



HILLINGDON  
LONDON



# Notice of Hearing

## Licensing Sub-Committee

**Date:** FRIDAY, 7 JULY 2017

**Time:** 2.00 PM

**Venue:** COMMITTEE ROOM 5 -  
CIVIC CENTRE, HIGH  
STREET, UXBRIDGE UB8  
1UW

**Meeting  
Details:** Members of the Public and  
Press are welcome to attend  
this meeting

### Councillors on the Sub-Committee:

Dominic Gilham (Chairman)

Roy Chamdal

John Morse

### Important Information

On receipt of this notice, you **MUST** notify the Committee Clerk (contact details below) by the following date:

**Wednesday 5 July 2017**

If you don't notify you may lose your right to speak at the hearing. When notifying you must confirm:

- 1) Whether you intend to attend or to be represented by someone at the hearing;
- 2) If you consider a hearing to be unnecessary and;
- 3) Whether to request that another person attends (other than your representative) as a witness

**Published:** Thursday, 22 June 2017

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***Putting our residents first***

Lloyd White  
Head of Democratic Services  
London Borough of Hillingdon,  
3E/05, Civic Centre, High Street, Uxbridge, UB8 1UW  
[www.hillingdon.gov.uk](http://www.hillingdon.gov.uk)

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# Agenda

## CHAIRMAN'S ANNOUNCEMENTS

### Hearing Protocol

- 1 Apologies for Absence
- 2 Declarations of interest in matters coming before this meeting
- 3 To confirm that the items of business marked Part I will be considered in Public and items marked Part II will be considered in Private
- 4 Matters that have been notified in advance or urgent

### Part I - Members, Public and Press

|          | <b>Title of Report / Address of application</b>  | <b>Ward</b> | <b>Time</b> | <b>Page</b> |
|----------|--|-------------|-------------|-------------|
| <b>5</b> | Application for a Review of a Premises Licence: Ahuja's Superstore, 1-3 Redmead Road, Hayes, UB3 4AU | Pinkwell    | 2pm         | 3 - 44      |

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## Order of proceedings

The Chairman of the Sub-Committee will open the hearing by introducing the Councillors, explaining the purpose of the proceedings and the general procedure. The Chairman will then check that there are no additions or alterations to the list of those appearing at the hearing.

**Introduction by the Regulatory Services/Licensing Officer**



**The Applicant / Licence Holder**



**Responsible Authorities (if present)**



**Other Parties (residents etc...)**



### DISCUSSION LED BY THE SUB-COMMITTEE

The Chairman will lead the discussion. This will be a chance for all parties to provide comments on any submissions that have been made to the Sub-Committee.



**Closing remarks from each party**



**Sub-Committee deliberates**



**Chairman announces the decision**

The Council's Regulatory Services/Licensing Officer will introduce the report and will outline the matter before the Sub-Committee, giving any relevant background information. The Sub-Committee may ask questions of the officer.

The Applicant, licence holder or the person representing him/her will be invited to address the Sub-Committee. They will be allowed sufficient time to present his/her case. The Sub-Committee may ask questions.

Responsible Authorities will be invited to address the Sub-Committee and will be allowed sufficient time. The Sub-Committee may ask questions of the Responsible Authorities.

Other parties will be invited to address the Sub-Committee. Where there are a number of parties making similar representations the Chairman will expect the parties to nominate a spokesperson to make the representations and all will be allowed sufficient time. The Sub-Committee may ask questions of the Other Parties.

The Chairman will invite the Responsible Authorities and Other Parties to make brief closing remarks on the application. The Applicant / licence holder makes the final closing remarks.

The Sub-Committee will remain in the room to deliberate and make their decision, with only the Legal Advisor and the Clerk to the Sub-Committee remaining. All others present will be asked to leave the room.

Parties may return to the room when invited to do so and the Chairman will announce the decision. The Chairman will remind the Applicant / licence holder that the decision will be sent to them in writing. There can be no further questions or statements.

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# Agenda Item 5

## APPLICATION FOR A REVIEW OF A PREMISES LICENCE

|                           |  |
|---------------------------|--|
| <b>Committee</b>          | Licensing Sub-Committee  |
| <b>Officer Contact</b>    | Jhini Mukherjee, Licensing Officer; Ex 01895 277443 (7443)   |
| <b>Papers with report</b> | <b>Appendix A</b> - Review Application<br><b>Appendix B</b> - Officer's Recommendation<br><b>Appendix C</b> - Photos of displayed notice of review on the premises and the council's office<br><b>Appendix D</b> - Representation from Metropolitan Police<br><b>Appendix E</b> - Current premises licence<br><b>Appendix F</b> - Site Map of the local area |
| <b>Ward name</b>          | Pinkwell   |

### 1. SUMMARY

To consider a review of the premises licence pursuant to Section 51 of the Licensing Act 2003 ("LA03") in relation to Guru Kirpa Traders Ltd (trading as Ahuja's Superstore) of 1-3 Redmead Road, Hayes, UB3 4AU. A copy of the application for review and supporting statement is attached as **Appendix A**.

### 2. RECOMMENDATION

The Licensing Sub-Committee is requested to consider the review application in light of all the relevant information and consider:

1. The modification of the Premises Licence conditions. The Sub-Committee may wish to consider suspending the Premises Licence (not exceeding 3 months) in addition to modifying the conditions; or,
2. Revocation of the Premises Licence.

The Officer's Recommendation at **Appendix B** provides details of the proposed modification of the Premises Licence conditions

### 3. INFORMATION

- 3.1 On 7 December 2016, a multi-agency operation was carried out which involved inspections at various off-licensed premises in Hillingdon identified as possibly selling counterfeit goods. Ahuja's Superstore of 1-3 Redmead Road, Hayes, UB3 4AU was one of those premises.

Officers from the council's Trading Standards team and Metropolitan Police accompanied by sniffer dogs inspected the Ahuja's Superstore.

A total of 4,565 counterfeit cigarettes, 3,050g of counterfeit hand-rolling tobacco, 2,589g of non-duty paid oral tobacco and 450 counterfeit DVDs, were seized from the premises on the day.

- 3.2 On 19 May 2017, the Licensing Authority received an application to review Ahuja's Superstore. The review was requested on the grounds of prevention of crime and disorder.
- 3.3 Statements submitted by Trading Standards and the Metropolitan Police Services indicate that Muhammed Iqbal, the person who was behind the counter at the time, was an illegal immigrant and employed unlawfully at the premises. He was arrested for the offence and taken to police custody where he confirmed that he worked at the premises from 08.00 hours to 18.00 hours every day and was paid £300 in cash every week.
- 3.4 Whilst the spelling of Mr Iqbal's name differs in the witness statement by the Trading Standards Officer and by the Metropolitan Police, they are referring to the same individual.

#### **4. CONSULTATION**

- 4.1 The 28 days consultation period started after the review was received by the Licensing Authority on 19 May 2017. As required by the legislation, the notice of the review was displayed at the premises and a copy of it was also displayed on the Civic Centre Noticeboard and also on the Council's website. Photos of the displayed notice on the premises and the Council's office are appended as **Appendix C**.

#### **4.2 Closing date for representations**

16 June 2017

#### **5. REPRESENTATIONS**

- 5.1 The Metropolitan Police Services have submitted a relevant representation in support of a review. They have sought a revocation of the Premises Licence on the grounds that the premises have been used for criminal purposes. Alternatively, a list of conditions have been proposed in the event that the Sub-Committee is not minded to revoke the Premises Licence. The relevant representations submitted by the Metropolitan Police Services been attached as **Appendix D**.

