

**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, [Supt M Loebenberg], on behalf of the Chief Constable of Thames Valley Police,

(Insert name of applicant)

apply for the review of a premises licence under section 51 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 Yellow Parrott, Kingsbury Square	
Aylesbury, Bucks	HP20 2JA

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

Number of premises licence or club premises certificate (if known) PR0391

Part 2 – Applicant details

I am

Please tick ✓ yes

- | | |
|---|-------------------------------------|
| 1) an interested party (please complete (A) or (B) below) | <input type="checkbox"/> |
| a) a person living in the vicinity of the premises | <input type="checkbox"/> |
| b) a body representing persons living in the vicinity of the premises | <input type="checkbox"/> |
| c) a person involved in business in the vicinity of the premises | <input type="checkbox"/> |
| d) a body representing persons involved in business in the vicinity of the premises | <input type="checkbox"/> |
| 2) a responsible authority (please complete (C) below) | <input checked="" type="checkbox"/> |

3) a member of the club to which this application relates (please complete (A)
below

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

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

Surname

First names

Please tick yes

I am 18 years old or over

Current address

Post Town

Postcode

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

Thames Valley Police
Thames Valley Police Headquarters South
Oxford Road
Kidlington

OX5 2NX

Telephone number (if any)

[REDACTED]

E-mail address (optional)

[REDACTED]

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

Tick one or more boxes

✓

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

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

Please see attached reports.

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

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

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

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

Please tick ✓ yes

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

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

Part 3 – Signatures (please read guidance note 3)

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

Signature

[Redacted Signature]

Date

7/11/2019

Capacity

AREA COMMANDER, MANVED VALLEY POLICE

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 5)

Post town

Post code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address, your e-mail address (optional)

Notes for Guidance

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

Trevor Hooper
Licensing Officer
Aylesbury/Chiltern & South Bucks

Aylesbury Police Station
Walton Grove
Wendover Road, Aylesbury
BUCKS, HP12 7LA

Tel: [REDACTED]
Fax: [REDACTED]

www.thamesvalley.police.uk

6 November 2019

Dear Mr Gallacher,

Re- Yellow Parrott, Kingsbury Square, Aylesbury, Bucks. HP20 2JA.

This is an application to review the licence of the above premises.

The review is sought and relates to the below licensing objectives=

1. The prevention of Crime and Disorder.
2. Public Safety.

The above premises is situated within Kingsbury, Aylesbury and is a single floor premises facing out onto the square. It is a business that sells alcohol, cigarettes and food products.

During the summer of 2019 the police had cause to visit the premise on a number of occasions to advise the owner re the sale of alcohol to drunk persons, who in turn were causing problems and disorder within Kingsbury. (Premise summary attached) Unfortunately the visits did not have the required effect and advice was not taken. This resulted in a letter being sent to the owner and DPS Mr Avatar Singh requesting that he seek by way of a minor variation conditions to his operating schedule, the letter set out 8 such conditions. (Letter attached)

As a result of this letter and other steps taken by the local authority and other licensed premises the problems within the square settled down and as a result the police again visited and stated that due to steps taken the minor variation was no longer sought.

On Friday 1st November 2019 at about 6.50pm a serious assault took place within the premises when a male person was stabbed in back of the head causing a cut to the back of the head and a deep laceration behind the ear. The police were informed of this incident by the control room of South Central Ambulance Service. Not from the premise itself.

The male was found outside within the square and the offender was no longer on scene.

The police began their enquiries and the aggrieved and other witnesses stated that the incident had happened within the Yellow Parrott.

Officers attended the Yellow Parrott and staff informed the officers that the assault had not taken place in the premises. They denied any knowledge of it happening within the premises, however when the duty sergeant reviews the footage of the internal CCTV it clearly shows the offence taking

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place within the premises and it also shows a member of staff coming from behind the counter and clears a significant amount of blood from the floor.

A scene was placed on the shop and it was ordered closed. Officers seized the CCTV recording system as no member of staff could download the footage and due to previous actions they were fearful its contents would be tampered with or lost. (2 X GEN 40, Officers reports attached.)

Having attempted to work with the premises in the past and most recently this year to overcome any problems they have it would appear that we have now come to a position when other action is sought.

Thames Valley Police request that the committee suspend the licence of this premise to enable all staff to undergo full training in the operation of the CCTV system this to include the ability to be able to there and then down load any images requested by police. Also to include crime scene preservation. (This information is available from TVP within their Licensee support pack) A full written record to be kept of such training and be kept on the premise for inspection. We would wish that these as well as the 8 set out in the letter dated 18th July become part of the working schedule for the premises and be included as conditions consistent with the schedule.

We ask that the suspension of the licence be for a period of 21 days this will ensure that all staff are given sufficient time to be trained fully and correctly. A written record of training to be produced prior to the premise re-opening.

