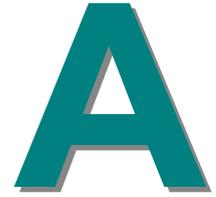




HILLINGDON
LONDON



NOTICE OF HEARING

Licensing Sub-Committee

Date: TUESDAY, 19 NOVEMBER 2019

Time: 10.00 AM

Venue: COMMITTEE ROOM 5 - CIVIC CENTRE, HIGH STREET, UXBRIDGE

Meeting Details: Members of the Public and Media are welcome to attend. This meeting may also be broadcast live.

If this is a public hearing, the agenda is available online at www.hillingdon.gov.uk or you can use a smart phone camera and scan the code below:



Councillors on the Sub-Committee:

Teji Barnes, (Chairman)
Eddie Lavery
John Oswell

IMPORTANT INFORMATION

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

Thursday 14 November 2019

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: Monday, 4 November 2019

Contact: Neil Fraser

Tel: 01895 250692

Email: democratic@hillington.gov.uk

Putting our residents first

Lloyd White
Head of Democratic Services
London Borough of Hillingdon,
Phase II, Civic Centre, High Street, Uxbridge, UB8 1UW

Useful information for residents and visitors

Watching & recording this meeting (if a public meeting only)

If this meeting is to be held in Public (Part 1) you can watch it on the Council's YouTube channel, live or archived after the meeting. Residents and the media are also welcome to attend in person, and if they wish, report on the public part of the meeting. Any individual or organisation may record or film proceedings as long as it does not disrupt proceedings.

It is recommended to give advance notice of filming to ensure any particular requirements can be met. The Council will provide seating areas for residents/public, high speed WiFi access to all attending and an area for the media to report. The officer shown on the front of this agenda should be contacted for further information and will be available to assist.

When present in the room, silent mode should be enabled for all mobile devices.

Travel and parking

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Emergency procedures

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Watch a **LIVE** broadcast of this meeting on the Council's YouTube Channel: *Hillingdon London*

Those attending should be aware that the Council will film and record proceedings for both official record and resident digital engagement in democracy.



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

	Title of Report / Address of application	Ward	Time	Page
5	Application to determine a Transfer and DPS Variation: Falling Lane Local Store, 115 - 117 Falling Lane, West Drayton, UB7 8AG	Yiewsley	10:00 AM (Legal Briefing 9:45 AM)	3 - 48

Order of proceedings – application under the Licensing Act 2003

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. If the meeting is being broadcast, any filming will be stopped for this part.

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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APPLICATION TO DETERMINE A TRANSFER AND DPS VARIATION: FALLING LANE LOCAL STORE, 115 - 117 FALLING LANE, WEST DRAYTON, UB7 8AG

Committee	Licensing Sub-Committee
Officer Contact	Mark McDermott, Residents Services
Papers with report	Appendix 1 - Transfer Appendix 2 - Variation of Designated Premises Supervisor Appendix 3 - Representation from Metropolitan Police Appendix 4 - Premises Licence
Ward name	Yiewsley

1.0 SUMMARY

To consider applications for a Transfer and Variation of the Designated Premises Supervisor for Falling Lane Local Store, 115 - 117 Falling Lane, West Drayton, UB7 8AG. This Licence was revoked following a review by the Trading Standards Service on the 16 April 2019 and the current Licence Holder Mr Inderjit Singh has appealed this decision and it is due to be heard at Uxbridge Magistrates Court on 25 and 26 November 2019.

2.0 RECOMMENDATION

That the Licensing Sub-Committee consider the experience and knowledge of the applicant to ascertain his ability to uphold the licensing objectives, having regard to the Government's guidance issued under s182 of the Licensing Act 2003.

3.0 APPLICATION

Jagdeep Singh Khaneja has applied for a Transfer of Premises Licence and Variation of the Designated Premises Supervisor into his name as **Appendix 1 and Appendix 2**, respectively.

4.0 CONSULTATION

4.1 Closing date for representations

29th October 2019.

5.0 REPRESENTATIONS

5.1 RESPONSIBLE AUTHORITIES

There is a representation from the Metropolitan Police appended as **Appendix 3**.

Responsible Authority	Ground for Representation	Appendix
Metropolitan Police	Prevention of Crime and Disorder	Appendix 3

5.2 No other representations received.

6.0 BACKGROUND INFORMATION

6.1 Premises licence

The shop is currently trading under the authority of a Premises Licence for premises known as Falling Lane Superstore and is attached as **Appendix 4**. Mr Inderjit Singh has been the Licence Holder and Designated Premises Supervisor since 14 August 2013. This Licence was revoked and is currently subject to an Appeal by the current Licensee.