#### **6. BACKGROUND INFORMATION**

##### **6.1 Current Premises Licence**

The premises has been licensed as an off-licence since 2006. The current licence is in the name of the company, Guru Kirpa Traders Ltd.

The director of the company is Rajinder Singh Khurana. Mr Khurana is also the DPS of premises. A copy of the premises Licence has been attached as **Appendix E**.

##### **6.2 Description of the Premises**

The premises is located on a small parade of shops and the surrounding area is mainly residential. A site map of the local area and photographs of the neighbourhood is attached as **Appendix F**.

### 6.3 Licensable Activities currently authorised

| <u>Activity</u>  |                              | <u>Permitted</u> |
|------------------|------------------------------|------------------|
| Sale of Alcohol: | Consumption off the premises | ✓                |

### 6.4 Licensable Activity and opening hours currently authorised

|                  | <b>Sale of Alcohol</b> | <b>Opening Hours</b> |
|------------------|------------------------|----------------------|
| <b>Monday</b>    | 07:00-00:00            | 07:00-00:00          |
| <b>Tuesday</b>   | 07:00-00:00            | 07:00-00:00          |
| <b>Wednesday</b> | 07:00-00:00            | 07:00-00:00          |
| <b>Thursday</b>  | 07:00-00:00            | 07:00-00:00          |
| <b>Friday</b>    | 07:00-00:00            | 07:00-00:00          |
| <b>Saturday</b>  | 07:00-00:00            | 07:00-00:00          |
| <b>Sunday</b>    | 07:00-00:00            | 07:00-00:00          |

## 7. OFFICER'S OBSERVATIONS

- 7.1 The witness statement (Appendix 1) from the Trading Standards Officer, and the representation from the Metropolitan Police Services (Appendix 4), clearly mention the presence of illegal immigrants at the premises on more than one occasion. The first, Mr Iqbal, was in employment at the premises and was working from 08.00 hours to 18.00 hours every day and was being paid £300 in cash every week. A second visit was made to the premises by the Metropolitan Police and Trading Standards on 19 May 2017 and a different person was found behind the counter who identified himself as Captain Singh. On questioning him further the Metropolitan Police concluded that he too was in the country illegally. Reference to the visit has been detailed out in Appendix 4.
- 7.2 On a subsequent inspection by the Licensing Officers on 1 June 2017, the DPS was again absent from the premises and the person behind the counter said that he is only helping out and does not have any knowledge about the licensing issues relating to the shop. A DPS need to be able to evidence that they have 'effective control and supervision' of the premises. The DPS has been found absent from the premises on multiple occasions and seems to be unable to operate the premises in compliance with the licensing conditions thereby severely undermining the promotion of the licensing objective of the prevention of crime and disorder.
- 7.3 In a key judgement for the licensed trade [*East Lindsey District Council -v- Abu Hanif (t/a Zara's Restaurant)*], a High Court Judge has decided that a licensing authority's decision to revoke a premises licence for employment of an illegal worker was correct. Mr Justice Jay decided that remitting the case back to the Magistrate's Court was not

appropriate as he considered the Council's decision to revoke the licence was correct. There was a clear inference that Mr Hanif knew that he was employing an illegal worker and so a deterrent approach was justified as he was not only defrauding HMRC but exploiting a vulnerable person. Mr Hanif was ordered to pay High Court costs of £15,000 in relation to the licensing appeal to the High Court. The important point in relation to this review is that a licence can be revoked if someone has knowingly hired illegal persons.

## **8. RELEVANT PARAGRAPHS OF THE S182 GUIDANCE**

### **8.1 Paragraph 11.24:**

"A number of reviews may arise in connection with crime that is not directly connected with licensable activities. For example, reviews may arise because of drugs problems at the premises, money laundering by criminal gangs, the sale of contraband or stolen goods, the sale of firearms, or the sexual exploitation of children. Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts. The licensing authority's role when determining such a review is not therefore to establish the guilt or innocence of any individual but to ensure the promotion of the crime prevention objective."

### **8.2 Paragraph 11.26:**

"Where the licensing authority is conducting a review on the grounds that the premises have been used for criminal purposes, its role is solely to determine what steps should be taken in connection with the premises licence, for the promotion of the crime prevention objective. It is important to recognise that certain criminal activity or associated problems may be taking place or have taken place despite the best efforts of the licence holder and the staff working at the premises and despite full compliance with the conditions attached to the licence. In such circumstances, the licensing authority is still empowered to take any appropriate steps to remedy the problems. The licensing authority's duty is to take steps with a view to the promotion of the licensing objectives in the interests of the wider community and not those of the individual licence holder."

### **8.3 Paragraph 11.27:**

"There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of the licensed premises:

- for the sale and distribution of drugs controlled under the Misuse of Drugs Act 1971 and the laundering of the proceeds of drugs crime;
- for the sale and distribution of illegal firearms;
- for the evasion of copyright in respect of pirated or unlicensed films and music, which does considerable damage to the industries affected;
- for the illegal purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people;
- for prostitution or the sale of unlawful pornography;
- by organised groups of paedophiles to groom children;
- as the base for the organisation of criminal activity, particularly by gangs;
- for the organisation of racist activity or the promotion of racist attacks;
- for knowingly employing a person who is unlawfully in the UK or who cannot lawfully be employed as a result of a condition on that person's leave to enter;

- for unlawful gambling; and
- for the sale or storage of smuggled tobacco and alcohol."

8.4 Paragraph 11.28:

"It is envisaged that licensing authorities, the police, and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered."

8.5 Chapter 10 of the S182 Guidance contains information on the imposition of conditions on the Premises Licence.

## 9. RELEVANT SECTIONS OF THE COUNCIL'S LICENSING POLICY

9.1 The Sub-Committee's attention is drawn to the following, particularly relevant sections of the London Borough of Hillingdon's Licensing Policy:

9.1.1 At paragraph 7.9: "When making decisions about an application the Licensing Sub- Committee will have regard to the Borough's Crime Prevention Strategy and any conditions attached to licences or certificates will so far as possible reflect local crime prevention strategies."

9.1.2 At paragraph 17.2: "Any conditions attached to licences following relevant representations will focus on matters within the control of the Premises Licence Holder or Club Management Committees. They will address matters which have a direct impact on those living, working or engaged in normal activities in the vicinity, as well as patrons of the licensed premises. They will not be used as a means of attempting to attach responsibility to Premises Licence Holders or Club Management Committees for matters outside their reasonable control, such as anti-social behaviour once away from the premises or licensable activity."

## 10. LEGAL COMMENTS

10.1 The Licensing Authority must review the premises licence where it is alleged, in an application for review by a Responsible Authority or other persons, that any of the licensing objectives are being undermined.

