any written records of the training. Mr Ojo produced a record of refused sales of age restricted products at the interview, which had only 2 entries since April 2010. Mr Ojo stated that he has CCTV in the shop however he does not check it to see whether staff are selling age restricted products to children. Mr Ojo claimed that Fakhre Alam is the manager of the store and works at Andor every day. Mr Alam has not, however, been present at the store when Trading Standards Staff have visited, Mr Ojo's staff did know who he was, and it is my belief that Mr Alam was not involved in the business at the time the sales were made. Fakhre Alam was invited to attend interview by letter. He did not respond to this invite. He was subsequently contacted by phone and agreed to come in for interview on two occasions, however he failed to attend. Following the second sale Mr Ojo transferred the Licence to DABS Cash & Carry Ltd, and Mr Ojo is now the Designated Premises Supervisor.

On 31st August 2010 Mr Ojo attended our office. He refused to accept a Simple Caution regarding the offence, and claimed that the under age sale had not occurred as he could not see it on his CCTV. He also claimed that he was a Sole Trader of the business at the time of the offence, rather than a Ltd company, as he had previously stated during interview.

Trading Standards Officers are not confident that reasonable precautions are being taken at Andor to prevent the sale of alcohol to persons under the age of 18 and would therefore request that the following conditions are imposed on the premises licence so as to assist the licence holder and the designated premises supervisor in the effective management of the premises, and to promote the licensing objectives:

- "The holder of the premises licence shall ensure that every individual who appears to be under 25 years of age seeking to purchase or be supplied with alcohol at or from the premises shall produce means of identification acceptable to the Licensing Authority proving that individual to be 18 years of age or older. If the person seeking alcohol is unable to produce acceptable means of identification, no sale or supply of alcohol will be made to or for that person. Notices regarding the store's "Challenge 25" policy must be displayed"
- "All staff who sell alcohol will be trained to NCPLH (National Certificate of Personal Licence Holder) level. All sales of alcohol must be directly supervised and authorised by a Personal Licence Holder until such staff have achieved training to NCPLH level."
- "That staff are trained regarding appropriate precautions to prevent the sale of alcohol to persons under the age of 18; that records are kept of such training, which are signed and dated by the member of staff who has received the training; that staff receive refresher training every six months as a minimum and that records, signed and dated by the member of staff, are kept of this refresher training. Records of training will be available for inspection by Hampshire Constabulary, the Licensing Authority, Trading Standards and other Responsible Authorities on request."
- "The holder of the premises licence shall keep a written record, namely a refusals book, of those incidents where a person who a member of staff believes to be under the age of 18, and is unable to produce acceptable means of identification proving that they are of 18 years or more, attempts to purchase alcohol and is refused. The record shall include details, in English, of the date, time, a brief description, including estimated age, of the person who attempted to purchase the alcohol, the type of alcohol and the name of the person who refused the sale. Staff shall be trained in the use of the refusals book and it should be kept in a readily accessible place known by all members of staff. The record will be regularly checked by the premises licence holder or the designated premises supervisor to ensure that all staff are completing records and, and this person will sign and date the record as evidence that they have checked it. The refusals book will be available for inspection by Hampshire Constabulary, the Licensing Authority, Trading Standards and other relevant authorities on request."
- "The holder of the premises licence must ensure that all alcohol is marked in a way that will identify its place of purchase for a period to be agreed with the police and Trading Standards which shall not be less than 3 months."
- "A CCTV system shall be installed and maintained in the licensed premises to the satisfaction of the Licensing Authority, Hampshire Constabulary and Trading Standards. As a minimum, it shall enable surveillance of both external and internal areas of the premises including entrances and exits. Recordings from the system shall be of a quality acceptable as evidence in a court of law and shall be securely retained at the licensed premises for a minimum period of 30 days after the recording, and shall be surrendered to Hampshire Constabulary, the Licensing Authority, or Trading Standards immediately on request."
- I would also ask that the licence is suspended for a period of 3 months, both as a deterrent and to give the Premises Licence Holder a period of time in which to put the above conditions into effect.

Please tick yes

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

If yes please state the date of that application

Day Month Year

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

N/A

Please tick yes

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

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

Part 3 – Signatures (please read guidance note 3)

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

Signature

.....

Date 5th November 2010

.....

Capacity Trading Standards Officer

.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5) Lucas Marshall Trading Standards Service Southampton City Council Civic Center Rd	
Post town Southampton	Post Code SO14 7LY
Telephone number (if any)	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) lucas.marshall@southampton.gov.uk	

Notes for Guidance

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

TRADING STANDARDS SERVICE WITNESS STATEMENT

(C J Act 1967 S.9; MCA 1980 ss5A(3)(a) and 5B; Criminal Procedure Rules 2005 (Rule 27.1))

STATEMENT OF: **ELAINE GIBSON**

AGE IF UNDER 18: **OVER 18**

This statement (consisting of 2 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated the 20th day of October 2010 Signature: ..

..... being unable to read the statement,
I..... of ..
.....read it to him/her before he/she signed it.
Dated the day of2010.. Signature: ..

A My name is Elaine Gibson. I am employed by Southampton City Council as a Fair Trading Officer. On 10th June 2010 I was involved in an underage sales operation in Southampton. The volunteer who we used for the operation was called Charlotte and was 15 years old. I produce a

B sanitised copy of her passport as exhibit EG/1. I produce 2 photos of Charlotte as exhibits EG/2 and EG/3. In the photos she is wearing the same clothes as she wore for the exercise. I can confirm that these photos are an accurate representation of Charlotte and have not been

C enhanced or amended in any way. At approximately 16:40 I entered Andor News, 19 Addis Square, Portswood Road, Southampton. Under age sales volunteer Charlotte entered a few minutes later. I had asked her to attempt to purchase alcohol. I did not announce myself to the

D trader, and, acting as a customer I witnessed Charlotte take to the counter 1 can of Zywiec beer. The person behind the counter was a white female. She had dark straight hair and appeared to be in her early 20's. I witnessed the female sell the can of Zywiec beer to Charlotte. The female