Thames Valley Police feel that this is a proportionate approach to the owner as a full revocation was considered.

It is always our intention to work with a premise prior to any action of this kind taking place, we now feel it is time the premises took responsibility for their staff and operation.





Licensed Premises Summary Report

YELLOW PARROTT

25 Kingsbury, Aylesbury, HP20 2JA

Events dated between 01 January 2019 and 06 November 2019

PLEASE NOTE: The information below is OFFICIAL - SENSITIVE and should not be shared outside of Thames Valley Police without the express consent of the Licensing Team. The records in this summary are derived from a variety of sources. In some cases, multiple records may relate to the same incident and should not necessarily be counted individually. The report relates only to events which have been entered on Amandus at the time of the report being run and may not be a comprehensive list. All data entry is at the discretion of the Licensing Team.

Engagement: Visit by Police

Date/Time: Wednesday 19 June 2019

Visit re problems with drinking in Kingsbury Square. PC West/Mr Hooper advised re problem with single can sales and drinking in No Drinking zone.
Mr Singh agreed to be more vigilant but stated drinks also come from other premises.

Incident: Other (specify in notes)

Date/Time: Wednesday 26 June 2019 - 21:10

Known street drinker was seen to enter premises and purchase single can of beer.

Premises Response: Mixed

Incident: Other (specify in notes)

Date/Time: Monday 08 July 2019 - 22:28

Known street drinker seen to enter and purchase single can. On leaving opened can and began to drink. Seized by PCSO.

Premises Response: Unknown

Incident: Other (specify in notes)

Date/Time: Wednesday 17 July 2019 - 21:20

known street drinker entered premises and purchased two cans of beer. When approached he was found to be extremely drunk.

Premises Response: Negative

Incident: Other (specify in notes)

Date/Time: Wednesday 17 July 2019 - 15:45

Male seen to enter premises and purchase single can of beer. Exit and pass to a street drinker.

Premises Response: Negative

Engagement: Letter sent by Police (Tier 2)

Date/Time: Thursday 18 July 2019

Letter sent by police re adding conditions.

Incident: Other (specify in notes)

Date/Time: Tuesday 23 July 2019 - 20:30

Seen to sell two cans of beer to a very drunk male.

Premises Response: Unknown

Engagement: Visit by Police

Date/Time: Wednesday 11 September 2019

Visit re T2 letter. Premises now compliant

Trevor Hooper
Licensing Officer
Aylesbury/chiltern & South Bucks

Aylesbury Police Station
Walton Grove
Wendover Road, Aylesbury
BUCKS, HP12 7LA

Tel: [REDACTED]
Fax: [REDACTED]

[REDACTED]
www.thamesvalley.police.uk

18 July 2019

Dear Mr Singh

On 19th June 2019 together with Police Constable West I visited your business to discuss controls on preventing the sale of alcohol to town centre drunks. It was noted that you do stock relatively high volume beers and ciders and they are available as single cans.

The town centre, particularly in and around Kingsbury has, this summer been blighted by the activities of a small number of people who clearly have an alcohol dependency problem. Whilst we are attempting to engage the individuals with the appropriate authorities and services, we seek your cooperation in dealing with the situation. Intelligence suggests that the individuals are obtaining alcohol from off sales rather than local pubs. If you are approached by any customer who is clearly under the influence of alcohol you must refuse to serve them.

It has been noted that since our visit on at least four occasions alcohol has been sold to individuals who drink in the square, these sales are of single cans of a high ABV. On at least 1 occasion when one of these persons has been spoken to they have been found to be extremely intoxicated.

Section 141 of the Licensing Act 2003 makes it a criminal offence to 'sell alcohol to a person who is drunk or allow alcohol to be sold to such a person.' Prosecution of this offence carries a fine up to £1000.

It is clear that this problem is continuing and that sales from your premises are adding to that problem.

Thames Valley Police will always work with a premise before any other enforcement takes place. To that end we would now ask that to promote the licensing objectives which form part of your licence in particular The prevention of Crime and Disorder and The prevention of public nuisance that you by way of a minor variation add the following conditions to your operating schedule.

1) No single cans (packs of 4 only) or bottles of beer or cider of a capacity of up to 440ml with an alcohol content above 6% ABV will be sold except for 'premium' or 'craft' products.