10.2 Following receipt of a review application the Licensing Authority must hold a hearing to consider it and any relevant representations. At the hearing, the Sub-committee must, having regard to the application and any relevant representations, take such of the steps following steps (if any) as it considers appropriate for the promotion of the licensing objectives:

- 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; and/or
- revoke the licence

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

- 10.3 The Sub-Committee must also have regard to the London Borough of Hillingdon's Statement of Licensing and the Secretary of State's Guidance issued under the Licensing Act 2003 when deciding what action, if any, to instigate. The terms of the Statement of Licensing Policy and Guidance are highly persuasive, but are not binding on the Licensing Sub-Committee. The Sub-Committee may depart from the guidance contained in the Statement of Licensing Policy and or Guidance if it considers there are clear and justifiable reasons to do so. Full reasons must be given if this is the case.
- 10.4 The Sub-Committee can only consider matters within the application or that have been raised through relevant representations from and each application will be decided on a case to case basis.
- 10.5 The Sub-Committee may decide that no action is necessary if it finds that the review does not require it to take any steps necessary to promote the licensing objectives. In deciding what remedial action, if any, it should take the Sub-Committee must direct its mind to the causes or concerns which the application and representations identify. The remedial action should generally be directed at these causes or concerns and should always ensure that any response is necessary and proportionate.
- 10.6 Members are referred to the Secretary of State's Guidance on conditions, specifically paragraph 1.16 and chapter 10 which state that licensing conditions should be practical and enforceable, tailored to the size, type, location and characteristics and activities taking place at the premises. Conditions should be determined on a case by case basis and standardised conditions which ignore these individual aspects should be avoided. Conditions will not be necessary if they duplicate a current statutory requirement. Licensing Authorities should therefore ensure that any conditions they impose are only those which are appropriate for the promotion of the licensing objectives.
- 10.7 Under the Human Rights Act 1998 the Sub-Committee needs to consider the balance between the rights of the applicant, licence holder and those making representations to the application when making their decision. The Sub-Committee has a duty under section 17 Crime and Disorder Act 1998 when making its decision to do all it can to prevent crime and disorder in the Borough.
- 10.8 Where the Licensing Authority determines an application for review it must provide written notice and reasons for its decision.
- 10.9 The licence holder, applicant or any party that made relevant representations have the right to appeal the decision of the Licensing Sub-Committee to the Magistrates' Court within a period of 21 days beginning with the day on which the applicant was notified by the Licensing Authority of the decision to be appealed against.



## HILLINGDON LONDON

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

I Kiran Seyan, Trading Standards Investigating Officer

apply for the review of a premises licence under section 51 of the Licensing Act  
2003 for the premises described in Part 1 below

#### Part 1 – Premises or club premises details

|  |  |
|--|--|
| <b>Postal address of premises or, if none, ordnance survey map reference or description</b><br>Guru Kirpa Traders Ltd<br>Ahujas Superstore<br>1-3 Redmead Road |  |
| <b>Post town</b><br>Hayes  | <b>Post code (if known)</b><br>UB3 4AU |
| <b>Name of premises licence holder or club holding club premises certificate (if known)</b><br>Mr Rajinder Singh Khurana                                       |  |
| <b>Number of premises licence or club premises certificate (if known)</b><br>LBHIL 592/05  |  |

#### Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

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 ✓ yes

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<br><br>Kiran Seyan<br>Trading Standards Investigating Officer<br>Trading Standards Service<br>London Borough of Hillingdon<br>Civic Centre<br>High Street<br>Uxbridge<br>UB8 1UW |
| Telephone number (if any)<br>01895 250164   |
| E-mail address (optional)<br>kseyan@hillingdon.gov.uk   |

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

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

Please tick one or more boxes ✓

**Please state the ground(s) for review:**

This application to review relates to the licensing objective; the *prevention of crime and disorder*. It concerns the premises Guru Kirpa Traders Ltd, trading as 'Ahuja's Superstore' at 1-3 Redmead Road, Hayes UB3 4AU under the following legislation:

- *The Trade Marks Act 1994*  
*Section 92 - Unauthorised use of trade mark*

*(1) A person commits an offence who with a view to gain for himself or another, or with intent to cause loss to another, and without the consent of the proprietor - ...  
(c) has in his possession, custody or control in the course of a business any such goods with a view to the doing of anything, by himself or another, which would be an offence..'*

Mr Rajinder Singh Khurana is the Director for Guru Kirpa Traders Ltd which is the Premises Licence Holder (PLH) for this off-licence premise. He is also the Designated Premises Supervisor (DPS) and holds a personal licence issued by the London Borough of Hillingdon, number 2237. Mr Khurana currently trades under licence number LBHIL 592/05, granted by the London Borough of Hillingdon to permit the sale of alcohol at the premises Guru Kirpa Traders Ltd on 1-3 Redmead Road, Hayes since 14<sup>th</sup> October 2015.

On 7<sup>th</sup> December 2016, officers from the Trading Standards Service and the Metropolitan Police, accompanied by Canine sniffer dogs conducted inspections of premises suspected to sell illicit goods. Concealed tobacco products were seized by Trading Standards; full details of the seized items are listed in the additional information. Counterfeit DVDs were also seized at the time of visit.

As a result of this visit the following breaches of legislation have been reported:

- Having in possession in the course of a business, goods with unauthorised trade marks contrary to *The Trade Marks Act 1994*.

I believe this indicates a flagrant disregard of the law which raises questions as to whether the business is managed in accordance with licensing objectives. Further it raises concerns under the Section 182 Guidance, which states '*There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of licensed premises:.... for the sale or storage of smuggled tobacco and alcohol*'.

In the circumstances, the London Borough of Hillingdon, Trading Standards Service feel that it would be a necessary and proportionate response to request a review of the premises licence with a view to fully revoke the licence.

However if the Committee are minded not to revoke the licence, then we would request they consider a suspension with the following conditions to be added to their licence:

- No alcoholic drinks or tobacco will be purchased by the premises from unannounced sellers calling at the premises.
- All alcohol and tobacco products will be purchased from established and bona fide VAT registered traders, who provide invoices or receipts.
- Invoices for all stock bought will be kept on file for a minimum of 12 months and will be made available to the Police, HMRC officers and Authorised Local

Authorities Officers upon request.

**RESPONSIBLE AUTHORITY:** Section 13(4) of the Licensing Act 2003 and Regulation 7 of the Licensing Act 2003 (Premises Licenses and Club Premises Certificates) Regulations 2005 makes a local weights and measures authority a Responsible Authority for the purposes of the legislation. The London Borough of Hillingdon is a local weights and measures authority and that function is carried out by the Trading Standards Service.

**Please provide as much information as possible to support the application:**

Trading Standards referral:

15<sup>th</sup> August 2016 - Phone call received from an anonymous complainant alleging the sale of illegal tobacco under the counter at this premise.

Inspection visit:

7<sup>th</sup> December 2016: Inspection and seizure visit carried out during a Multi Agency Operation. Officers from Trading Standards and the Metropolitan Police were accompanied by a brand representative and Canine tobacco sniffer dog during inspection. This was an intelligence led visit following receipt of a recent Trading Standards referral mentioned above.

Seized by Trading Standards were the following:

| <b>Cigarettes</b> | <b>number</b> |
|-------------------|---------------|
| Winston           | 100           |
| Marlboro          | 440           |
| Marlboro Gold     | 1825          |
| Benson & Hedges   | 2200          |
|                   | <b>4565</b>   |

| <b>Hand Rolling Tobacco</b> | <b>Quantity (g)</b> |
|-----------------------------|---------------------|
| Amber Leaf                  | 1500g               |
| Golden Virginia             | 1550g               |
|                             | <b>3050g</b>        |

| <b>Oral Tobacco</b> | <b>Quantity (g)</b> |
|---------------------|---------------------|
| Tusli Royal         | 44g                 |
| Chaini Khaini       | 104g                |
| RMD Gutkha          | 116g                |
| Al Fakher Mint      | 200g                |
| Kuber               | 255g                |
| Mirage              | 490g                |
| Tulsi Mix           | 1380g               |
|                     | <b>2589g</b>        |

Also found were assorted Indian cinema (Bollywood) DVDs, approximately 450 in quantity.