6.2 Description of the Premises

The premise is a newsagents, off-licence and convenience store located on a parade of shops on a busy stretch of road.

6.3 Licensable Activities currently authorised at the premises

<u>Activity</u>		<u>Premises licence</u>
Sale of alcohol	Consumption off the premises	√

6.4 Licensable activity and opening hours currently authorised at the premises

	Hours for the sale of alcohol	Opening hours
Monday	08:00 - 23:00	08:00 - 23:00
Tuesday	08:00 - 23:00	08:00 - 23:00
Wednesday	08:00 - 23:00	08:00 - 23:00
Thursday	08:00 - 23:00	08:00 - 23:00
Friday	08:00 - 23:00	08:00 - 23:00
Saturday	08:00 - 23:00	08:00 - 23:00
Sunday	08:00 - 23:00	08:00 - 23:00

7.0 OFFICER'S OBSERVATIONS

Observations

This is an application from Mr Jagdeep Singh Khaneja. The applicant is applying as an individual to transfer the premises licence into his name and to also vary the Designated Premises Supervisor into his name. A representation has been received from the Metropolitan Police on the grounds of Crime and Disorder.

Previously, Mr Khaneja applied for a New Premises Licence for these premises that was refused on 22 January 2019 by the Licensing Sub Committee, who considered that granting a licence to Mr Khaneja would undermine the Licensing Objectives. Mr Khaneja has appealed this decision and it is due to be heard at Uxbridge Magistrates Court on 25 and 26 November 2019.

8.0 Relevant sections of S.182 Guidance

The Guidance issued by the Secretary of State under S182 of the Licensing Act 2003 states:

The purpose of the Guidance

At paragraph 1.7, "This Guidance is provided to licensing authorities in relation to the carrying out of their functions under the 2003 Act. It also provides information to magistrates' courts hearing appeals against licensing decisions and has been made widely available for the benefit of those who run licensed premises, their legal advisers and the general public. It is a key medium for promoting best practice, ensuring consistent application of licensing powers across England and Wales and for promoting fairness, equal treatment and proportionality."

Determining actions that are appropriate for the promotion of the licensing objectives

At paragraph 9.42, "Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be."

At paragraph 9.43, "The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve."

Specification of new designated premises supervisors

At paragraph 4.31, "Every premises licence that authorises the sale of alcohol must specify a DPS. This will normally be the person who has been given day to day responsibility for running the premises by the premises licence holder. The only exception is for community premises which have successfully made an application to remove the usual mandatory conditions set out in the 2003 Act. Guidance on such applications is set out in paragraphs 4.52 to 4.65 of this Guidance."

At paragraph 4.32, "The Government considers it essential that police officers, fire officers or officers of the licensing authority can identify immediately the DPS so that any problems can be dealt with swiftly. For this reason, the name of the DPS and contact details must be specified on the premises licence and this must be held at the premises and displayed in summary form. The

DPS' personal address should not be included in the summary form in order to protect their privacy."

At paragraph 4.33, "To specify a DPS, the premises licence holder should normally submit an application to the licensing authority (which may include an application for immediate interim effect) with:

- a form of consent signed by the individual concerned to show that they consent to taking on this responsible role, and
- the relevant part (Part A) of the licence."

Police objections to new designated premises supervisors

At paragraph 4.39, "The police may object to the designation of a new DPS where, in exceptional circumstances, they believe that the appointment would undermine the crime prevention objective. The police can object where, for example, a DPS is first specified in relation to particular premises and the specification of that DPS in relation to the particular premises gives rise to exceptional concerns. For example, where a personal licence holder has been allowed by the courts to retain their licence despite convictions for selling alcohol to children (a relevant offence) and then transfers into premises known for underage drinking."

At paragraph 4.40, "Where the police do object, the licensing authority must arrange for a hearing at which the issue can be considered and both parties can put forward their arguments. The 2003 Act provides that the applicant may apply for the individual to take up post as DPS immediately and, in such cases, the issue would be whether the individual should be removed from this post. The licensing authority considering the matter must restrict its consideration to the issue of crime and disorder and give comprehensive reasons for its decision. Either party would be entitled to appeal if their argument is rejected."

Transfers of premises licences

At paragraph 8.99, "The 2003 Act provides for any person who may apply for a premises licence, which includes a business, to apply for a premises licence to be transferred to them. Where the application is made in writing, the applicant must give notice of the application to the chief officer of police in all cases, and the Home Office (Immigration Enforcement) if the licence authorises the sale of alcohol or provision of late night refreshment. Where it is made electronically via GOV.UK or the licensing authority's electronic facility, the licensing authority must notify the police and the Home Office (Immigration Enforcement) no later than the first working day after the application is given. However, the responsibility to notify the DPS remains with the applicant. Otherwise the general guidance on electronic applications set out in paragraphs 8.21 to 8.28 applies."