E offered Charlotte a bag, Charlotte hesitated then declined and turned and left the shop. I purchased a sundry item from the same female and left the shop. I produce the can of Zywiec

ST1(1)HQ Signature:



INVESTOR IN PEOPLE

PAGE NO: 2 CONTINUATION OF STATEMENT DATED:

BY: Elaine Gibson

A beer which Charlotte purchased as exhibit EG/4. At approximately 16:45 I returned to the shop with Police Officer Michael Sullivan. I announced myself to the female who had sold the alcohol to Charlotte and explained that she had sold alcohol to a person under 18 during a test purchase exercise. It appeared that the female did not fully understand English. I asked the female her name which was given as Karolina Czaja. I asked her whether she had had any training on under age sales, she nodded and said yes and that the owner had trained her. The owner details were given by Karolina as Mr David Ojo. I noted that there were no under age sales signs by the alcohol and only one sign regarding under age sales next to the tobacco. I asked a male behind the counter at Andor if he could show me the refusals book but he could not produce one. On the 11th June 2010 I wrote to Mr Ojo asking him to attend Southampton Trading Standards Service's office at 7 Civic Centre Road, Southampton, to carry out a tape recorded interview. On 15th June 2010 Mr Ojo phoned me and stated that he could not see the under age sale on his CCTV and therefore would not undertake a tape recorded interview. Mr Ojo asked for proof that we undertook the under age sale, and said that he could not understand why we had not issued a penalty notice for disorder to the seller. I explained to Mr Ojo that it appeared the seller did not understand English and that is why no penalty notice was issued. He subsequently agreed to attend Southampton Trading Standards Service's office on 17th June 2010. On the 17th June 2010 Mr Ojo attended our office. I showed him the photo of the volunteer used on 10th June 2010 to buy alcohol from Andor News, and the can of Zywiec beer which she purchased. After discussing the test purchase with Mr Ojo he agreed to a tape recorded interview. I interviewed Mr Ojo in accordance with the Police and Criminal Evidence Act 1984 and associated Codes of Practice. I produce a transcript of the interview as Exhibit EG/5. Following the interview on 17th June 2010 I attempted to contact Mr Alam, whom Mr Ojo had identified as the Premises Licence Holder, by letter, however he did not respond. On 22nd July 2010 I sent a letter to Mr Ojo to offer a simple caution to dispense of the offence. On 31st

ST1(2)HQ

Signature: <

.....

PAGE NO: 3 CONTINUATION OF STATEMENT DATED:

BY: Elaine Gibson

H August 2010 Mr Ojo attended the Southampton Trading Standards Service's office. I explained
to Mr Ojo that he must accept that the offence had occurred before a simple caution could be
issued. I also asked him to confirm whether it was DABS Cash and Carry Ltd trading as Andor
News at the time of the offence, as he had claimed during interview. Mr Ojo then stated that at
I the time of the offence Andor News was in his sole ownership. I amended the simple caution to
reflect this, however Mr Ojo then said that he would not accept the offence had been committed
because he could not see the sale of alcohol on his CCTV system at Andor News. I explained
to Mr Ojo that we had evidence to prove that an underage sale took place and that further action
J would be taken.

Signature: .. ..

K

L

M

N

ST1(3)HQ



WITNESS STATEMENT

URN: | | |

Statement of: Michael Sullivan

Age if under 18: 'Over 18' (if over 18 insert 'over 18')

Occupation: Police Constable 2193

This statement (consisting of 4 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:

Date: 13th September 2010

Michael Sullivan

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

I am Police Constable 2193 Michael Sullivan and am currently assigned to Southampton Police Licensing Unit.

On Thursday the 10th June 2010 I was on duty in uniform in company with Southampton City Council Trading Standards Officers conducting an Alcohol Test Purchase Operation involving the use of a 15 year old female test purchase operative.

At 1645 hours that day I went into a premises known as Andor News 19 Addis Square, Southampton in company with Elaine Gibson from Southampton Trading Standards.

Miss Gibson identified to me a female now known to me as Karrina Czaja b.11/09/1896 in Poland of 318 Pansy Road, as some one who had sold alcohol to the 15 year old female test purchase operator.

I spoke to Miss Czaja and I pointed out the offence and read her the caution at 1649 hours, I asked her if she understood and she said yes.

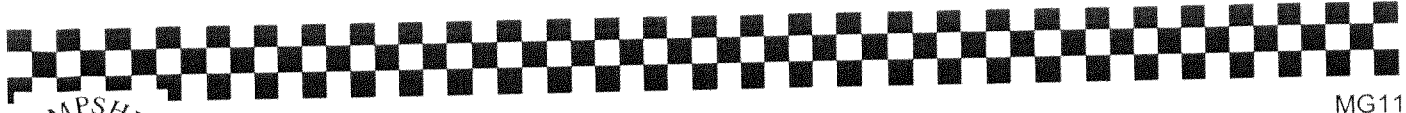
I asked her "Have you had any training in under age sales" she said "Who would do it?" I replied "The manager" she replied "Yes"

I told her I was reporting her for the offence and at 1651 hours I read the further caution to her and asked "Do you understand?" she replied "Yes".

Signature:

Signature witnessed by:

.....



WITNESS STATEMENT

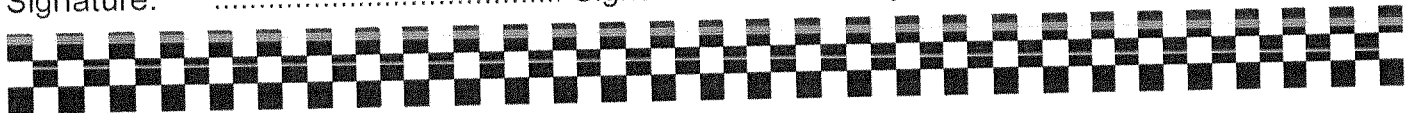
CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

I then attempted to explain the procedure for issuing fixed penalty notices as an alternative to prosecution.

It was whilst doing this that I came to believe that Miss Czaja did not seem to comprehend what I had been saying to her and did not appear to fully understand what I was saying so as a result I did not issue her with a fixed penalty notice, but gave her a strong warning and advice about checking ID for all young persons in the future.