Confirmation of status:

Samples of the seized tobacco were sent to their respective brand representatives to confirm they were legal for sale.

| <b>Cigarettes</b> | <b>Status</b> |
|-------------------|---------------|
| Winston           | Counterfeit   |
| Marlboro          | Counterfeit   |
| Marlboro Gold     | Counterfeit   |
| Benson & Hedges   | Counterfeit   |

| <b>Hand Rolling Tobacco</b> | <b>Status</b> |
|-----------------------------|---------------|
| Amber Leaf                  | Counterfeit   |
| Golden Virginia             | Counterfeit   |

| <b>Oral Tobacco</b> | <b>Status</b> |
|---------------------|---------------|
| Tusli Royal         | Non Duty Paid |
| Chaini Khaini       | Non Duty Paid |
| RMD Gutkha          | Non Duty Paid |
| Al Fakher Mint      | Non Duty Paid |
| Kuber               | Non Duty Paid |
| Mirage              | Non Duty Paid |
| Tulsi Mix           | Non Duty Paid |

The assorted Indian cinema (Bollywood) DVDs were confirmed as counterfeit.

Other supporting evidence:

- Witness statement from Kiran Seyan (Trading Standards)
- Legal notices issued.

Please tick ✓ yes

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

If yes please state the date of that application

| Day | Month | Year |
|-----|-------|------|
|     |       |      |

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

Non applicable

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 4)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature

[Redacted Signature]

Date

12/05/17

Capacity Trading Standards Investigating Officer

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 6)

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. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.







GKS/1



Notice No: 0059

APP Ref: 8507

# HILLINGDON

LONDON

## NOTICE OF POWERS AND RIGHTS

Business/trader name: BURMA KIRPA TRADERS LTD / AHUNAS SUPERSTORE

Address of business/trader: 1-3 REDMEAD ROAD  
HAYES UBS 4AA

Officer issuing notice: K. SEYAN Date notice issued: 7/12/16

Advance notice of entry to premises already given: YES (number) ..... NO

Justice's warrant used: YES  NO

This notice is issued under (tick box & enter time of visit as appropriate):

|                                     |       |  |
|-------------------------------------|-------|--|
| <input checked="" type="checkbox"/> | 12.00 | Code B of the Police and Criminal Evidence Act 1984 (Paragraph 6.7)                |
| <input checked="" type="checkbox"/> | 11.53 | Consumer Rights Act 2015 (Schedule 5, Paragraph 23(7))                             |
| <input checked="" type="checkbox"/> | 11.53 | Protection of Freedoms Act 2012 (Home Office 'Code of Practice - Powers of Entry') |

**We have not given 48 hours prior Notice of Inspection because:** (not applicable for Code B)

- Consent is given for the inspection to take place
- There is reasonable suspicion of a breach of legislation
- Giving notice would defeat the purpose of the inspection
- Giving notice is not reasonably practicable
- This is a market surveillance visit - see Consumer Rights Act 2015 Schedule 5 Para 23(6)

### Purpose of entry

A duly authorised officer from the Hillingdon Trading Standards Service is conducting this inspection/visit to ensure compliance with legislation that it enforces. The officer may be accompanied by such persons, and may take onto premises such equipment, as the officer thinks necessary. (P.T.O. for further information).

### Obstruction Offence

Obstructing a duly authorised officer is a criminal offence punishable by fine and/or imprisonment. Obstruction includes:

- Where a person intentionally obstructs an officer;
- Intentionally failing to comply with a requirement properly imposed by an officer;
- Without reasonable cause fails to give an officer assistance or information reasonably considered necessary;
- Makes a statement which a person knows is false or misleading in a material respect;
- Recklessly makes a statement that is false or misleading in a material respect;

Nothing requires a person to answer any question or give any information if to do so might incriminate that person.

Handed to: MOHAMED IQBAL Officer: K. SEYAN

Position: STAFF Title: TRADING STANDARDS OFFICER

Signed: [Redacted] Signed: [Redacted] Date: 7/12/16

### Amendments:

Notice amended? YES  Witnessed by: MARTIN KINGS Name: K. SEYAN Position: TSO



HILLINGDON LONDON

Page 1 of 2

Seizure Notice N° 1224

Name: GURU KIRPA TRADERS LTD / T/A AHWA SUPERSTORE
Address: 3 REDMEAD ROAD HAYES UB3 4AU Date: 7/12/16

TRADE MARKS ACT. THIS IS TO CERTIFY THAT, acting in accordance with powers granted under the legislation mentioned above, an officer from the Trading Standards Service has seized the item(s) listed below\* on the attached Schedule(s) No. ....\* (\*delete as appropriate).

Property: ASSORTED QUANTITY OF TOBACCO. Location: STORE ROOM SHELVES. Seal N°: A005940

Property: QUANTITY OF MARLBORO GOLD. Location: STORE ROOM SHELVES. Seal N°: A005934

Recipient: MR RAJINDER SINGH KHURANA. Signed: [Redacted]
Position: OWNER. Name: K. SEYAN. Title: TRADING STANDARDS OFFICER. Signed: [Redacted]

Trading Standards Service Planning, Environment, Education & Community Services T.01895 250164 F.01895 277443 tradingstandards@hillingdon.gov.uk www.hillingdon.gov.uk/tradingstandards London Borough of Hillingdon, 3S/01, Civic Centre, High Street, Uxbridge, UB8 1UW



Trading Standards Service

Page 2

Tel: 01895 250164 Fax: 01895 277443 email: tradstad@hillingdon.gov.uk

Schedule of Seized Property N° 1224

Property: QUANTITY OF ASSORTED HAND ROLLING TOBACCO. Location: STORE ROOM SHELVES. Seal N°: A005838

Property: QUANTITY OF MARLBORO GOLD. Location: STORE ROOM SHELVES. Seal N°: A005935

Property: QUANTITY OF DVDS ASSORTED. Location: STORE ROOM SHELVES. Seal N°: A005807

Property: ASSORTED TOBACCO. Location: BEHIND COUNTER. Seal N°: A005949

Property: ASSORTED TOBACCO. OPEN PACKET MARLBORO. Location: BEHIND COUNTER. Seal N°: A005945

Making a difference

Trading Standards Service, Environmental Services Group, London Borough of Hillingdon 3S/01, Civic Centre, High Street, Uxbridge, UB8 1UW www.hillingdon.gov.uk



# HILLINGDON LONDON

## Forfeiture Notice - Disclaimer

I ..... **GURU KIRPA TRADERS LTD.**

trading as ..... **AHUJAS SUPERSTORE**

at ..... **3 REDMEAD ROAD, HAYES UB3 4AU**

hereby now, and for all time in the future, renounce completely all claims, rights and ownership in the goods described in the attached, signed schedule(s) in favour of the London Borough of Hillingdon Trading Standards Service. The goods were ~~seized~~/~~suspended~~/~~detained~~\* (\*delete as required)

at ..... **3 RED MEAD ROAD, HAYES.**

on ..... **7<sup>th</sup> DECEMBER 2016.**

In furtherance to this disclaimer, I also indemnify the Chief Inspector of Weights and Measures and each member of the London Borough of Hillingdon Trading Standards Service from all claims and demands that may be made in respect thereof, and all proceedings, actions and costs as between solicitor and his client that may arise in connection therewith.