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- 2) Alcohol shall not be sold to any person who is reasonably expected to consume it on the street in the vicinity of the premises.
- 3) Alcohol shall not be sold to customers in an open container.
- 4) Copies of receipts of all alcohol and tobacco products purchased from suppliers will be retained and maintained for inspection for a period of at least 12 months from the date of purchase
- 5) All alcohol sold from the premises will be marked in a way that can be used to identify that the alcohol has been purchased from the shop.
- 6) A closed circuit television system shall be maintained in all internal areas of the premises where alcohol is kept for selection and purchase by the public as well as all public entrances and exits.
 - a) The system shall be capable of recording images of sufficient quality to enable facial recognition and shall record continuously with a date and time stamp applied to the recording to show when the recording was made. All recordings shall be retained for a period of no less than 31 days from the date of recording and the system shall be capable of producing copies of the recordings in a format that can be viewed on domestic-grade reproduction equipment of a computer.
 - b) A staff member from the premises who is trained and conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the minimum of delay when requested, subject to the tests contained within the Data Protection Act.
- 7) Staff engaged in the service of customers at the premises shall be trained in the promotion of the licensing objectives as are commensurate with their duties. This shall include training on awareness of local alcohol related issues. The training shall be recorded in a training record which shall not be removed from the premises, except in case of emergency or for the purposes of copying, until a period of 12 months has expired since the last entry that has been recorded. The training record shall be made available to Police and authorised council officers on request.
- 8) A log of refusals to sell alcohol shall be maintained at the premises.

I have copied this letter to AVDC licensing authority for their information.

T I Hooper
Licensing Officer.

Submitting Officer

Shoulder No/Name: 7683 Ruffle

Station: AA

LPA: AA

Incident References

Premises Name/Location: YELLOW PARROT OFF LICENSE, KINGSBURY SQUARE, AYLESBURY

Incident Date: 01/11/19

Incident Time: 1840

Command & Control URN: 1255 011119

Crime Report(s): 43190341226

CCTV SEIZED? Yes – unit removed

Sources of Information: Police attendance

Nature of Incident – what happened?

An assault occurred at the YELLOW PARROT OFF LICENSE whereby the agg'd was approached from behind by suspect known to him and stabbed in the neck. This has caused a cut to the back of his head as well as a deep laceration just behind his ear. The agg'd was located outside a takeaway in the opposite side of the square.

Premises Response – what part did staff play? How did they react/assist (include good/poor performance)?

It was established through witnesses that the agg'd came from the off license. On initial police attendance the staff denied any knowledge of anything happening at their shop. When the address is visited by Sgt HAMBLIN to review CCTV the offence clearly takes place in their shop and a member of staff comes out from behind the counter and clears up a significant amount of blood that was left on the floor. Staff could not download the CCTV.

Police Response – what action was taken? Please identify the main officers who dealt with the incident.

Scene placed on off license and shop shut. As the blood had been cleared there was no scene to be examined. Items with blood staining were seized and apparent blood spots swabbed. CCTV unit seized as staff couldn't download it and OIC wanted to ensure it wasn't tampered with, following their denial of anything happening. Scene was released back to control of shop owner following this.

LICENSED PREMISES INCIDENT REPORT

Name	Date of Birth	Role	Action Taken	REF NO. (e.g Custody, PND, Etc)	Level of Intoxication. (0 - 5) UNKNOWN
[REDACTED]	[REDACTED]	SUSPECT	TO BE ARRESTED		
[REDACTED]	[REDACTED]	AGGRIEVED	TAKEN TO HOSPITAL		0

- LEVELS OF INTOXICATION.**
- 0 SOBRIETY (Has had less than one drink in an hour)
 - 1 EUPHORIA (Difficulty concentrating. Talkative. Lowered inhibitions.)
 - 2 EXCITEMENT(Senses are dulled. Poor coordination. Drowsy)
 - 3 CONFUSION(Exaggerated emotions. Difficulty walking. Blurred vision)
 - 4 STUPOR(Cannot stand or walk. Vomiting)
 - 5 COMA (Unconscious. Low body temperature)
 - 6. DEATH(Death as a result of respiratory arrest)

When complete, please forward to the Licensing Officer for the area (and anyone else as per local instructions) this form is used in licensing meetings/hearings and therefore is a disclosable document. Your opinion matters and needs to be written in a professional manner.

Submitting Officer
Shoulder No/Name: P7009 M ROBINSON **Station:** AYLESBURY **LPA:** AYLESBURY

Incident References

Premises Name/Location: YELLOW PARROT LICENCED PREMISE
Incident Date: 01.11.2019 **Incident Time:** 1850
Command & Control URN: 1255 of 01.11.2019 **Crime Report(s):** 43190341226
CCTV Seized? YES
Sources of Information: CCTV / ATTENDING POLICE OFFICERS

Nature of Incident – what happened?

URN 1255 of 01.11.2019 / 43190341226 - Stabbing at YELLOW PARROT licenced premise, KINGSBURY SQUARE. At 1850hours on Friday 1st November 2019 police received a call from SCAS reporting that a 25 year old male had been stabbed at The Yellow Parrot, Kingsbury Square, Aylesbury. Officers attended and found the victim, [REDACTED] outside JFC, another shop in Kingsbury Square. He confirmed that he thought he had been stabbed whilst in The Yellow Parrot. The offender was no longer on scene.