[Faint handwritten marks]

Signature: Signature witnessed by:





Authority/ Awdurdod/ Ughbalaras/ Instanție/ Autorité/ Behörde/ Autorität/ Myndigheidi/ Udvaras/ Экoдuca Aпын/ Autoridad/ Autorität/ Viranomaiset/ Myndighet/ Pas vydas/ Valloandja/ Izdeležstveni/ Iskhavé/ Awtorita/ Organ Wladcy/ Organ/ Урад/ Кирилло харосыг

Date of expiry/ Dyddiad ddiwedd/ Eiraachhadh gw/ De geldigheidsduur van dit paspoort eindigt op/ Date d'expiration/ Gültig bis/ Data di scadenza/ Gyfngliht indtil/ As feidhni/ Hlæpogunyrja Afgeest/ Valido até/ Este pasaporte expira el/ Ynneimen voimassaolopäivä/ Gültigt tårn/ Plannost do/ Kevth kuni/ Derjgunna termiäs/ Galloja itä/ Data ta' i'gheludg/ Data Wypasniecia Wzności/ Vefja dov/ Datum platihosti/ Leptatit do

Holder's signature/ Llofnod y deliafi/ Aimm sgröchrhe an reach-saibhe/ Handtekening van de houder/ Signature du titulaire/ Unterschrift der Inhaberin (des Inhabers)/ Firma del titolare/ Indehaverens underskrift/ Sinü an tsealbhora/ Yrroypogun tou kroyoyu/ Assinatura do titular/ Firma del titular/ Hakilan nimikirjoitus/ Passimelavareu nannatdechnig/ Podpis držitele/ Omantku allitir/ Pilsora parakisa/ Saviniko parakas/ Firma ta' min mhangiu/ Pasaport/ Podpis posladatca/ Podpis inenitka/ Podpis držiteľa/ A tulajdonos aláírása

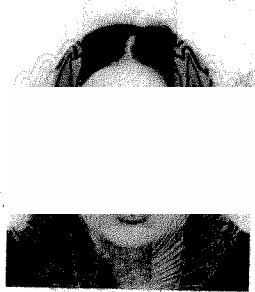
Observations page/ Sylwadau tudalen/ Fiosrachadh eile/ Opmerkingen bladzijde/ Page d'observations/ Vermerke seite/ Annotazioni/ Bemerkungen/ Leathnach tagairt/ Proqramptoretis oelkoc/ Pagina para observações/ Página de observaciones/ Usamerknat sivy/ Observationer sacht/ Poznámky strana/ Maktusud/ Ipatas azizmes/ Paratibos putalaps/ Taghrif lehoi/ Aholochej/ Stran za opombe/ Priponenky strana/ Mjegjegzeseh-oiddi

THIS PASSPORT CONTAINS 32 PAGES
 Mae 32 tudalen yn y paspoort hwn/ This 32 duilleen aig a' dhead-saibhail seoi/ Die paspoort bevat 32 bladzijden/ Ce paspoort contient 32 pages/ Dieser Pass enthält 32 Seiten/ Il presente passaporto contiene 32 pagine/ Dette pas består af 32 sider/ Ta 32 leathnach sa phas seoi/ To nropow oibfepitro mrepézi 32 oelkoc/ Este pasaportie contain 32 paginas/ Este pasaportie contiene 32 paginas/ Tämä passi sisältää 32 sivua/ Passet inneholder 32 sider/ Tento pas má 32 stran/ Sides passis on 32 lehtilüljge/ Saha para é 32 lapussa/ Šime pase ima 32 podlogaj/ Dan it-passaport ih 32 pagina/ Ten Paspoort zawiera 32 stron/ Ta poort bi ima 32 stran/ Tento cestovny pas má 32 stran/ Ez az utlevél 32 lapból áll

UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND

PASSPORT
 PASSEPORT

Type/Type
 Code/Code



BRITISH CITIZEN
 Date of birth/Date de naissance (4)
18 NOV /NOV 94
 Sex/Sexe (5)
F
 Place of birth/Lieu de naissance (6)
WINCHESTER
 Date of issue/Date de délivrance (7)
26 APR /AVR 10
 Date of expiry/Date d'expiration (8)
26 APR /AVR 15

Authority/Autorité (9)
IPS
 Holder's signature/Signature (10)

P<GBR

EH126 0710 22561



Trading Standards Service

Incident reference
 10/01003/1495

Exhibit reference
 EG/1

Description of article
 PHOTOCOPY OF
 CHARLOTTE'S PASSPORT

Signature
 [Signature]

Initially identifying
 [Signature]

Name of p
 GRAINE GIBSON

Illy identifying (block letters)



Trading Standards Service

Incident reference

10/01003/WAS

Exhibit reference

EG/2

Description of article

PHOTO OF CHARLOTTE

Signature of person originally identifying

Name of person originally identifying (block letters)