Signed: ..... Date: **7/12/16**

## SCHEDULE OF FORFEITED GOODS

Description:  
**ASSORTED TOBACCO } NOTED ON SEIZURE**  
**ASSORTED DVDS } NOTICE #1224 (2 PAGES)**  
**FOR CONTRAVENTION OF TRADE MARKS ACT.**

The London Borough of Hillingdon reserves the right to dispose of the said goods in any manner it deems fitting. Disposal will be effected after a period of not less than six months from the date of this document.

Officer's Name: **K. SEYAN.** Signed: .....

Title: **TRADING STANDARDS OFFICER** Date: **7/12/16**

Trading Standards Service  
Planning, Environment, Education and Community Services  
T.01895 250164 F.01895 277443  
tradingstandards@hillington.gov.uk www.hillingdon.gov.uk/tradingstandards  
London Borough of Hillingdon,  
3S/01, Civic Centre, High Street, Uxbridge, UB8 1UW



INVESTOR IN PEOPLE



Office Copy

# HILLINGDON

LONDON

To: MR RAJINDER SINGH KHURANA  
GURU KIRPA TRADERS LTD.  
1-3 REDMEAD ROAD  
HAYES  
UB3 4AU  
 ☎ 07863 115277

|                            |   |
|----------------------------|---|
| Companies Act              |   |
| Consumer Credit Act        |   |
| Cons Prot Act (Safety)     |   |
| Cons Prot Unf Trading Regs |   |
| Explosives Act(s)          |   |
| Hallmarking Act            |   |
| Prices Act                 |   |
| Weights and Measures Act   |   |
| (Specify)                  |   |
| TRADE MARKS ACT            | ✓ |
| No Infringements           |   |

Dear Sir / Madam

Re: INSPECTION VISIT

Comments: JOINT INSPECTION VISIT WITH  
TRADING STANDARDS + POLICE PLUS  
TOBACCO SNIFFER DOG CANINE UNIT.  
NOTICE OF POWERS # 0059  
AMENDED FOLLOWING DISCOVERY OF CONCEALED TOBACCO  
SEIZURE NOTICE # 1224. (2 PAGES).  
FORFEITURE NOTICE # 0016.

PERSONAL LICENCE - LBHIL 2237. ON DISPLAY.  
NO PREMISES. LICENSE ON DISPLAY. COULD NOT FIND

**TAKE NOTICE** that it is alleged that you have contravened the provisions of the legislation indicated above. This notice is to inform you that the matters above need your attention and an officer of this Service may revisit this premises in ..... days to ensure effective action has been taken. (Failure to take corrective action may result in prosecution). If you wish to discuss these, or any other Trading Standards matters, please telephone 01895 250164.

Handed to: MR. RAJINDER S. KHURANA Officer: K. SEYAN

Position: OWNER/DIRECTOR/OPS. Title: TRADING STANDARDS OFFICER

Signed:  Signed:  Date: 7/12/16

Complied with:



INVESTOR IN PEOPLE

Trading Standards Service  
 Planning, Environment, Education and Community Services  
 T.01895 250164 F.01895 277443  
 tradingstandards@hillington.gov.uk www.hillingdon.gov.uk/tradingstandards  
 London Borough of Hillingdon,  
 35/01, Civic Centre, High Street, Uxbridge, UB8 1UW

# Appendix B

## Officer's Recommendation

### Officer's Recommendation

As there have been no non-compliances noted since December 2016, I recommend the suspension of the premises licence for a period not exceeding 3 months. I also recommend that the Premise Licence Conditions are modified as follows:

- Invoices for all stock bought will be kept on file for a minimum of 12 months and will be made available to the Police, HMRC officers and Authorised Local Authorities Officers upon request.
- The Premises Licence Holder must at all times know who is working at the premises and that includes any person, whether they are behind the counter or in the staff-area and that he establishes that those persons have the appropriate status to legally live and work in the UK and that their authority to stay in the UK does not include conditions that may prevent their working at the establishment. The Premises Licence Holder will furnish to an authorised officer of the London Borough of Hillingdon and the Metropolitan Police Services documentation demonstrating the entitlement of his employees to reside and work in the United Kingdom within 24 hours of such a request being made.
- All alcohol products shall be stored in direct line of sight from the cashier's position and not obscured by other displays or shelving. If any part of the display is obstructed then this must be covered by CCTV
- Products with above 35% volume shall be stored behind the counter.
- No alcohol products shall be displayed within 2 metres of the door
- Proof of age scheme shall be in operation
- No open containers shall be removed from the premises.
- If the CCTV system should at any stage fail to operate and record properly then the police licensing officer and the local authority should be notified and the defect should be rectified as soon as possible.
- The tills should be fixed to the counter.
- No drugs paraphernalia should be sold on the premises, these include but are not limited to; Cannabis grinders, snap bags, electric scales and pipes which can be used for smoking crack or cannabis.
-

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Appendix C  
Photos of displayed Notice at  
the Civic Centre & premises

LEGAL NOTICE

LONDON BOROUGH OF HILLINGDON  
LICENSING ACT 2003

APPLICATION FOR REVIEW OF PREMISES LICENCE

An application for a review of the premises licence has been received for the following premises:-

**STRAWBERRY LOCAL**  
2-3 Gloucester Parade  
Bourne Avenue  
UB3 1PR

The review has been requested on the following grounds:-

Prevention of Crime and Disorder

Details of the application can be viewed on the council's website [www.hillingdon.gov.uk](http://www.hillingdon.gov.uk) or by contacting the Licensing Service on 01895 277433

Anyone wishing to make representations in support of the application must notify the Licensing Service, Civic Centre, Uxbridge, UB8 1UW in writing by

16<sup>th</sup> June 2017

Note

a) Copies of representations are sent to the applicant and the original letters are kept on file, which is open to scrutiny by members of the public, press and/or the broadcasting media. Persons making representations in respect of the review of a licence must be prepared to attend in person at a hearing before a committee of the Council.

b) This notice must be kept exhibited for not less than 28 days.

c) It is an offence to knowingly or recklessly make a false statement in connection with an application with a maximum fine on conviction of £5,000.

LEGAL NOTICE

LONDON BOROUGH OF HILLINGDON  
LICENSING ACT 2003

APPLICATION FOR REVIEW OF PREMISES LICENCE

An application for a review of the premises licence has been received for the following premises:-

**GURU KIRPA TRADERS LIMITED**  
1-3 Redmead Road  
Hayes  
UB3 4AU

The review has been requested on the following grounds:-

Prevention of Crime and Disorder

Details of the application can be viewed on the council's website [www.hillingdon.gov.uk](http://www.hillingdon.gov.uk) or by contacting the Licensing Service on 01895 277433.

Anyone wishing to make representations in support of the application must notify the Licensing Service, Civic Centre, Uxbridge, UB8 1UW in writing by

15<sup>th</sup> June 2017

Note  
a) Copies of representations are sent to the applicant and the original letters are kept on file, which is open to scrutiny by members of the public, press and/or the broadcasting media. Persons making representations in respect of the review of a licence must be prepared to attend in person at a hearing before a committee of the Council.

b) This notice must be kept exhibited for not less than 28 days.

c) It is an offence to knowingly or recklessly make a false statement in connection with an application with a maximum fine on conviction of £5,000.