At paragraph 8.100, "In the vast majority of cases, it is expected that a transfer will be a very simple administrative process. Section 43 of the 2003 Act provides a mechanism which allows the transfer to come into immediate interim effect as soon as the licensing authority receives it, until it is formally determined or withdrawn. This is to ensure that there should be no interruption to normal business at the premises. If the police or the Home Office (Immigration Enforcement) raise no objection about the application, the licensing authority must transfer the licence in accordance with the application, amend the licence accordingly and return it to the new holder."

At paragraph 8.101, "In exceptional circumstances where the chief officer of police believes the transfer may undermine the crime prevention objective, the police may object to the transfer. The Home Office (Immigration Enforcement) may object if it considers that granting the transfer would be prejudicial to the prevention of illegal working in licensed premises. Such objections are expected to be rare and arise because the police or the Home Office (Immigration Enforcement)

have evidence that the business or individuals seeking to hold the licence, or businesses or individuals linked to such persons, are involved in crime (or disorder) or employing illegal workers."

At paragraph 8.102, "Such objections (and therefore such hearings) should only arise in truly exceptional circumstances. If the licensing authority believes that the police or the Home Office (Immigration Enforcement) are using this mechanism to vet transfer applicants routinely and to seek hearings as a fishing expedition to inquire into applicants' backgrounds, it is expected that it would raise the matter immediately with the chief officer of police or the Home Office (Immigration Enforcement)."

9.0 Relevant sections of the Licensing Policy

4.0 General Principles and the Role of the Licensing Authority

At paragraph 4.1, "The role of the Licensing Authority is to ensure control of the licensable activities at licensed premises, qualifying clubs, temporary events and the conduct of the personnel involved with the licensable activities as required under the Act."

14.0 Representations

At paragraph 14.1, "This policy will not seek to exclude any rights enshrined in the Act or any other legislation for applicants or those making representations against applications. Each application and representation will be treated on its merits taking into account the legislation, the Guidance issued under section 182 of the Licensing Act 2003 and this policy."

16.0 Decision Making and Licensing Hearings

At paragraph 16.4, "A Licensing Sub-Committee will sit to hear all applications for premises licences, club premises certificates, interim authorities, provisional statements, designated premises supervisors and personal licences which have attracted relevant representations from either a 'responsible authority' or 'other person'."

10.0 Legal Considerations

When considering licence applications the Sub-Committee shall carry out its functions with a view to taking steps it considers appropriate for promoting the licensing objectives. The licensing objectives are:

- Prevention of crime and disorder.
- Public Safety.
- Prevention of public nuisance.
- Protection of children from harm.

The Sub-Committee must ensure that all licensing decisions:

- Have a direct relationship to the promotion of one or more of the four licensing objectives;
- Have regard to the Council's statement of licensing policy;
- Have regard to the Secretary of State guidance; and
- Must not be subject to a blanket policy to the extent that it is applied so rigidly that an exercise of discretion in each individual case is precluded.

The Sub-Committee is advised that when considering applications for a transfer and variation of Designated Premises Supervisors, regard must be had to any relevant

representations that are made before taking such steps (if any) as it considers necessary for the promotion of the licensing objectives.

The steps are:

- Grant the application.
- Refuse the application.

Applications must be considered with regard to the principles of fair process and the Human Rights Act 1998.

Finally, the Sub Committee is reminded that its obligation, as stated in the officer recommendation is to **consider the experience and knowledge of the applicant to ascertain his ability to uphold the licensing objectives. In particular, the Sub Committee must consider whether the concerns it expressed at its meeting on 22 January 2019 remain or whether the applicant has since then acquired suitable experience and knowledge to demonstrate that he can uphold the licensing objectives if he becomes Designated Premises Supervisor.**



Hillingdon
Application to transfer premises licence
Licensing Act 2003

For help contact
applicationsprocessingteam@hillington.gov.uk
 Telephone: 01895 558170

* required information

Section 1 of 7

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

JAGDEEP SINGH

* Family name

KHANEJA

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Address

* Building number or name	<input type="text"/>
* Street	<input type="text"/>
District	<input type="text"/>
* City or town	<input type="text"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text"/>
* Country	<input type="text" value="United Kingdom"/>

Agent Details

* First name	<input type="text" value="MANPREET SINGH"/>
* Family name	<input type="text" value="KAPOOR"/>
* E-mail	<input type="text" value="info@personalllicencecourses.com"/>
Main telephone number	<input type="text" value="020 8606 0558"/>
Other telephone number	<input type="text"/>

Include country code.