ELAINE GIBSON

EH.126 07.10.22561





Trading Standards Service

Incident reference

10/01003/NAJ

Exhibit reference

EG/3

Description of article

PHOTO OF CHARLOTTE

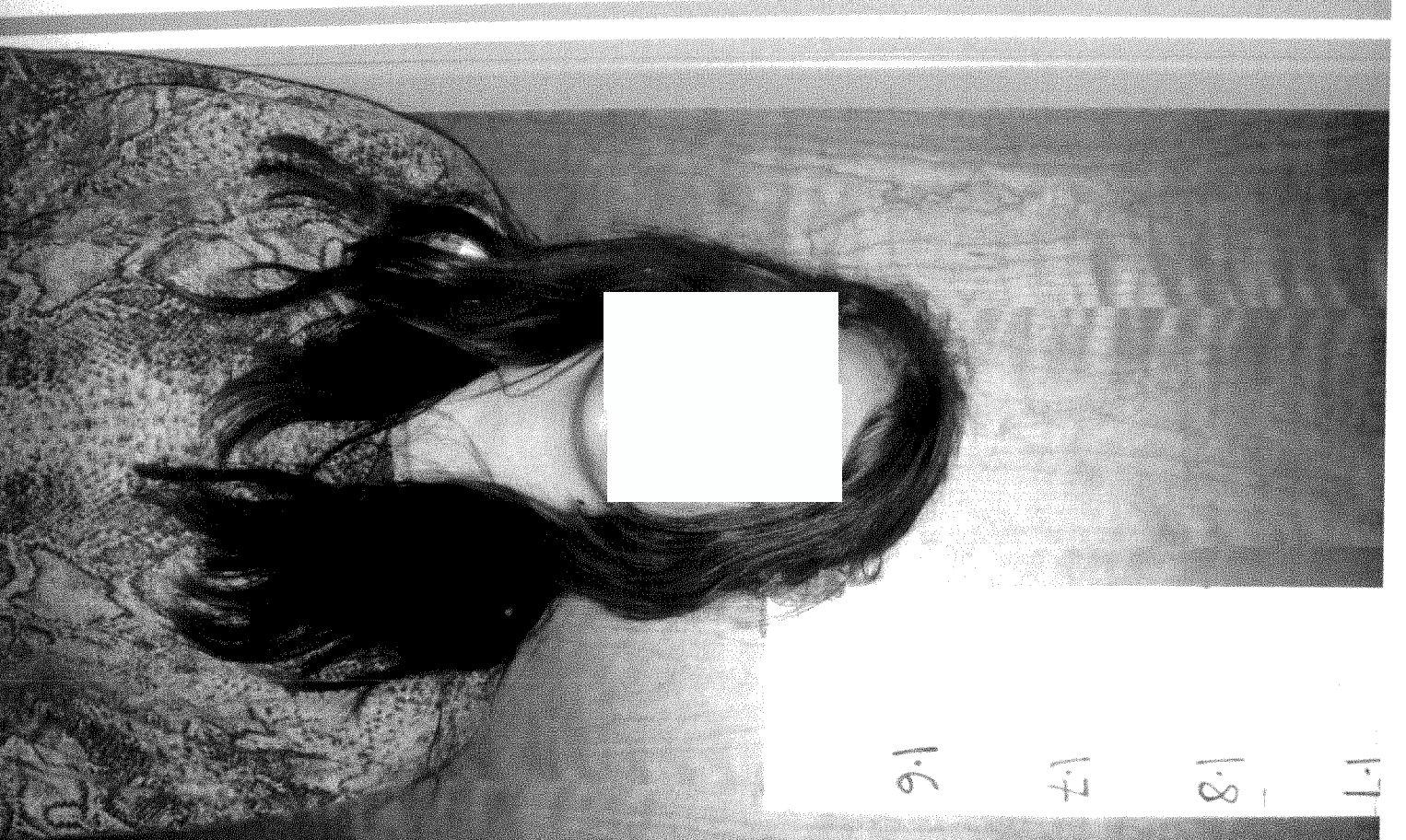
Signature of person originally identifying

[Handwritten signature]

Name of person originally identifying (block letters)

ELAINE GIBSON

EH.126 07.10.22561





Trading Standards Service

Incident reference

10/01003/4AS

Exhibit reference

EG/4

Description of article

CAN OF TYWOC BEER

Signature of person originally identifying

Name of person originally identifying (block letters)

ELAINE GIBSON



Trading Standards Service

Incident reference

10/01003/CAS

Exhibit reference

CG/S

Description of article

TRANSCRIPT OF TAPE
RECORDED INTERVIEW WITH
DAVID OJO

Signature of person originally identifying

A handwritten signature in black ink, appearing to read "Elaine Gibson", written over a dotted line.

Name of person originally identifying (block letters)

ELAINE GIBSON

EH.126 07.10.22561

SOUTHAMPTON CITY COUNCIL TRADING STANDARDS SERVICE
RECORD OF TAPE RECORDED INTERVIEW

INTERVIEW OF: David Ojo

D.O.B.: 10 August 1980

ADDRESS:

INTERVIEW AT: Trading Standards Service, 7 Civic Centre Road, Southampton **DATE:** 17/6/2010

TIME COMMENCED: 10.20 **TIME CONCLUDED:** 10.45

DURATION OF INTERVIEW: **TAPE REFERENCE NUMBER(S):**

INTERVIEWING OFFICERS: Elaine Gibson

Lucas Marshall

OTHER PERSONS PRESENT:

Signature of Officer Preparing Record:

Tape Times PARTICULARS OF INTERVIEW:

.....

	EG	This interview is being tape recorded, I am Elaine Gibson at Southampton City Council Trading Standards Service, the other officer present is ...
	LM	Trading Standards Officer, Lucas Marshall
	EG	I am interviewing – if you could just say your name please
	DO	David Ojo
	EG	Of Andor News and Food. Please could you give your full name
0.30	DO	David Ojo
	LM	Have you got a middle name?
	DO	Olugbanga
	EG	And your date of birth is please?
	DO	10 August 1980
	EG	OK and your home address please
0.40	DO	78 Briarswood
	EG	OK and your National, do you have your National Insurance number at all
	DO	PW

Tape Times

EG	PW
DO	834180A
EG	Thank you
DO	A ... A for apple
1.00 EG	Thank you – A for apple. OK no other person is present, the date is 17 June 2010, the time is approximately 20 past 10. This interview is being conducted in the Interview room at 7 Civic Centre Road, Southampton. At the conclusion of the interview I will give you a notice explaining what, erm, what happens to the tapes and you can have a copy of those if you want to. So I'll just provide you with the form that you can use to ask for a copy of the tape. OK? The reason I
1.30	have asked you here today is to discuss the selling of alcohol, namely a can of Zywiec beer to a 15 year old girl at Andor News and Food on Thursday, 10 June 2010. This an offence under the Licensing Act 2003. You do not have to say anything but it may harm your defence if you do not mention when questioned something which you later rely on in court. Anything you do say may be given in evidence. Do you understand the caution?
2.00 DO	Yeah
EG	Yes. Can you positively ...
DO	Yeah
EG	Thank you. I have to tell you that you are not under arrest and you are free to leave at any time. If you do remain you may obtain legal advice if you wish. This includes the right to speak with a Solicitor on the phone and the interview can be delayed for this. Do you wish to speak with a Solicitor or ... obtain legal advice at all?
2.20 DO	No, no