Premises Response – what part did staff play? How did they react/assist (include good/poor performance)?

it is worth noting that whilst officers were making initial enquiries into this matter there were directed the Yellow Parrot and it was indicated this was the scene of the offence, however staff told officers initially that the incident had not occurred inside the Yellow Parrot, this clearly wasn't true and when officers have reviewed CCTV footage it is clear that the incident took place inside the Yellow Parrot and the staff have misled officers initially. There is a named suspect for this offence [REDACTED] who remains outstanding for the offence at this time.

Police Response – what action was taken? Please identify the main officers who dealt with the incident.

PC 1036 ROBERTSON
 PC 2440 GIBSON
 PS 2344 HAMLIN

Persons Involved - to add more rows click into the final cell of this table

Name	Date of Birth	Role	Action Taken	Ref No. (e.g. Custody, PND etc)
[REDACTED]		VICTIM	NONE	N/A
[REDACTED]		SUSPECT	TO BE ARRESTED	NOT ARRESTED YET

When complete, please forward to the Licensing Officer for the area (and anyone else as per local instructions)



Premises Licence

Premises Licence Number

15/00001/LAPRE (PR0391)

Date Issued

2nd January 2015

Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

The Yellow Parrott
25 Kingsbury
Aylesbury
Buckinghamshire
HP20 2JA

Telephone number 01296 428648

Where the licence is time limited the dates

Not applicable.

Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities

Sale by Retail of Alcohol	Monday to Saturday	08:00 - 23:00
Sale by Retail of Alcohol	Sunday	10:00 - 22:30

The opening hours of the premises

Not applicable.

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

Supply of alcohol is authorised for consumption off the premises only.

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

Avtar Singh

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

Not applicable.

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Avtar Singh

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

Annex 1 – Mandatory conditions

- 1 No supply of alcohol may be made at a time when:
 - (i) there is no designated premises supervisor in respect of the premises licence; or
 - (ii) the designated premises supervisor does not hold a personal licence or his/her personal licence has been suspended.

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

Annex 2 –Conditions consistent with the operating schedule

3 Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours means:

- a. On weekdays, other than Christmas Day, 8.00am to 11.00pm.
- b. On Sundays, other than Christmas Day, 10.00am to 10.30pm.
- c. On Christmas Day, 12.00noon to 3.00pm and 7.00pm to 10.30pm.
- d. On Good Friday, 8.00am to 10.30pm.

The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
- (b) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (c) the sale of alcohol to a trader or club for the purposes of the trade or club;
- (d) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;

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

FILE COPY

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

Not applicable.

FILE COPY

Annex 4 – Plans

AYLESBURY VALE DISTRICT COUNCIL

Environmental Health and Licensing

Please ask for: Licensing
Direct Line: 01296 585083
Switchboard: 01296 585858
Text Relay: prefix telephone number with 18001
Email: sgallacher@aylesburyvaledc.gov.uk
Our Ref: PR201911-225118
Your Ref:



5 December 2019

Licensing Service
Aylesbury Vale District Council
The Gateway, Gatehouse Road
Aylesbury
Buckinghamshire
HP19 8FF

Dear Sir/Madam

Licensing Act 2003 – Representing from the Licensing Authority
Premises: Yellow Parrot, Kingsbury Square, Aylesbury HP20 2JA
Licence number: PR0391

I am submitting this representation on behalf of the Licensing Authority in response to the application submitted by Thames Valley Police for a review of the licence in respect of the above named premises.

The premises is licensed for the sale of alcohol, for consumption off the premises only, between the hours of 08:00 and 23:00 on Mondays to Saturdays and between 10:00 and 22:30 on Sundays. Beyond the mandatory conditions and restrictions relating to permitted hours, there are currently no other conditions attached to the premises licence. Council records show that the current licence holder and designated premises supervisor, Mr Avtar Singh, has held these positions since December 2014.

The shop is located on Kingsbury Square in Aylesbury Town Centre and the area is subject to both a special saturation policy and public space protection order (PSPO). These control measures have both been introduced as a direct consequence of problem behaviour associated with the consumption of alcohol.

Thames Valley Police have submitted this review on the grounds of promoting the licensing objectives relating to crime and disorder and public safety. The review application refers to a troubling incident on 1 November 2019, whereby an individual was seriously assaulted as a consequence of a stabbing injury to the head. It appears that staff at the shop misled the police by providing false information and attempting to clear evidence from the crime scene. Furthermore the accompanying documents refer to several visits made by police officers to the premises during the summer in relation to sales of alcohol being sold to those who were drunk. These visits include a visit by the police licensing officer on 19 June 2019 to discuss with the business controls on preventing the sale of alcohol to those who are drunk. Despite this visit it is noted in the officer's subsequent letter to Mr Singh, dated 18 July 2019, alcohol continued to be sold on at least one occasion to a person who was "extremely

The Gateway Gatehouse Road Aylesbury HP19 8FF
DX 4130 Aylesbury 1
www.aylesburyvaledc.gov.uk



intoxicated". Furthermore it is noted from the supporting documents that, even after this letter was sent, police officers continued to witness irresponsible alcohol sales associated with the business as per the incident report of 23 July 2019, which states: "seen to sell two cans of beer to a very drunk male".