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Your Address

Address official correspondence should be sent to.

* Building number or name	<input type="text" value="PERSONAL LICENCE COURSES UK"/>
* Street	<input type="text" value="145 STATION ROAD"/>
District	<input type="text"/>
* City or town	<input type="text" value="WEST DRAYTON"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text" value="UB7 8ND"/>
* Country	<input type="text" value="United Kingdom"/>

Section 2 of 7

PREMISES DETAILS

Continued from previous page...

I/we, as named in section 1, apply to transfer the premises licence described below under section 42 of the Licensing Act 2003 for the premises described in section 2 below.

Premises Licence

* Premise licence number

Name Of Current Premises Licence Holder

* Name

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Please give a brief description of the premises

Telephone number at the premises if any

Section 3 of 7

APPLICATION DETAILS

In what capacity are you applying for the premises licence to be transferred to you?

- An individual or individuals
- A limited company/limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales
- Other (for example a statutory corporation)

Please confirm the following:

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

Section 4 of 7

INDIVIDUAL APPLICANT DETAILS

Applicant Name

Is the name the same as (or similar to) the details given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- Yes No

Continued from previous page...

Applicant Postal Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

- Yes No

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text"/>

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

- Yes No

E-mail	<input type="text"/>
Telephone number	<input type="text"/>
Other telephone number	<input type="text"/>
* Date of birth	<input type="text"/> / <input type="text"/> / <input type="text"/> dd mm yyyy
* Nationality	<input type="text"/>
Right to work share code	<input type="text"/>
<input type="button" value="Add another applicant"/>	

Right to work share code if not submitting scanned documents

Section 5 of 7

FURTHER INFORMATION

Are you the holder of the premises licence under an interim authority notice?

- Yes No

Do you wish the transfer to have immediate effect?

- Yes No

Have you attached the consent form signed by the existing premises licence holder?

- Yes No

Continued from previous page...

If this application is granted I would be in a position to use the premises during the application period for the licensable activity or activities authorised by the licence (see section 43 of the Licensing Act 2003)?

Yes No

Have you attached the previous licence?

Yes No

Section 6 of 7

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **together with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online.

The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Section 7 of 7

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

For full details of our fees, refer to the licensing webpage: <http://www.hillingdon.gov.uk/licensing> and follow the 'Fees for all applications' link on the right-hand side of the page.

* Fee amount (£)

DECLARATION

* I/we understand 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.

* Applicants must send a copy of the application to the responsible police officer at the following addresses:

* Licensing Acting Sergeant Ian Wares, Ruislip Police Station, 5 The Oaks, Ruislip, Middx, HA4 7LF

* or, for the Heathrow area only:

* Chief Officer of Police (Licensing), Heathrow Police Station, Polar Park, Bath Road, West Drayton, UB7 0DG.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

Continued from previous page...

* Date / /
dd mm yyyy

Full name

Capacity

* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/hillingdon/change-3> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [Next >](#)

Consent of premises licence holder to transfer

I/we INDERJIT SINGH
[full name of premises licence holder(s)]

the premises licence holder of premises licence number LBHIL 927/12
[insert premises licence number]

relating to

FALLING LANE LOCAL STORE, 115-117 FALLING LANE, WEST DRAYTON,
[name and address of premises to which the application relates] UB7 8AG.

hereby give my consent for the transfer of premises licence number

LBHIL 927/12
[insert premises licence number]

to

JAGDEEP SINGH KHANEJA
[full name of transferee].

signed _____

name
(please print) INDERJIT SINGH

dated 15/10/19

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Hillingdon
Application to vary a premises licence to specify an individual as designated premises supervisor
Licensing Act 2003

For help contact
applicationsprocessingteam@hillington.gov.uk
 Telephone: 01895 558170

* required information

Section 1 of 4

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference	<input type="text" value="Not Currently In Use"/>	This is the unique reference for this application generated by the system.
Your reference	<input type="text"/>	You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.
Are you an agent acting on behalf of the applicant?		Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.
<input checked="" type="radio"/> Yes	<input type="radio"/> No	

Applicant Details

* First name	<input type="text" value="JAGDEEP SINGH"/>	
* Family name	<input type="text" value="KHANEJA"/>	
* E-mail	<input type="text"/>	
Main telephone number	<input type="text"/>	Include country code.
Other telephone number	<input type="text"/>	

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
- Applying as an individual
- A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Address

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Your Address

Address official correspondence should be sent to.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 4

PREMISES DETAILS

Continued from previous page...