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EG	No. OK thank you. I am required to ask you to give any reasons for your decision not to seek legal advice. Is there any reason why you don't want to ?
2.30 DO	Because I haven't committed an offence.
EG	OK. Can you confirm we have not discussed this matter apart from briefly on Tuesday on the telephone and then today before the interview
DO	What?
EG	We have only discussed this matter on the phone on Tuesday
DO	Yeah
EG	And then previously, erm before this interview today?
DO	Yeah
2.50 EG	OK thank you. So on 10 June 2010 I witnessed Karolina Czaja sell a can of Zywiec beer to a 15 year old girl in Andor News and Food in Portswood. The Licensing Act 2003 creates an offence for selling alcohol to under 18s. the physical seller commits an offence, which is Karolina and the trader or company who owns the goods also commits the offence for selling alcohol. That's why it's important that we know who was trading as Andor News and Food at 19 Addis Square when the offence was committed. Can you confirm the shop's name please?
3.30 DO	Andor News
EG	Andor News, it's not Andor News and Food?
DO	No.
EG	OK. And the address is ...
DO	19 Addis Square, Portswood Road, Southampton.
3.40 EG	And do you know the postcode?

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DO	SO17 2NE
EG	Thank you. And can you confirm whether you are the sole proprietor of the store?
3.50 DO	Yes.
EG	And do you have any other businesses at the moment?
DO	Yes.
EG	And could you tell me the details of that business?
DO	Yes, London
EG	London
DO	Yes
EG	And what type of business is it?
DO	Off licence
EG	Do we want full details of it?
4.10 LM	If we could have details of that business please
DO	261 Brownhill Road
4.20 EG	Thank you and do you have the postcode?
DO	SE6,
EG	Yes
DO	SE, SE E not SA SE
EG	SE yes
DO	6 1AE
EG	1AE
	Thank you

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LM	What's the trading name of that business?
DO	Dabs Cash and Carry
4.40 EG	D A B
DO	Cash and Carry, DABS Cash and Carry Limited
LM	So you divide your time between those two shops do you?
DO	Why
LM	Andor and Dabs
EG	You work in both stores yourself?
DO	Yes I work in both stores. I have another supervisor at the premises that has personal licence in
	Andor News
LM	Sorry
DO	I have someone that holds personal licence that's a supervisor at Andor News.
LM	And who's that?
DO	Alam.
LM	Alam
DO	Alam Fakhre, Alam - you can check on your record is licence holder.
LM	OK
DO	I own the business.
5.20 LM	You own the business
DO	Yes, Alam is personal licence holder, that supervise the shop
LM	Did he used to work or own the business?
DO	He used to work, he owned the business before but now is working for me. We used to own the
	business together

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LM	Yes
DO	(inaudible) but now he is working for me.
LM	OK
5.40 EG	OK so is Andor News, is that a trading name under the limited company DABS
DO	Yes, yes
EG	Right OK. So are you the managing director?
5.50 DO	Yes
EG	OK. So you are authorized to speak on behalf of the business?
6.00 DO	It's my business.
EG	Yeah. OK. Is there any other managing directors at all?
DO	One in London
EG	Another director?
DO	yes
EG	Who's. What's their name?
6.10 DO	Mr Awonorin
EG	Can you spell that for me please?
DO	A W O N O R I N
6.20 EG	Thank you. How long have you owned the business, the limited company?
DO	This year. July this year.
EG	This year. July?
DO	January, January
EG	And how long have you owned Andor News?

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	DO	Since 2008
	EG	Do you have any other experience in retail before you owned these businesses?
6.50	DO	I used to work in Andor News a long time ago.
	EG	Do you know when you started?
	DO	Oh 2006 something like that.
	EG	OK
7.00	DO	And I do (inaudible)
	EG	Ok. And what about in age restricted sales products like alcohol and cigarettes, how long have you been working selling those?
7.10	DO	Since 2006
	EG	So what are your responsibilities at the business, do you do all of the training at the ...
	DO	I do training and Alam also do training.
7.30	EG	OK. And do you actually sell at the store as well. Do you go to Andor News
	DO	I work weekends in Southampton.
	EG	OK.
	DO	I work weekends in Southampton, Saturday and Sunday
7.40	EG	OK. So how many hours is the Andor News open for?
	DO	Monday to Sunday from 6 to 11
	EG	Every day?
	DO	Yeah
	EG	OK
	EG	And so you only work weekends in Andor News?

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8.00	DO	I work weekends on my own but I'm in shop sometimes if I want to
	EG	OK and other days sometimes
	DO	Yes like that day you came to the shop I was in Southampton. I just went to Cash and Carry
		and when I came back they say you had been in the shop
	EG	Right. And you are a personal licence holder, is that correct
	DO	Yes
	EG	Are you a premises licence holder at the Andor News or is that ...
8.20	DO	No I'm not
	EG	And who is it?
	DO	Alam.
	EG	And who is the DPS
	DO	Alam
	LM	Why are you not the premises licence holder and the DPS
8.30	DO	Because I'm the premises licence holder in DABS Cash and Carry.
	LM	OK.
	DO	I can't do both together
	LM	You could, but ...
8.40	DO	But Alam is there, Alam is my manager
	LM	OK
	DO	And we have been working together for like 5 years, 6 years.
	LM	Yeah. How often is Alam at the store
8.50	DO	Alam is at the store every day

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LM	Is he?
DO	You are there Alam will go, you are not there Alam will stay there
EG	So it's either you, but Mr Alam wasn't there when I visited the shop on that day was he? Because you were there.
DO	Yeah, yeah because I am there, Alam is not there and me I went to Cash and Carry
EG	Right.
DO	To get some things.
EG	OK. OK. So what sort of training do you carry out, I mean do you know what type of training currently ...
9.30 DO	Well you see when first time when I spoke to the lady I said OK (inaudible) coming back to show you attention.
LM	Till prompt
DO	Yes till prompt
DO	Yeah, yeah, I have these two for a long time ago, everybody knows about the book
LM	Yeah, this is a refusals book you are referring to for the purposes of the tape.
9.50 DO	Yeah yeah if you sell underage or you ask for ID I know normally they didn't used to do before because nobody know what to put down, even asked on Friday I can't ask that name I can't ask them to do that.
LM	No.
10.00 DO	But now when I came back to Southampton and I spoke to Alam and I came to help him and he said to me you don't need to put their name
LM	No
10.10 DO	You don't need to put everything, just put white no ID, white male, black male, (inaudible) just put it