A review of council files reveals that Mr Singh has received two previous written warnings from the licensing service in relation to the sale of alcohol to those who are intoxicated:

On 29 October 2015 Mr Singh was written to by the former Licensing Manager following a visit to the business accompanied by the police licensing officer. Mr Singh was asked to co-operate in preventing sales of alcohol to those who are drunk in the town centre and warned of the consequences of selling to those who are intoxicated. He was specifically warned that he may be prosecuted or render the licence subject to review. (See attached letter dated 29 October 2015)

On 14 December 2015 Mr Singh was again written to by the former Licensing Manager with a warning that police officers had alleged that the business was continuing to sell alcohol to town centre drunks. He was warned that if this continued the police were likely to review his licence. (See attached letter dated 14 December 2014).

Furthermore, on 6 October 2018 Mr Singh was present when licensing officers inspected the shop. Mr Singh was spoken to about ongoing complaints relating to street drinking. (See attached inspection report dated 6 October 2018).

The Licensing Service continues to receive reports from Aylesbury's Town Centre Team, local businesses and the local Police about the impact of street drinking in the Aylesbury Town Centre area. Street drinking is reportedly associated with anti-social, offensive and intimidating behaviour. Licensing officers have visited the 'off-licence' premises within the Kingsbury area to carry out licence inspections and provide advice to licence holders. Officers also continue to monitor activity within the town centre and have observed that while there has been some displacement of street drinking immediately outside the Yellow Parrot, street drinking is still occurring in the area between Kingsbury and Market Square.

I am concerned that the ongoing availability of alcohol at the applicant's premises will continue to be attractive to those associated with the anti-social behaviour referenced above. I am equally concerned about the effective management control of these premises and the behaviour of staff employed at these premises. Despite repeated warning and requests for assistance, police evidence shows that the shop is responsible for supplying alcohol to those already intoxicated and most likely to engage in antisocial behaviour which has been the source of ongoing concern to local residents and businesses. Most troubling of all is the recent incident of 1 November 2019 during which staff not only failed to act responsibly when faced with a serious incident, but attempted to mislead police officers and deliberately hinder a criminal investigation.

I support the police in bringing this necessary review application, however I also recommend that the committee give careful consideration to the full options available. In accordance with Section 52 of the Licensing Act, when determining this review the committee may:

- (a) modify the conditions of the licence;
- (b) exclude a licensable activity from the scope of the licence;
- (c) remove the designated premises supervisor;

(d) suspend the licence for a period not exceeding three months;

(e) revoke the licence;

and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added.

If the committee are minded to allow the licensee to retain the licence, and/or continue in his role as DPS, then it is respectfully submitted that robust and suitable measures need to be in place to ensure the promotion of licensing objectives. I support the police's proposed additional conditions set out in their letter of 18 July 2019, with some suggested additional requirements:

Proposed condition 6, relating to CCTV, include an additional requirement that daily documented checks be carried out on the system, by either the DPS or a manager delegated in writing by the DPS. These checks shall record whether all cameras are working, the date and time is correct, a minimum of 31 days recorded material is being stored and any faults to the system and remedial action taken.

Proposed condition 7, relating to staff training, include an additional requirement that all staff receive documented refresher training at least every 6 months in relation to the promotion of the licensing objectives. The documentation shall include the content of the training with details confirming the name of the trainer and names of the staff undertaking the training.

Proposed condition 8, relating to a refusal log, be expanded to include reference to the matters to be included: refusals of sales of alcohol to persons who appear to be under the age of 25 without the required proof of age documents, refusals of sales to persons who appear intoxicated, refusals of persons known to consume alcohol in breach of the local PSPO.

Finally I support the proposal that a suspension period of 21 days would be appropriate to allow the licensee sufficient time to attend to the other above matters.

Yours sincerely



Simon Gallacher
Principal Licensing Officer

AYLESBURY VALE DISTRICT COUNCIL

Environmental Health and Licensing

Please ask for:

Direct Line: 01296 585083

Switchboard: 01296 585858

Text Relay: prefix telephone number with 18001

Email: pseal@aylesburyvaledc.gov.uk

Our Ref:

Your Ref:



29 October 2015

Avtar Singh



Dear Mr Singh

Licensing Act 2003 – Yellow Parrott Aylesbury town centre drunks

I would confirm that Trevor Hooper, Thames Valley Police Licensing Officer and myself recently visited your business to discuss controls on preventing the sale of alcohol to town centre drunks. It was noted that you do stock relatively high volume beers and ciders and they are available as single cans. The staff spoken to admitted that people clearly under the influence of alcohol do from time to time attempt to buy alcohol from your premises and that they always refuse.