I/we apply to vary a premises licence to specify the individual named in this application as the premises supervisor under section 37 of the Licensing Act 2003.

* Premises licence number

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Address

* Building number or name

* Street

District

* City or town

County or administrative area

Postcode

* Country

Contact Details

E-mail

Telephone number

Other telephone number

Describe the premises. For example, what type of premises it is

Section 3 of 4

SUPERVISOR

Full Name Of Proposed Designated Premises Supervisor

* First name

* Family name

* Nationality

* Place of birth

* Date of birth / /
dd mm yyyy

Personal licence number of proposed designated premises supervisor

Continued from previous page...

Issuing authority of that licence

LONDON BOROUGH OF HILLINGDON

Full Name Of Existing Designated Premises Supervisor

First name

Family name

* Would you like this application to have immediate effect under section 38 of the Licensing Act 2003?

The premises licence holder can continue the supply of alcohol if, for example, the existing premises supervisor is suddenly indisposed or unable to work.

- Yes No

I will notify the existing premises supervisor (if any) of this application

It is sufficient for the licensee to inform the existing premises supervisor in writing, without sharing the specific details of the application.

* Will the premises licence or relevant part of it be submitted with this application?

- Yes No

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this variation

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'

Section 4 of 4

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. For full details of our fees, refer to the licensing webpage: <http://www.hillingdon.gov.uk/licensing> and follow the 'Fees for all applications' link on the right-hand side of the page.

* Fee amount (£)

DECLARATION

- * I/we understand 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.
- * I/we understand that a copy of the application must be sent to the responsible police officer at the following addresses:
- * Licensing Acting Sergeant Ian Wares, Ruislip Police Station, 5 The Oaks, Ruislip, Middx, HA4 7LF
- * or, for the Heathrow area only:

Continued from previous page...

* Chief Officer of Police (Licensing), Heathrow Police Station, Polar Park, Bath Road, West Drayton, UB7 0DG.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Full name

Capacity

* Date / /
dd mm yyyy

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

Consent of individual to being specified as premises supervisor

I JAGDEEP SINGH KHANEJA
[full name of prospective premises supervisor]

of 37 NENCOMBE RISE
WEST DRAYTON
UB7 8QE

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

TRANSFER & VARI OF DPS.
[type of application]

by

JAGDEEP SINGH KHANEJA
[name of applicant]

relating to a premises licence LBHIL 927/12.
[number of existing licence, if any]

for FALLING LANE LOCAL STORE
115-117 FALLING LANE
WEST DRAYTON
UB7 8AQ

[name and address of premises to which the application relates]



<p>Date: 27/10/2019</p> <p>Your Ref: FALLING LANE SUPERSTORE</p> <p>115-117 FALLING LANE, WEST DRAYTON</p>	
--	--

Re: 'Transfer of Premises and Vary DPS Application'

Police would like to make the following representations regarding The Transfer of Premises and Vary DPS Application for Falling Lane Local Store, 115-117 Falling Lane, West Drayton, UB7 8AG. Police are objecting to this application under The Prevention of Crime and Disorder objective as police believe that this transfer does not appear to be legitimate.

In April 2018 Trading Standards received a complaint regarding the premises, which instigated an investigation into illegal activity and potential breaches of the Licensing Act 2003. As part of the investigation two separate test purchases were conducted at the premises in June and July 2018.

On both separate occasions a representative from the London Borough of Hillingdon Licensing Authority was able to purchase 'Duty Free' cigarettes at a cost of £5. This evidence led to the grant of a warrant for the premises and on 15th August 2018 this warrant was executed resulting in the seizure of illicit tobacco as evidenced in this review application. The premises licence holder at the time was Mr. Inderjit Singh, who is still the premises licence holder.

On the 19th of December 2018 the Police Licensing Team conducted a meeting in company with The London Borough of Hillingdon Trading Standards and Licensing Authority where Mr. Jagdeep Singh Khaneja was present. This meeting was called regarding a new premises application for Falling Lane Superstore. During this meeting it was evident that the applicant, Mr. Khaneja was unable to respond to the most basic of questions relating to the licensing objectives or the requirements of a DPS. As a result of this meeting The Police Licensing Team, along with London Borough of Hillingdon Trading Standards and Licensing Authority objected to the grant of this licence as it was believed not to be a legitimate transfer in the lead up to this review application. Subsequently the application was refused by the Licensing Sub Committee on the 22nd January 2019.

This new application lacks clarity and substance with no supporting documents or information regarding a lease of the business, accounts, or VAT registrations which would enhance this application and add weight to its legitimacy in its current form.