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	down, that's it and since then we doing it. .
10.20 LM	Yes can we have a look at that record. We'll take a photocopy of that as well following the,
	following the interview.
EG	OK
LM	Hmm it's not been used very much has it? There's two entries there since April.
10.30 DO	Since when that happened.
LM	Yeah but it's not been used very frequently, I would have expected maybe a few more kids trying to buy alcohol or cigarettes, age restricted products.
10.40 DO	Yeah it's not every time they have to put it down. Even if someone (inaudible) suspicious put it down
LM	Yeah.
EG	Yeah. Everytime you refuse to sell you need to put it down to show us that you are taking action to stop underage sales.
DO	But if someone comes in every day, and he ask like 10 times I have to put it down?
EG	Yeah, yeah
LM	Put it down it's all good evidence that you are routinely refusing people, so yeah.
EG	It will show us that you know you are using it and that you are stopping sales.
11.10 DO	I only said today look which one came, I know it's underage put it down no ID. It's not every time if someone comes like put 24 years old
LM	Yeah
DO	Or 50 years old I know the difference it's not sustained, I can't put it down
LM	If they haven't got ID and you've
11.30 DO	If they come into my shop now I can't put it down

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LM	It's, it's a refusals book and it's just a record to record all refused sales. It's as simple as that.
DO	OK.
11.40 LM	So. While we're on the subject of training have you got records of the training that you have given to Staff? Have you recorded that you have trained them on such and such a date?
EG	Have you kept a file?
DO	No
11.50 LM	No, OK. I would recommend that you do because I mean all we have got is your word basically that you have trained staff
DO	What I have to write it down that I have trained them
LM	Yeah. On such and such a date and they sign it as well.
12.00 DO	OK. (inaudible) They can't deny. They have said to me if there is any problem they can come to court. I have said no, this is what we are doing, this is what we are doing. We ask for ID. They are ready to (inaudible) come to interview. I said it's not necessary. They want to come to interview with me, I said it's not necessary
12.20 LM	How many employees have you got for the store.
DO	Three
LM	Three, are they all Polish?
DO	Erm, yes, two Polish, three Polish and Alam is English
LM	OK
EG	And how is their English?
12.30 DO	They have been to school like two years, three. They know what they are doing.
EG	They can speak English, to ask, they can ask for ID?
DO	Yeah

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EG	They can say that.
DO	Yeah
LM	And you are able to train them?
12.40 DO	Yeah.
LM	Yeah.
DO	I have trained them before. I have trained them. The only thing is I don't write it down but I have trained them. When someone comes to the shop you should ask for ID and when they scan it will pop on the table.
13.00 LM	Do you use any training material at all, any sort of written material or, I know we have provided information to you before.
DO	I have before that, the one before that that is, I give to them they read everything
LM	Yeah.
DO	Training material like what?
13.10 LM	Oh we've got a CD Rom which has been provided.
DO	Yeah, yeah I have seen in the shop, yeah.
LM	Yeah. But is that used for your staff for training?
DO	Yeah, they check it. I put on my computer, I put on my computer in the shop and they check it and I give to Alam. Alam show them. Alam show them.
13.20 EG	So does Alam train them as well?
DO	Yeah Alam train them as well.
EG	OK
DO	I never have any problem, even if I am not around they have to call Alam first.

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EG	Right OK, so when does the training take place? Is it regular or ...
13.40 DO	No I only train them like twice, I can't train them every day.
LM	No. we don't, there is no expectations to train them every day. I mean that would be too much, but I mean it is a good idea to sort of you know just retrain them maybe every six months
13.50 DO	When you came to my shop that day, the second day I train them again I show them look this happen again I don't want to close my shop. You want me to close my shop I close it I take myself and go to London. Because Southampton I don't like, it's too much headache for me, it's too much headache. Every single day people come into my shop, every single day they saying sorry, that's why I'm very, very annoyed, I'm very, very annoyed. If they don't want me to do business in Southampton any more I close the door, fair enough I take myself to London.
14.30 EG	Well if you train them every few months just to remind them and then it keeps it fresh in their minds.
DO	But I haven't ... in London Trading Standards come once not every day
LM	We don't come every day as I have already explained to you
DO	In London Trading Standards come my shop once and they check everything, they can even check cctv. And the girl she said she told you to check cctv but she don't want to do that. She told you to check cctv that day. She told the policeman and you to check cctv but nobody want to check it. In London if Trading Standards came to my shop OK you sell something to underage can you
15.00	check the cctv To prove it what I .. straightaway they would do it on the spot
LM	Yeah
15.10 DO	But in Southampton just, I think everybody is backward that's what it probably is. I have to ... every single day people go to shop in Southampton I don't know why, what are they they're either jealous
LM	Well we certainly don't

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15.20 DO	I know you don't, I know you don't, I know you don't. I even ask my friend, you know I have like two
	friends in Portswood Road, nobody go to that shop.
LM	We, as I say we do visit all the shops that sell alcohol and age restricted products and we did make
	10, er 8, 16 test purchases on that evening.
15.40 DO	That's why I'm now I'm changing I'm changing my shop to Londis
LM	Yeah
DO	I'll tell you why (inaudible) I'm changing to proper shop, (inaudible) proper name where everybody
	be scared to come
15.50 EG	It will still, we will still do test purchases.
LM	Oh yeah, yeah. If it's still the same ownership, I mean that's what concerns us that we've
DO	I'm changing the name
16.00 LM	Well changing the name doesn't, makes no difference at all does it?
DO	I'm changing the name. No, I'm joining Londis, Londis is a proper company
LM	You'll still be a sole owner though won't you, you'll just be trading as Londis
DO	Yeah, yeah I'm still a sole owner, yes
LM	Yeah so it's no different not really
DO	I can get rid of the staff (inaudible) apply for another licence, because if Londis take over, Londis
	would take over everything that's what they said to me, they would take over everything I don't
	A need to do any headache any more.
16.30 LM	OK, OK.
DO	And I'm doing that next month
16.40 EG	OK, so do you have the policy in place at all for checking their ID, I mean what age do you say?
DO	I have 21 for alcohol and I have 18 for cigarette