ROOM TO LET  
WES/HARLINGTON  
2 BED ROOM IN SHARED,  
DET HOUSE. CLOSE TO ALL  
FACILITIES. £110 P.W. INCL.  
BILLS

CALL: 07495 248  
07814 7800



### LEGAL NOTICE

LONDON BOROUGH OF HILLINGDON  
LICENSING ACT 2003

## APPLICATION FOR REVIEW OF PREMISES LICENCE

An application for a review of the premises licence has been received for the following premises:-

**GURU KIRPA TRADERS LIMITED**  
1-3 Redmead Road  
Hayes  
UB3 4AU

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Details of the application can be viewed on the council's website [www.hillingdon.gov.uk](http://www.hillingdon.gov.uk) or by contacting the Licensing Service on 01895 277433.

Anyone wishing to make representations in support of the application must notify the Licensing Service, Civic Centre, Uxbridge, UB8 1UW in writing by

16<sup>th</sup> June 2017

**Note:**

- a) Copies of representations are sent to the applicant and the original letters are kept on file, which is open to scrutiny by members of the public, press and/or the broadcasting media. Persons making representations in respect of the review of a licence must be prepared to attend in person at a hearing before a committee of the Council.
- b) This notice must be kept exhibited for not less than 28 days.
- c) It is an offence to knowingly or recklessly make a false statement in connection with an application with a maximum fine on conviction of £5,000

**CARDS WE ACCEPT**

VISA  
CONSUMER CREDIT  
ELECTRON CREDIT

VISA  
CONSUMER DEBIT  
BUSINESS DEBIT  
V-PAY, PREPAID

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Diners Club  
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**CARDS WE DO NOT ACCEPT**

MasterCard brand includes Maestro and Cirrus  
CMS960 (03/16)



www.sokolow.pl

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TO-LET  
Box room available  
are included bill + wifi  
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Mrs. - 078383827



LEGAL NOTICE  
LONDON BRANCH OF HALSWOOD  
LICENSING ACT 2003  
APPLICATION FOR REVIEW OF PREMISES LICENCE  
As an application for a review of the premises licence has been received  
For the following premises:  
GIRU KIRPA TRADERS LIMITED  
13 Hemsford Road  
UB8 3AU  
The review has been requested on the following grounds:  
Provision of Crime and Disorder  
As the application for a review of the premises licence has been received  
I am hereby giving notice to the premises licence holder that the review will be held on  
1st June 2012  
Any person wishing to make representations to the review of the application  
working for the Licensing Board, Civic Centre, Lincoln Square, UB11 1UH in  
London should do so by 1st June 2012.



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MULTI pack  
6x253 D10  
Now £0.99p

DAIRY Milk  
2x1.50  
0.89 each



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**METROPOLITAN  
POLICE**

**TOTAL POLICING**

**Date: 14<sup>th</sup> June 2017**

The Licensing Officer  
Licensing Services  
London Borough of Hillingdon  
Civic Centre  
High Street  
Uxbridge  
UB8 1UW.

**Hillingdon Borough  
Licensing Dept.  
1 Warwick Place  
Uxbridge Police Station  
Uxbridge  
Hillingdon  
UB8 1PG.**

**Telephone: 020 8246 1933**

**Mobile:** [REDACTED]

**Email: Licensing-xh@met.pnn.police.uk**

Your Ref – Ahuja's

Dear Sir/Ma'am,

**Re: Ahuja's 1-3 Redmead Road, Hayes UB3 4AU - Premises Licence Review.**

**The Police would like to make representations concerning this review:**

The premises known as Ahuja's is licensed under the name of Guru Kirpa Traders Ltd, a company registered with Companies House under No 09391095. The sole director is Mr Rajinder Singh KURANA.

Two visits to the premises of Ajuhas which conducted with London Borough of Hillingdon Trading Standards.

The first visit was conducted with Trading Standards on the 7th December 2016. A male by the name of Muhammed Iqbal was working in the premises and serving behind the counter when the visit commenced. This male seemed to have limited English and could not answer simple questions put to him by either the Police or Trading Standards.

Immigration checks were carried out and it showed that he had entered the UK in 2005, but had failed to comply with a temporary release in 2011. Mr Iqbal was arrested for the immigration offence and taken into custody.

Whilst detained, Mr Iqbal's English improved and he informed Police that he worked in the shop from 08.00 hours to 18.00 hours each day and for this work he was paid £300.00 a week in cash.

Trading Standards later informed Police that a large quantity of cigarettes were seized from the store.

A second visit to the premises was carried out with Trading Standards on 19/05/2017. The visit was made to inform the owner Rajinder Singh Khurana that the police were proposing to review the premises licence.

When Police and Trading Standards arrived at the premises they saw a male standing behind the counter. On arrival of the Police this man quickly came round to the customer side of the counter. The male introduced himself as Captain Singh.

Captain Singh said that no-one was working in the shop and that he was just looking after the premises for 5 minutes whilst the manager had to go off somewhere. As 'no-one' was apparently working in the shop a sec 19 Closure Notice was completed.

Following immigration checks 'Captain Singh' was arrested for immigration offences.

The designated premises supervisor (DPS), Mr Khurana, later attended and the section 19 closure notice was lifted.

I have been informed by Trading Standards that from the visit dated 7<sup>th</sup> December a mixture of following counterfeit and non-duty paid goods were seized from Ahuja's,

Cigarettes - 4565  
Hand Rolling Tobacco – 3050g  
Oral Tobacco 2589g  
Bollywood DVD's 450.

I do not believe the Premises Licence Holder Mr Khurana has acted responsibly or legally. He has failed to observe the Prevention of Crime and Disorder objective. It is my belief based on the evidence of the two immigration arrests at the premises that the Designated Premises Supervisor and Premises Licence Holder Mr Khurana through his company Guru Kirpa Tradrs Ltd was employing staff illegally.

Police would like to see the premises licence for this venue revoked due to the obvious illegal activity that has been found to be taking place and the inability of Mr Khurana, to uphold the Crime and Prevention Objective.

Should revocation not be granted Police would like to see the following conditions on the Premises Licence along with the current conditions;

1/ The premises licence holder must at all times know who is working at the premises and that includes any person, whether they are behind the counter or in the staff-area and that he establishes that those persons have the appropriate status to legally live and work in the UK and that their authority to stay in the UK does not include conditions that may prevent their working at the establishment. The premises licence holder must have copies of immigration status of every person employed or not employed but present at the premises and working on behalf of the licence holder and these must be made available to Police, immigration officers and authorised local authority officers on request.

2/ All alcohol products shall be stored in direct line of sight from the cashier's position and not obscured by other displays or shelving. If any part of the display is obstructed then this must be covered by CCTV

3/ Products with above 35% volume shall be stored behind the counter.

4/ No alcohol products shall be displayed within 2 metres of the door

5/ Proof of age scheme shall be in operation

6/ No open containers shall be removed from the premises.

7/ If the CCTV system should at any stage fail to operate and record properly then the police licensing officer and the local authority should be notified and the defect should be rectified as soon as possible.

8/ The tills should be fixed to the counter.