Having reviewed this application and having consulted with the Trading Standards Team and Licensing Authority this current application appears to be another paper exercise to secure the continuation of the current licence which, as it stands is subject of a Licensing Appeal to be heard at Uxbridge Magistrates Court on the 25th November 2019.

I also exhibit the following communications between Trading Standards and The Licensing Authority in my representations.

DAB/01 Email, dated the 21st October 2019 and supporting documents from Stephanie Waterford. Service Manager Licensing, Food and Safety Regulation Services.

DAB/02 Email, dated the 25th October 2019 and supporting document from Kiran Seyan. Senior Trading Standards Officer.

Representation from the Police Licensing Team will be made at any subsequent hearing and we will be in a position to answer any questions from the Licensing Sub Committee.

Yours faithfully.

David Butler. West Area Police Licensing Officer



Re: Falling Lane Transfer

1 message

Stephanie Waterford <swaterford@hillington.gov.uk>
To: David.A.Butler@met.police.uk
Cc: Kiran Seyan <kseyan@hillington.gov.uk>

21 October 2019 at 14:43

Dear PC Butler,

Thank you for your email raising concerns about this application.

You have quite rightly highlighted the legitimacy of the transfer applications and I must say that I share your view.

As you are aware, the current premises licence in the name of Mr Inderjit Singh was revoked by this Authority in April 2019 due to a large haul of illicit tobacco being found on the premises. This decision will be the subject of a Licensing Appeal in November 2019. Given the instability the current Premises Licence, it does strike me as odd that Mr Khaneja feels that this is a lucrative business move in transferring the licence and business over to himself.

Mr Khaneja is himself the subject of Appeal proceedings with the Local Authority in connection with his application for a new premises licence for the same premises. When we met with Mr Khaneja in December 2018 in connection with his new Premises Licence application, he failed to convince us that there had been a legitimate transfer of the Falling Lane business from Mr Singh and indeed, that he could uphold the Licensing Objectives.

You will recall that the Hillingdon Licensing Sub-Committee determined Mr Khaneja's new Premises Licence application on 22nd January 2019 due to his inability to convince the Authorities that he could uphold the licensing objectives.

I have noted that this transfer application does not contain any supporting information i.e. lease of the business, accounts, VAT registrations etc etc which would indicate some sort of business transaction.

It remains my view that this latest transfer application is merely an attempt to secure the continuation of the licence which is the subject of the Licensing Appeals and therefore, I would urge you to object to the transfer and Vary DPS applications.

I have attached the Decision Notice and my original representation in connection with the refusal of Mr Khaneja's licence application.

Please contact me should you require any further information.

Kind regards
Stephanie

On Mon, 21 Oct 2019 at 08:12, <David.A.Butler@met.police.uk> wrote:

Good Morning,

I am in receipt of a Transfer of Premises and Vary DPS Application for Falling Lane Local Store, 115 - 117 Falling Lane, West Drayton UB7 8AG.

These applications have been submitted during the appeal process regarding the premises, due to be heard at Uxbridge Magistrates Court this week.

I have concerns regarding the legitimacy of these applications and I would greatly appreciate your respective views and any concerns you may have in relation to these applications which coincide with the pending appeals.

Kind regards.

Dave.

Dave Butler | Pc 2845XH Police Licensing Officer | West Area Partnership and Prevention Hub | Hillingdon Police Station | **MetPhone:**741933 | **Telephone:**020 8246 1933 | **Email:**Dave.A.Butler@met.pnn.police.uk | **Address:**1 Warwick Place, Uxbridge, Middlesex, UB8 1PG

MetSec Code:~~Restricted~~/Not Protectively Marked

Follow us on twitter @mpshillingdon

Email XHMailbox.partnership@met.police.uk to register for crime prevention advice

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Stephanie Waterford
Service Manager Licensing, Food & Safety Regulation

Residents Services
London Borough of Hillingdon
Civic Centre
High Street
Uxbridge, UB8 1UW
01895 277232

Civic Centre Ext x7232
Imported Food Office Extension - x4169

2 attachments

Falling Lane Local Store LA Rep Letter.pdf

53K

DAB/01



Decision Notice.pdf

71K



HILLINGDON

LONDON

Mr Mark McDermott
Licensing Officer
Licensing Service

Reference; SW/18/LA03

Your Reference;

Date; 19th December 2018

Dear Sir,

**FALLING LANE LOCAL STORE, 115-117 FALLING LANE, WEST DRAYTON
THE LICENSING ACT 2003**

I am writing to you as the Officer duly authorised to make representations on behalf of the Licensing Authority, in regard to the review of premises licence application submitted by the Metropolitan Police Service, for the above premises.