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16.50 LM	Sorry, Challenge 21 is that?
DO	I have Challenge 25 on my door
EG	Right
DO	18 for cigarette
EG	Right
17.00 LM	OK so can you explain your policy regarding, do you have a Challenge, what we call a Challenge
	25 policy, that's where anyone who looks under the age of 25 ...
DO	25 yes, ask for ID, yes
LM	... you ask for ID
DO	Yes
LM	You mention 21 for alcohol though
17.10 DO	No, no that's London sorry. That's London in Southampton it's 25, because my area is a student
	area
EG	Yeah
DO	So I have Challenge 25 for alcohol and 18 for cigarettes
17.20 LM	Yeah
EG	OK and what sort of ID do you check? Do you check ...
DO	Driving licences and passport
EG	OK
DO	They have to take driving licences and passport. Any other ID I don't take it.
17.30 LM	Yes, good.
EG	OK and notices, I didn't see any, have you got any notices up? There was only one on the cigarettes...

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DO	Yes by the door
EG	On the door
DO	Challenge 21 is there from day one
EG	OK
DO	And by the one on top of the cigarette
EG	Oh yes
DO	And by the one in front of the counter
17.50 EG	Right. And what about the cctv where is that positioned
DO	The cctv does, you can never know
EG	No but I mean what can it see when you look
18.00 DO	Everybody you can see everybody in the shop
EG	Every part of the shop you can see?
DO	I see where you come in, I see where you caught Karolina. I see where you go back, at back of the shop
EG	The counter?
DO	The counter, everything
EG	Yeah
18.10 DO	I saw where you come in, I saw the policeman, I saw where you take Karolina, you take her to back of the shop
EG	Yes out of the way
DO	I saw everything, I saw where the policeman stand like this on the note. The cctv cover every single corner of the shop

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EG	OK. So you say you trained again, just Karolina did you train again?
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18.30 DO	All of them – Karolina, Jack and Martin.
LM	You are only at the shop at the weekends so you say.
DO	No, no I work weekends
LM	OK
DO	In Southampton if I want like since that day I don't go back to London (inaudible) Southampton.
LM	Yes. Do you ever, while you have been away, do you ever check the cctv when you get back?
18.50 DO	I only check the cctv every weekends
LM	Just to see that staff are doing what they should be doing, you know refusing sales to kids, that kind of thing. Do you ever check it for that?
DO	I check cctv whenever they start nicking my money
19.00 LM	Oh right so you want to check whether staff are, so it sounds like you don't particularly trust your Staff. Is that the case?
DO	I trust them, I don't say I didn't trust them but I have to check cctv to see what's going on
LM	Ok so that's your main sort of ...
DO	They have been working for me for almost a year and a half now and that's nothing's happened.
LM	Yeah
DO	I check cctv whenever I am working or when something's gone missing, something like that.
LM	OK I understand. Do you every use it though for sort of checking whether they are sort of refusing kids or selling alcohol to kids.
19.30 DO	No, no
LM	No, OK

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DO	No no I don't check like that.
LM	OK. With the refusals register do you ever check that to see that sort of staff are regularly using it?

DO	Yes
19.40 LM	Because they haven't been regularly using it I mean if ...
DO	I used it once you see a lot of people.
LM	Yeah. Oh that's you David there is it yeah.
DO	I work like about until last Saturday when the football before football starts
19.50 LM	Yeah.
DO	Before football starts last one so I (inaudible)
LM	OK because there's two entries here, one for 22 April which is signed by Jack, that's one of your Polish ...
20.00 DO	Yes Jack, yes Jack work in the morning.
LM	OK and one which is signed by yourself, that's relating to alcohol that's on 3 June so I think you mentioned it's a student area and that means that you are going to be challenging a lot of people regarding their age.
DO	(inaudible) there are a lot under age.
20.20 LM	Occasionally they are not going to have their ID so I would expect maybe a sort of few more well a lot more in
DO	I tell her every day you refuse put in the book
EG	Every day you refuse put it in.
20.30 LM	And I would also say that when, well Elaine is probably better speaking about this than me but when you looked after the refusals book the staff didn't know what you were talking about so
EG	No they didn't know, no. I did ask for a refusals book.

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DO	Because she's annoyed.
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EG	Well that's ...
LM	Sorry
DO	Because she's annoyed.
LM	She's annoyed?
DO	Yeah
EG	She didn't look annoyed, she looked upset.
DO	Yeah she's upset, that's what I'm saying she's upset.
LM	Yeah.
20.50 DO	Because she don't want to speak to, because what she haven't done because they accuse her for what she haven't done.
LM	Yeah.
DO	That's why she upset for.
LM	Yeah but there were other staff there as well weren't there?
EG	There was about five people around the counter
LM	Yeah
DO	Well Martin and Karolina, they are allowed friends. The other people they are friends.
EG	Right so they weren't staff?
DO	No, no they're not staff.
EG	OK
DO	I saw them.
LM	Was she the only member of ... sorry

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EG	One of the, there was one male
DO	One male is the only ...

21.10 EG	Behind the counter
DO	Yes that's Martin
EG	Is he an employee?
DO	Yeah, yeah that's Martin
EG	Yes OK
LM	But he wouldn't know where the, he didn't know where the refusals book was
EG	He didn't know where the refusals book was either
DO	Because you didn't ask him?
21.20 EG	We did yes
DO	You asked Martin?
EG	We asked Martin yes. We went up to the counter after speaking to Karolina, erm because we didn't think she understood so we asked behind the counter which was Martin and erm he said ...
21.30 DO	And when I came back they said they are very, very upset and annoyed, because they are accused for what they haven't done
LM	What they have done
EG	They have done.
DO	That's why, that's why she didn't want to take the ticket.
LM	Yeah
21.50 EG	I explained that I witnessed it and she still didn't seem to understand so that was the reason for not issuing a PND.