9/ No drugs paraphernalia should be sold on the premises, these include but are not limited to; Cannabis grinders, snap bags, electric scales and pipes which can be used for smoking crack or cannabis.

Yours Sincerely,

*E. Mitchell* PC 372 XH

.....  
**Police Licensing Enforcement Officer**  
**Hillingdon Borough.**

### WITNESS STATEMENT

**Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B**

URN

Statement of: PC Mitchell 372 XH

Age if under 18: (if over 18 insert 'over 18') Occupation: Police Licensing Officer

This statement (consisting of 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.

Witness Signature:



Date: 13/06/2017

7

I am the above Police Licensing Officer for Hillingdon Borough. This statement refers to two visits to the premises of Off Licence known as, 'Ahujas Superstore', 1 - 3 Redmead Road, Hayes, UB3 4AU. The visits were joint with London Borough of Hillingdon Trading Standards.

This first visit was carried out on 7th December 2012. Present were trading standards and police officers, PC 102 XH Bates and Myself.

A male by the name of Muhammad IQBAL 06/10/1968 was serving behind the counter when the visit commenced. When spoken to it was clear that he had very limited English and could not answer very simple questions about the licence or the summary that were not available or on display. For some reason the only thing that was on display was the personal licence of Rajinder Sing KURANA No - LBHIL2237.

Immigration checks were carried out on IQBAL and it showed that he entered the uk in 2005, had failed to comply with a temporary release in 2011 and was arrestable for that offence. IQBAL was arrested by 102 XH and taken to Polar park police station.

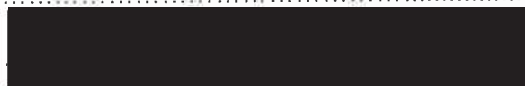
During the wait for custody at Polar park IQBAL's English improved a great deal, he stated that he had been working at the store for a number of weeks and that he worked from 0800 to 1800 in the evening. He stated that he was paid £300 cash for working.

This male was arrested by PC 102 XH and taken to Polar Park Custody Suit where his detention was authorised. Trading Standards remained at the scene and later informed us of a large quantity of counterfeit cigarettes which were seized from the store.

The second visit carried out was on 19/05/2017. This was with PS Spour, PC 372 XH and Trading Standards. The purpose of this visit was to inform the owner that the premises were to be going to a review. When police and Trading Standards arrived at the premises a male who had been stood behind the counter (who gave his name as Captain Singh) quickly raced round to the customers side of the counter and explained to us that he was not working in the premises. Again this male had limited English, he was an older gentleman. He did tell us that no-one was working in the shop and the manager had just popped out. Police searched the area of the shop floor and store room area to confirm that no-one was actually working here. A customer wanted to purchase some items, but we explained that he couldn't as no-one was actually working in the shop. I did not believe the male that he was not working in the shop. But I had to deal with the information he provided and I issued a

Witness Signature: .....

Signature Witnessed by Signature: .....



Continuation of Statement of:

Sec 19 closure notice to the premises and there was no-one on site to serve the alcohol and the premises had been left to a male who did not work in the shop to look after the alcohol. PS Spour did name checks on 'Captain Singh' It transpired that immigration had no record of this male entering the United Kingdom which meant that he had entered the country illegally. He was arrested for the offence, however immediately dearrested as we were advised that no-one in immigration was able to deal with the gentleman on this occasion.

I exhibit the following documents

Copy of the Sec 19 Closure notice EM/1

Copy of the Notification of alleged offences EM/2



Witness Signature: .....



Signature Witnessed by Signature: .....

# CLOSURE NOTICE - SECTION 19 CRIMINAL JUSTICE AND POLICE ACT 2001

Date of the Closure Notice: 19/5/2007 Time Served: 10:43

Authority issuing Notice: Metropolitan Police Service

Name and rank of person making the notice: Pc MICHAEL 372 X-11

Signature: 

Name (if applicable) and address of the affected premises:

Abuya's Superstore  
1-3 Redwood Road URS 4AFL

### Alleged unauthorised use of the premises (section 19 (6)(a))

The officer serving this notice is satisfied that the above premises are being, or within the last 24 hours have been, used for the unauthorised sale of alcohol for consumption on, or in the vicinity of the premises. The specific details of the alleged use are:

no one on the premises authorised to serve  
Alcohol. One male looking after the shop but states  
he is not working here. Mr Captain Singh

Grounds upon which the person-serving the Notice was satisfied of the existence of such unauthorised use:

Sec 136 (1) Carrying on or attempting to carry  
on a LI

### Steps that may be taken to end the alleged unauthorised use of the premises, or to prevent it from re-occurring (section 19 (6) (c))

full closure of the premises

### Third party consideration (section 19.4)

Are there any other persons occupying the premises who need to be informed of this notice?

Yes/No (details) \_\_\_\_\_

If yes they must be issued with a copy of this form

### Effect of section 20, Application for closure order.

A failure to take remedial action to prevent further or continued unauthorised use may lead to an application being made to a Magistrates court for a closure order under section 21 Criminal Justice and Police Act 2001.

The Person (if applicable) on whom the closure notice has been served:

Name Capitan Singh -

Signature  I do not work in the shop

Date 19/05/2007



# Notification of alleged offences under the Licensing Act 2003

Venue Name: Ahuja's REF: (CAD/CRIS etc.) \_\_\_\_\_

Address: 123 Redmead Road Hayes UB7-4AU

Date: 19/5/17 Time: 11:05

Details of person in charge at the relevant time: Mr Captain Singh

Arresting for Immigration DPS  Personal Licence Holder

### Summary of alleged offences identified

*- De arrested at 11:05 due to immigration unable to deal.*

- Section 57(4) Failure to secure premises licence or a certified copy at the premises or to prominently display a summary of the Licence.
- Section 57 (7) Failure to produce a premises licence or a certified copy.
- Section 109 (4) Failure to secure that a copy of the Temporary Event Notice (TEN) is prominently displayed at the premises or secure that a copy of the TEN is in the custody of an appropriate person.
- Section 109 (8) Failure to produce a TEN to a police officer.
- Section 135 (4) Failure to produce a personal licence to a police officer.
- Section 136 (1) Carrying on or attempting to carry on a licensable activity on or from any premises otherwise and in accordance with an authorisation or knowingly allowing a licensable activity to be carried on. (Sec19 issued Y  No  )
- Section 137 (1) Exposing alcohol for retail without an authorisation. (Sec19 issued Y  No  )
- Section 138 (1) Keeping alcohol on a premises for an unauthorised sale. (Sec19 issued Y  No  )
- Section 140 (1) Knowingly allowing disorderly conduct on a licensed premises.
- Section 141 (1) Knowingly selling or attempting or allowing alcohol to be sold to a person who is drunk.
- Section 144 (1) Knowingly keeping or allowing non duty paid goods or unlawfully imported goods to be kept on premises.
- Section 145 (1) Allowing an unaccompanied child on a premises (used primarily or exclusively for the sale of alcohol).
- Section 146 (1) Selling alcohol to an individual aged under 18.
- Section 147 (1) Knowingly allowing the sale of alcohol to an individual under 18.
- Section 153 (1) knowingly allowing an individual under 18 to make a an unsupervised sale of alcohol.
- Section 179 (4) Intentionally obstructing any authorised person exercising a power of entry under section 179.