The Licensing Authority have assessed the recent application submitted in the name 'Jagdeep Singh Khaneja.' As you are aware from the recent meeting which took place between Mr Khaneja and his representative and representatives of the Police and Trading Standards Service, I have also had an opportunity to assess Mr Khaneja's understanding of the licensing process and licensing objectives.

During the meeting, it was evident that Mr Khaneja fell far short of the standards and capability expected of Premises Licence Holders and a Designated Premises Supervisor. I have concerns that Mr Khaneja was not able to answer the most basic of questions relating to the operation of an Off Licence and I have grave concerns about his capability in upholding the licensing objectives in an extremely challenging area.

I would therefore strongly recommend that this matter is referred to the Licensing Sub-Committee for determination and that Mr Khaneja has the opportunity to address the Committee directly.

Licensing Service
Residents Services
T.01895 277232

swaterford@hillington.gov.uk
London Borough of Hillington,

www.hillington.gov.uk

3S/08, Civic Centre, High Street, Uxbridge, UB8 3PW

I intend to be present at the hearing to verbally deliver my representation and also to answer any queries from the Licensing Sub-Committee.

Yours faithfully

A handwritten signature in cursive script, appearing to read 'Stephanie Waterford', followed by a small dash.

Stephanie Waterford
Licensing Service Manager
Licensing Authority Representative



HILLINGDON
LONDON

Licensing Sub-Committee

Decision Notice

Application for New Premises Licence
Falling Lane, Local Store, 115 - 117 Falling Lane,
West Drayton, UB7 8AG

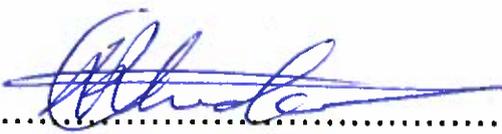
Hearing: 22 January 2019

Sub-Committee: Cllr Roy Chamdal (Chairman)
Cllr Allan Kauffman
Cllr Lynne Allen

Legal Adviser: Glen Egan

Licensing Officer: Mark McDermott

Committee Clerk: Liz Penny

Chairman.....
Cllr Roy Chamdal

Dated 25 January 2019

THE DECISION

The Sub-Committee has considered all the relevant evidence made available to it and in doing so has taken into account the Licensing Act 2003, the Guidance issued by the Secretary of State under section 182 of that Act, the Council's Statement of Licensing Policy and the Licensing objectives.

The Sub-Committee's decision is to refuse the Application for the following reasons:

- 1. The Sub-Committee was not satisfied that the Applicant fully understood all the licensing objectives or that he would be able to implement them in practice. The Sub-Committee noted that the applicant required constant prompting from his agent, despite him having over 1 years experience of working in off Licence Premises and even then gave wholly inadequate answers to the Sub-Committee's questions. In particular the Sub-Committee noted that the Applicant could not explain why it was necessary to maintain an incident log, despite having the question explained to him in both English and Hindi.**
- 2. The Sub-Committee considered that the Applicant had not shown that he was able to uphold the licensing objectives in a challenging situation - such as where a customer was being threatening - and that because no incident log was maintained, the Applicant would be unable to fully assist the Police in any investigations. Given that the local area suffers from the second highest incidence of anti-social behaviour and child exploitation within Hillingdon, the Sub-Committee considered that granting a licence to the Applicant would undermine the licensing objectives.**

RIGHT OF APPEAL

No decision made by the Council will have effect during the time period within which an appeal may be brought and until such time that any appeal has been determined or abandoned.

The applicant, holder of the Premises Licence, or any other person who made relevant representations to the application may appeal against the Council's decision to the Justices Clerk at the Uxbridge Magistrates Court. Such an appeal may be brought within 21 days of receipt of this Notice of Decision.

You will be deemed to have received the Decision Notice, two days after the date on the accompanying letter, which will be posted by 1st class mail.



Re: Falling Lane Transfer

1 message

Kiran Seyan <kseyan@hillington.gov.uk>
To: Stephanie Waterford <swaterford@hillington.gov.uk>
Cc: David.A.Butler@met.police.uk

25 October 2019 at 18:58

Dear PC Butler and Ms Waterford

Thank you both for your emails. The Trading Standards Service shares your concerns regarding the legitimacy of this application.

The current premise licence holder Mr Inderjit Singh had his licence revoked in April 2019, following Trading Standards submitting an application for review. This application was made following the execution of warrants in August 2018 at the retail premises and flat above the shop, where a significant quantity of illicit tobacco was seized (60,424 cigarettes and 19.8kg hand-rolling tobacco). Additionally a prosecution was instigated against Mr Singh and Falling Lane Superstore Ltd. On Monday 21st October 2019, Mr Singh attended Uxbridge Magistrates Court and plead guilty to these charges.