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LM	You said that she can sort of .. what's the name of that seller
DO	Karolina
EG	The seller, Karolina

22.00 LM	Karolina – that she can speak English. Is that what you said?
DO	She's in college in Southampton. She's at (inaudible)
LM	What's she studying?
DO	She's studying English.
LM	She's studying English, OK so she was pretending basically that she couldn't because she didn't want the £80 on the spot fine?
DO	Because she was upset, because she was upset. Yeah because she was upset.
LM	I mean you have already mentioned that you checked the cctv to see if they're stealing. They've obviously lied, well this lady's lied to us that she can't speak English. Are they the kind of staff that you can trust to do the job properly do you think?
DO	There is some that are Polish, Jack and Karolina.
22.30 LM	Yeah.
DO	The girl and the other boy but Jack works only in the morning
LM	Yeah.
DO	And Karolina and Martin work in here every day
LM	You say you can trust Karolina even though she is clearly a liar?
DO	100%, 100%. She doesn't lie
LM	Well she has to us hasn't she?
DO	Like what?
LM	Well she said she didn't speak English

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22.50 DO	She didn't speak English, she didn't say that
EG	She didn't say that no, she didn't say anything.

DO	She only pretend because she was upset
23.00 EG	She said that she didn't know about the refusals book. She definitely said that
DO	The refusals book is in front of the like counter
LM	Right OK
23.10 DO	By the counter like this you know when they (inaudible) the refusals book is there.
EG	I think the male, the male behind seemed to understand because he said yeah we'll use it next time. he said so ... he knew.
DO	What I am upset about is, I don't upset about Trading Standards, what I am upset about is that people came to my shop every day, they say that we are taking you for selling cigarettes for under age (inaudible) cigarettes, cigarettes, cigarettes, cigarettes and they are not Trading Standards, that's why I am very, very upset about. Why my shop, why?
23.50 LM	We can't answer that because it's not us. We only come to your shop because we have had problems with it, we see it as a risk regarding the sale of alcohol to children and quite rightly we visit the shop
24.00 DO	But why, (inaudible) why there's nobody of that age, 15 years old who came to my shop with confident to buy alcohol if we didn't follow that
24.10 LM	Sorry
DO	Nobody would come to that shop and he she know she is 15 years old and feels confident to go get alcohol from my shop, nobody.
EG	But that doesn't matter ...

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24.20 DO	Because you give them confidence to inside the shop to buy the alcohol
EG	And you should then be able to refuse that sale ..
LM	Yeah

EG	.. that's why we do it
24.30 LM	That's all we ask most of the shops as I have already told you, 16 shops we visited, only 2 sold yourself and another one. Most of the shops obviously were, er realized that she was under the age, she was only 15. There's no way that 15 year olds should be sold alcohol. You've got a Challenge 25 Policy, a Challenge 21 Policy. She certainly doesn't look 21 so obviously that policy is
25.00	not being put into practice is it? By your staff. I mean you are looking at the photo there of the volunteer erm, what were your impressions of her in terms of appearance whether she looks old enough to buy alcohol or not.
DO	Yes
LM	You think she does look old enough to buy alcohol?
DO	Yes
LM	Well that concerns me even more because we've had
DO	Yes she looks old, she doesn't look older. I'd ask for ID
25.20 EG	Well you've got the 25 policy in place?
DO	Yeah I only ask for ID
LM	You would ask for ID
DO	(inaudible) ... well I would ask for it I would only ask for ID because I know it's student area
25.30 LM	Yeah
DO	I don't trust anybody

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LM	Yeah
DO	I don't trust every single customer came to my shop because mostly they are student
LM	Yeah

25.40 DO	I would only ask them for their ID. If they show me ID fair enough. If she looked 25, if she looked
	10, if she looked 50 I always ask for ID that's my own
LM	Do you think she should have been er...
DO	If she come to, if you are in front of me I will ask her for ID
25.50 LM	Yeah
DO	If she was in front of me I would ask her for ID
LM	Yeah but do you think it right for your member of staff Karolina whatever her name was to sell
	alcohol to her
26.00 DO	I don't say it's right, it's up to her.
LM	It's up to her?
EG	But it's your business at risk, she's put your business at risk.
26.10 DO	Yeah that mean she doesn't get, she can't get done for it , she gonna get done for it on my own
	site. Because when I go back to the shop now I say look Karolina if I consider a picture, if I consider
	this picture on my cctv I have told her if I can find that picture on my cctv she will be out of the door.
LM	OK
DO	She know that
LM	Yeah
26.30 DO	Because I have told them before when this thing happened in first place, if it happen again SSSSS
	The person does it out of my door because I don't want to lose my licence
LM	Yeah

Signature of Officer Preparing Record: _____

Tape Times

DO	If I can't find the cctv, the picture on my cctv today they are waiting for me in the shop now to come
	back from interview she will be out of my door.

LM	OK what have you done to prevent this happening in future?
26.50 DO	I have done it I have do this scan, they have to scan the beer when they scan the beer will show
	the age restriction
EG	Is that new?
DO	Yeah that's new, the tills new
27.00 LM	OK, does that work on alcohol and cigarettes
DO	Alcohol and cigarettes only
LM	All age restricted products
DO	And the official book now I would tell them they have to put in every day the official one (inaudible)
	very important
LM	I wouldn't say every day, I mean I don't want them to make up entries but just routinely use it
27.20 DO	No, no not making up I just tell them when you see someone please, please can you put it in the
	book
LM	And check it, check that they are doing that.
DO	Yeah, yeah
27.30 LM	OK
EG	OK do you want anything to be clarified, do you understand everything we have gone through?
DO	Yes
EG	OK. And do you want to say anything else?
27.40 DO	No

Signature of Officer Preparing Record: _____

Tape Times

EG	OK, I now give you a notice that explains the tape recording procedure, together with a form that
27.50	I would ask you to complete regarding the supply of the copies of the tapes. The time is 10.45
	And I am now turning off the tape.

Signature of Officer Preparing Record:

TR4a
L/25a/90
TRI ww2 (10/96)