

APPENDIX 2

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, Andy Dean, 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

GROSIK. 4/5 Thame House, Castle Street

Post town High Wycombe

Post code (if known) HP13 6RZ

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

Daiko Salem

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

214 / PREM

Part 2 – Applicant details

I am

Please tick ✓ yes

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

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)

01865 309 275

E-mail address (optional)

licensing@thamesvalley.police.uk

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)

Prevention of Crime and Disorder

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

On behalf of the Chief Officer of Police for the Thames Valley Police Service we bring this application against the premises licence (214 / PREM) which is presently held by Daiko Salam. I'll come back to him later in this report;

Looking at the history of the premises - which Thames Valley Police feel is very important - as to what we are concerned about and has a bearing on this premises licence.

As you have heard from the Buckinghamshire Licensing Officer, the licence was initially granted in 2012. However, on 12th August 2014 Trading Standards had been to the premises and located tobacco products that were either non-duty paid or counterfeit. They called a Review and at the hearing, the panel issued a three-month licence suspension (04/09/2014 to 27/11/2014). They re-opened and continued to trade. In around March 2015; Trading Standards re-visited the premises with a tobacco dog and again found counterfeit tobacco products hidden. The premises was again taken to review and the Panel decided on this occasion to revoke the licence pending appeal. The licence was thereby revoked on 12th May 2015.

On the 23rd November 2015, an application was received for a new premises licence and after a number of meetings with the applicants, the licence was granted.

It appeared that all was running fine with no issues being raised or highlighted to Police until August 2018 when some underage boys entered the store and were allowed to purchase alcohol as no ID was requested. The then licensee was spoken to by Police Officers but no further formal action was taken as age is very subjective.

In July 2018 a joint Police / Council - Underage Sale Test Purchase Operation was carried out in the premises where the underage operatives were challenged on their age and as they were unable to provide identification were refused service.

In February 2020, the licence was transferred to another licensee and during that time, police had received no intel regarding the premises.

In October 2021 the premises licence was transferred again; to a Mr Soran. In MAY 2022, police received intelligence that the premises was once again selling illegal tobacco products.

In August 2022, Trading Standards once again visited the premises and again illegal tobacco products were located well hidden within the premises. A number of condition breaches were found by the Council Licensing Officer

In addition, in August 2022, the present owner of the business was requested to attend a meeting with the Council and Police regarding this recent find and Mr Daiko Salem and his Licensing consultant attended the meeting. It transpired that Mr Salem had owned the business (but not the paperwork) at the time of the find but denied all knowledge of it. He indicated that he was about to transfer the licence into his name and become the DPS. I told him at that meeting that he should seriously consider removing all staff that had been employed at the time of the raid by Trading Standards as a show of good faith. It was also expressed to him the implications and consequences of this sort of operation and that he and his staff need to know their conditions and adhere to them otherwise action would be taken. He and his consultant fully agreed and understood by their responses what was expected of them. The transfer documentation was submitted and knowing what had been said at the meeting, it was allowed to go through.

On the 14th October 2022, Thames Valley Police along with Buckinghamshire Licensing Officer carried out an underage sales test purchase operation. The underage person entered the premises and was able to purchase a bottle of spirits without being challenged by the member of staff. (The Licensing Authority is presently following up this aspect of the law).

On the 17th October 2022, Mr Whittall and I attended the premises to follow up on the failed test purchase to request a copy of the CCTV for the Councils investigation. Working behind the counter at this time and selling alcohol was the previous licensee Mr Soran – who Mr Salem had agreed not to employ as he was within the business when it was raided, Also at that time it was identified that no one could use the CCTV to provide a copy although we were able to view it. The CCTV showed the sale going ahead and which member of staff was involved – Mr Soran and another member of staff present in the shop – who also couldn't use CCTV - did not know who the staff member was. This is of great concern. Intel suggests that this person is not a regular staff member and is not employed by Mr Salem.

(Thames Valley Police are quite sure that more of the specifics will become clearer during the Council's investigation on this underage sale issue.)

Also at this time, the staff were advised not to serve any more alcohol as the premises licence was not complied with about CCTV and staff usage.

Since the Premises Licence was re-granted in February 2016 there has been a history of licensee's failing compliance, breaching the licence, and then transferring it on only for the law to be abused again.

In view of all this - the recent issues surrounding illegal tobacco, underage sales and the breaching of conditions especially after the pre transfer meeting: Thames Valley Police respectfully request that the Premises Licence (214/PREM) be revoked.

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 A. Dean

Date 2nd December 2022

Capacity Licensing Officer – Responsible Authority – Thames 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)

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