The town centre, particularly in and around Kingsbury has, this summer been blighted by the activities of a small number of people who clearly have an alcohol dependency problem. Whilst we are attempting to engage the individuals with the appropriate authorities and services, we seek your cooperation in dealing with the situation. Intelligence suggests that the individuals are obtaining alcohol from off sales rather than local pubs. If you are approached by any customer who is clearly under the influence of alcohol you must refuse to serve them.

Section 141 of the Licensing Act 2003 makes it a criminal offence to 'sell alcohol to a person who is drunk or allow alcohol to be sold to such a person.' Prosecution of this offence carries a fine up to £1000.

When an individual is arrested for a drunken disorderly offence the police always ask where the alcohol was obtained from. Should any patterns of subsequent anti-social behaviour or criminality be linked to your premises the police will likely review your licence. A review can result in the revocation or suspension of your licence. However it is more likely that, on review the police will require the following:

- The prevention of the sale of beers and ciders over 5.5% ABV
- The prevention of the sale of single cans
- Controls on the advertising, display and storage of alcohol

The Gateway Gatehouse Road Aylesbury HP19 8FF
DX 4130 Aylesbury 1
www.aylesburyvaledc.gov.uk



We wish to work with you and support your business in eradicating this problem. If you are require any further advice do not hesitate to contact me.

Yours sincerely

Peter Seal
Licensing Manager

AYLESBURY VALE DISTRICT COUNCIL

Environmental Health and Licensing

Please ask for:

Direct Line: 01296 585083

Switchboard: 01296 585858

Text Relay: prefix telephone number with 18001

Email: pseal@aylesburyvaledc.gov.uk

Our Ref:

Your Ref:



14 December 2015

Avtar Singh
c/o Yellow Parrott
25 Kingsbury
Aylesbury
Bucks
HP20 2JA

(Also sent to [REDACTED])

Dear Mr Singh

Licensing Act 2003 – Yellow Parrott Aylesbury town centre drunks

I wrote to you on the 29 October 2015 regarding preventing the selling of alcohol to town centre drunks. I enclose a copy for your information.

Last week I attended a meeting convened by the police regarding, amongst other things the continuation of this problem. During the meeting a number of operational police officers alleged that the Yellow Parrott continues to sell alcohol to town centre drunks. If this is the case I would urge you to put the necessary controls in place immediately. If you require any advice or assistance you can reach me on the above contact details. As mentioned in my last letter, should any patterns of anti-social behaviour or criminality be linked to your premises the police will likely review your licence.

Yours sincerely

Peter Seal

Licensing Manager

CC Trevor Hooper – Licensing Officer, Thames Valley Police



Licensed Premises Checklist: Pubs & Clubs

Premises Name: Yellow Parrot Street and Town: 25 Kingsbury, Aylesbury Premise Licence Holder: Avtar Singh Licensable Activities: Alcohol (off sales) <small>(At time of inspection)</small>	Officers Checking: SG/CC Time and Date: 19:30 6/10/18 Licence Number: 15/00001/LA/PRE (PROSP)
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Please complete the following check list, expanding on any responses in the additional comments fields if you wish to.

External Management	YES	NO
Are outside drinking and smoking areas adequately managed/supervised?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are queuing/entry management arrangements adequate for the premises?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are outside areas free of empty glasses, cigarette butts and other litter?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Internal Management	YES	NO
Name of the DPS: Avtar Singh Are they present?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If no DPS is present, is there a personal licence holder on the premises? <small>(this is not a legal requirement) (Personal Licence Holders must produce licence on request)</small>	<input type="checkbox"/>	<input type="checkbox"/>
If no Personal LH present, is there a written consent delegating authority to sell alcohol? <small>(verbal authority is allowed, but written authority is better – preferably a list of authorised persons)</small>	<input type="checkbox"/>	<input type="checkbox"/>
Member of staff spoken to during check (Premise Licence Holder/DPS/name of other): Avtar Singh		
Is a summary of the premises licence ('Part B') displayed prominently, with each page visible?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Is there a custody of Premises Licence notice ("Section 57" displayed prominently? <small>(Only required if the premises licence holder is not on the premises)</small>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Is the current Premises Licence available for inspection?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Is there compliance with premises licence conditions? <small>(If 'No' specify which conditions below)</small>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Is there an age verification policy advertised to customers? <small>(Challenge 21, Think 25, or similar).</small>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Is there evidence of adequate staff licensing training available? <small>(eg responsible alcohol sales, underage prevention, H&S, fire safety, incident reporting)</small>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are all means of escape clearly identifiable, unobstructed and immediately available?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Is the premises free of obvious safety equipment defects? <small>(Fire alarm faults, emergency lighting faults, FF equipment missing/out of place/out of date, fire doors closed)</small>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are empty glasses being collected?	<input type="checkbox"/>	<input type="checkbox"/>
<small>N/a</small>		
Is the floor clear of slip and trip hazards?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Additional comments:		