Details of alleged offence(s) including relevant Cad and Crime report details:

*Employing an illegal immigrant who has entered the country illegally. (he denied working here)*

*Unable to provide CCTV.*

*leaving the premises insecure. (if the male wasn't working then shop insecure)*

Issuing officer: P Mitchell 377xH Print: P Mitchell 372xH

I acknowledge receipt of this form: (venue) \_\_\_\_\_

## LICENSING ACT 2003

### Section 24



HILLINGDON  
LONDON

## PREMISES LICENCE

Ref:

MAU/6563/IM

Premises Licence Number:

LBHIL 592/05

This Premises Licence has been issued by Claire Freeman on behalf of the Licensing Authority, London Borough of Hillingdon, Civic Centre, High Street, Uxbridge, UB8 1UW

Signature:

Date: 14<sup>th</sup> October 2015

### Part 1 – Premises Details

Postal Address of Premises or, if none, Ordnance Survey map reference or description -

**Guru Kirpa Traders Ltd**  
1-3 Redmead Road

Post Town - Hayes

Postcode – UB3 4AU

Telephone number – 0208 848 4487

Where the licence is time limited, the dates -

N/a

Licensable activities authorised by the licence -

Sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities –

07.00 to 00.00 each day

The opening hours of the premises -

07.00 to 00.00 each day

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

OFF SALES ONLY

## Part 2

Name, (registered) address, telephone number and e-mail (where relevant) of holder of Premises Licence -  
Guru Kirpa Traders Ltd  
1-3 Redmead Road  
Hayes  
UB3 4AU  
07863115277

Registered number of holder, for example company number, charity number (where applicable) -  
09391095

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

Rajinder Singh Khurana,  
[REDACTED]

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

London Borough of Hillingdon 2237

## Annex 1 – Mandatory Conditions

### Mandatory Conditions - Alcohol

1. No sale/supply of alcohol shall be made when there is no Designated Premises Supervisor in respect of the premises licence
2. No sale/supply of alcohol shall be made when the Designated Premises Supervisor does not hold a Personal Licence or when his/her Personal Licence is suspended.
3. Every sale/supply of alcohol under the premises licence shall be made, or authorised, by a person who holds a Personal Licence
4. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.  
(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.  
(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
  - (a) a holographic mark, or
  - (b) an ultraviolet feature.

## **Mandatory Condition - Permitted Price**

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1—

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(6);

(b) “permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence-

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994(7).

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## **Annex 2– Conditions consistent with the operating Schedule**

1. The premises licence holder shall ensure that the following conditions are complied with:

### **General**

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

### **Prevention of Crime and Disorder**

3. An approved system of closed circuit television (CCTV) shall be maintained to record the facial image of any person entering the premises by the main entrance/exit doors.
4. The CCTV system shall be capable of dating and timing the recordings. The tapes or discs shall be kept in a secure management location on the premises for a period of not less than 30 days.
5. The tapes or discs shall be available for inspection by authorised officers of the Council and officers of the Metropolitan Police Service.
6. A proof of age scheme shall be maintained while the premises are open for the purpose of the licence. A refusal book shall be maintained and be available for inspection by authorised officers of the Licensing Authority and Metropolitan Police

### **Public Safety**

7. Adequate portable fire fighting equipment shall be provided to the satisfaction of the LFEPA.
8. The shutter over the front entrance door shall be locked in the up position whenever the premises are in use for the purpose of the licence.

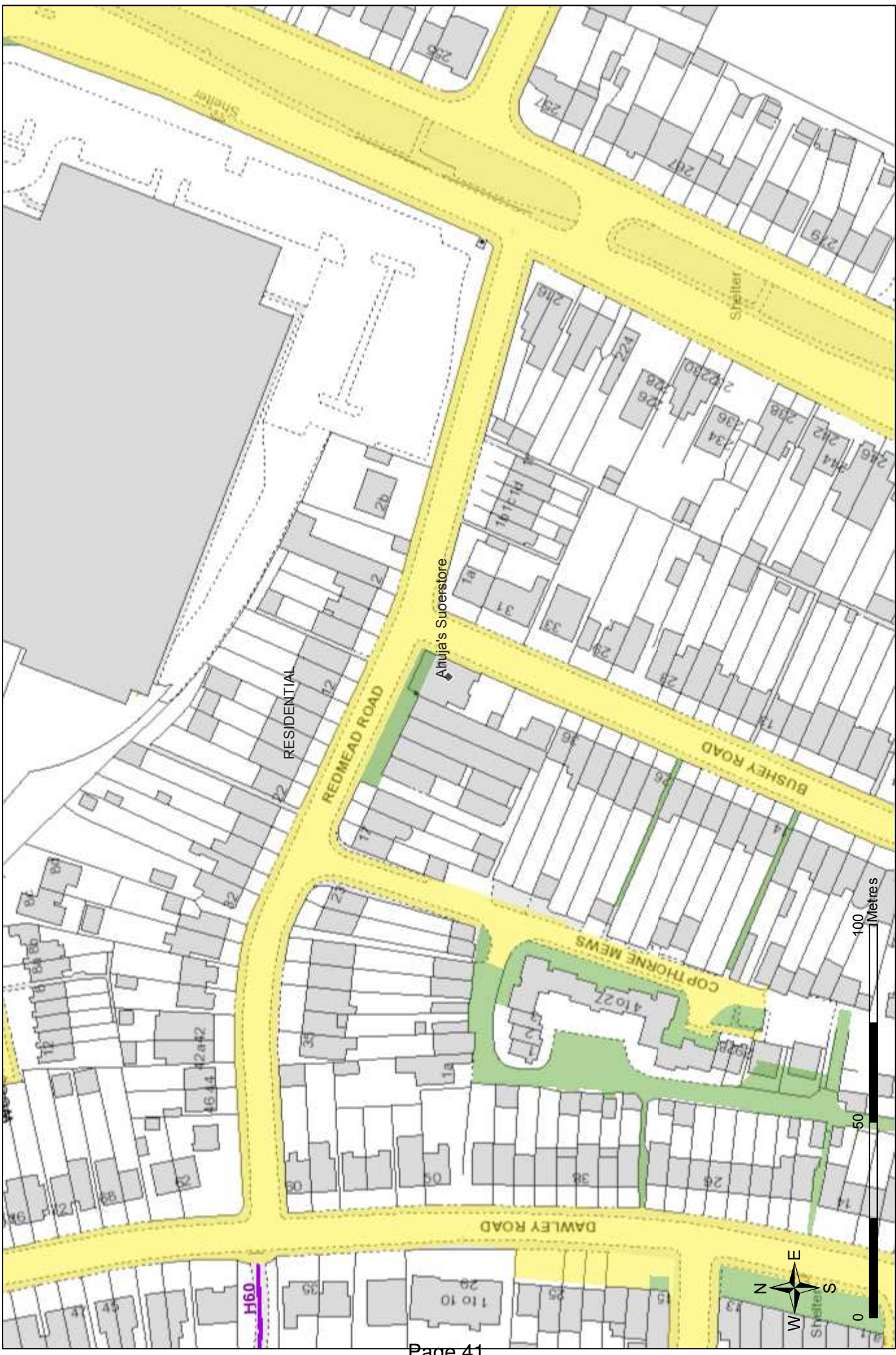
## **Annex 3 – Conditions attached after a hearing by the licensing authority**

N/a

## **Annex 4 – Plans**

**Plan Number Shop and Location LS-166**

**Licensing Service Registered Number 689/05**







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