Security Measures		YES	NO	YES	NO
How many door staff are on duty?	<i>N/a</i>	<input type="checkbox"/>	<input type="checkbox"/>	Are they Licensed by SIA?	<input type="checkbox"/>
Is there an up to date log of door supervisors employed at the premises? (Including full name, full badge number, expiry date and dates and times worked).		<input type="checkbox"/>	<input type="checkbox"/>	SIA badges on display?	<input type="checkbox"/>
Is CCTV present, operational, with correct date and time?		<input checked="" type="checkbox"/>	<input type="checkbox"/>	Are security incident logs maintained?	<input type="checkbox"/>
Is there in a system in place to record regular checks and maintenance?		<input checked="" type="checkbox"/>	<input type="checkbox"/>	Staff able to work CCTV? (can they demonstrate?)	<input checked="" type="checkbox"/>
Is the premises free of unattended property?		<input type="checkbox"/>	<input checked="" type="checkbox"/>	Are CCTV warning signs displayed?	<input checked="" type="checkbox"/>
				Are toilets regularly checked and free of signs of illegal drug use?	<i>Na</i>
Additional comments: + Monitored constantly by licensee					

Customers		YES	NO	YES	NO
Number of customers on premises (approx):	<i>—</i>			Capacity of premises:	<i>—</i>
Are customer numbers adequately monitored?	<i>N/A</i>	<input type="checkbox"/>	<input type="checkbox"/>	Anyone seen leaving the premises with glasses or bottles?	<input type="checkbox"/>
Any obvious signs of intoxication?		<input type="checkbox"/>	<input checked="" type="checkbox"/>	Any suspected under-aged drinkers?	<input type="checkbox"/>
Refusals book in use and available for inspection?					<input checked="" type="checkbox"/>
Additional comments: Discussed refusal book, Mr Singh said they had lost in when it fell through the floor. He will obtain another one. Discussed street drunks complaints and safeguarding against underage sales.					

Entertainment and Noise		YES	NO
Is there excessive music noise emanating from the premises?		<input type="checkbox"/>	<input checked="" type="checkbox"/>
Is there excessive noise, not caused by music, emanating from the premises?		<input type="checkbox"/>	<input checked="" type="checkbox"/>
Additional comments:			

Follow up actions											
	Yes	No				Yes	No	Yes	No		
Verbal advice given	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Written warning			<input type="checkbox"/>	<input checked="" type="checkbox"/>	Other enforcement		<input type="checkbox"/>	<input checked="" type="checkbox"/>
Recommended next inspection within:	1mth	3mths	<u>6mths</u>	1year	Other:						
Premises licensing risk rating	Low			<u>Med</u>			High				

AYLESBURY VALE DISTRICT COUNCIL

MEMO

To: Simon Gallagher
Principal Licensing Officer

From: Sean Dunne
Environmental Health Officer
Tel Ext: 5153

Date 15 November 2019

Ref:

Ref: PR201911-225215

**Application for the review of a premises licence or club premises certificate under the
Licensing Act 2003
Yellow Parrott Kingsbury Aylesbury**

Having considered this application for the review of the premises licence of the Yellow Parrott, I would advise that Environmental Health support the police in their endeavours to prevent crime, disorder and to ensure the safeguarding of the public.

NOTES:
All Dimensions must be checked on
Site & not scaled from this drawing.

NO.	DATE	REVISION

COPYRIGHT:
R.P. ARCHITECTURAL SERVICES
50 READING ROAD
NORTHOLT
MIDDX.
UB5 4PQ

TEL: 07753 659794
FAX: 020 8422 9145

JOB TITLE:

25 KINGSBURY SQUARE
AYLESBURY
HP20 2JA

DRAWING TITLE:

SHOP FLOOR LAYOUT

SCALE: 1:100

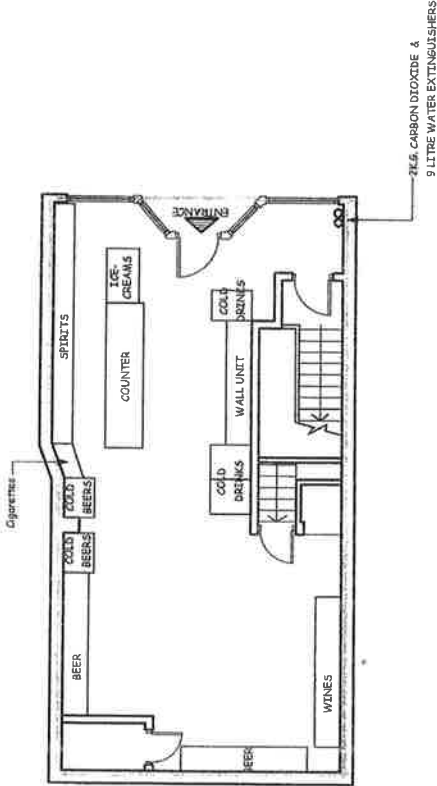
DATE: JULY 2005

DRAWN: RPA

DRG. NO.

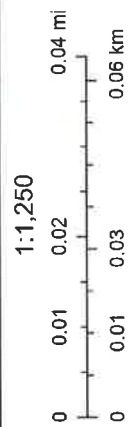
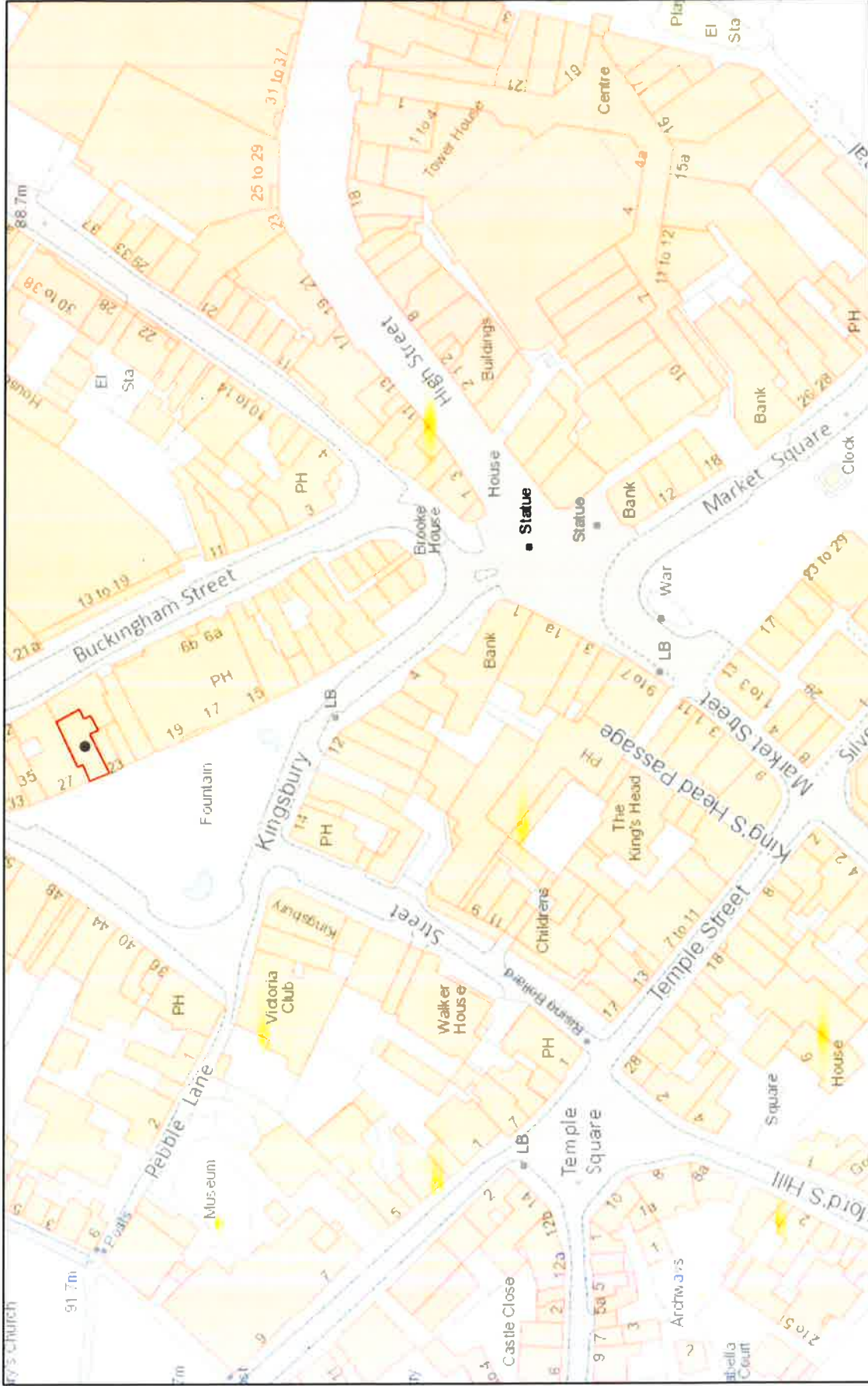
RPAS/25/KBS/HP20/100

REV.



SHOP FLOOR LAYOUT

Yellow Parrott Off Licence, 25 Kingsbury



1:1,250

04/12/2019, 12:58:52