The application for transfer by Mr Khaneja seems questionable, given that he was previously refused a licence as a new applicant in January 2019. At the time, I made representations on behalf of the Trading Standards Service as to the suitability of Mr Khaneja to become a licence holder. I attach a copy of that letter for your attention. There does not appear to be any further evidence in this transfer application by Mr Khaneja to demonstrate that he would be able to meet the objectives for a licence holder, nor indicate any independence from Mr Singh.

There are two appeals pending to be heard in Court next month, one for Mr Singh and the other for Mr Khaneja. This transfer application by Mr Khaneja may be an attempt to circumvent the decisions made by the Licensing Sub-Committee so that they can continue trading under the premises licence.

Kind regards

Kiran Seyan

Senior Trading Standards Officer
Trading Standards Service | Residents Services
2E/07, Civic Centre, High Street, Uxbridge, UB8 1UW

t: 01895 277423 (x7423)

f: 01895 277443

e: kseyan@hillington.gov.uk

e: kiran.seyan@hillington.gcsx.gov.uk

w: www.hillingdon.gov.uk



Putting our residents first

On Mon, 21 Oct 2019 at 14:44, Stephanie Waterford <swaterford@hillington.gov.uk> wrote:

Dear PC Butler,

Thank you for your email raising concerns about this application.

You have quite rightly highlighted the legitimacy of the transfer applications and I must say that I share your view.

As you are aware, the current premises licence in the name of Mr Inderjit Singh was revoked by this Authority in April 2019 due to a large haul of illicit tobacco being found on the premises. This decision will be the subject of a Licensing Appeal in November 2019. Given the instability the current Premises Licence, it does strike me as odd that Mr Khaneja feels that this is a lucrative business move in transferring the licence and business over to himself.

Mr Khaneja is himself the subject of Appeal proceedings with the Local Authority in connection with his application for a new premises licence for the same premises. When we met with Mr Khaneja in December 2018 in connection with his new Premises Licence application, he failed to convince us that there had been a legitimate transfer of the Falling Lane business from Mr Singh and indeed, that he could uphold the Licensing Objectives.

You will recall that the Hillingdon Licensing Sub-Committee determined Mr Khaneja's new Premises Licence application on 22nd January 2019 due to his inability to convince the Authorities that he could uphold the licensing objectives.

I have noted that this transfer application does not contain any supporting information i.e. lease of the business, accounts, VAT registrations etc etc which would indicate some sort of business transaction.

It remains my view that this latest transfer application is merely an attempt to secure the continuation of the licence which is the subject of the Licensing Appeals and therefore, I would urge you to object to the transfer and Vary DPS applications.

I have attached the Decision Notice and my original representation in connection with the refusal of Mr Khaneja's licence application.

Please contact me should you require any further information.

Kind regards
Stephanie

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Good Morning,

I am in receipt of a Transfer of Premises and Vary DPS Application for Falling Lane Local Store, [115 - 117 Falling Lane, West Drayton UB7 8AG](#).

These applications have been submitted during the appeal process regarding the premises, due to be heard at Uxbridge Magistrates Court this week.

I have concerns regarding the legitimacy of these applications and I would greatly appreciate your respective views and any concerns you may have in relation to these applications which coincide with the pending appeals.

Kind regards.

Dave.

Address: 1 Warwick Place, Uxbridge, Middlesex, UB8 1PG

MetSec Code: ~~Restricted~~/Not Protectively Marked

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--



HILLINGDON
LONDON

Stephanie Waterford
Service Manager Licensing, Food & Safety Regulation

Residents Services
London Borough of Hillingdon
Civic Centre
High Street
Uxbridge, UB8 1UW
01895 277232

Civic Centre Ext x7232
Imported Food Office Extension - x4169

 **241218 Falling Lane rep.doc**
193K



HILLINGDON

LONDON

Mr Mark McDermott
Regulatory Services
London Borough of Hillingdon
Civic Centre
High Street
Uxbridge
UB8 1UW

24th December 2018

Dear Mr McDermott

**Re: Falling Lane Superstore, 115-117 Falling Lane, West Drayton UB7 8AG
New premises application**

Representation

I write further to the application for a new premises licence submitted by a Mr Jagdeep Singh Khaneja. I make this representation on behalf of the Trading Standards Service (The Service).

On 19th December, with representatives from the Licensing Service, Stephanie Waterford and the Metropolitan Police, PC David Butler, I met with Mr Khaneja and his Licensing Representative, Mr Panchal. The purpose of this meeting was to ascertain Mr Khaneja's application and his understanding of the requirements to be a responsible premises license holder.

During the course of this meeting it became apparent that even with Mr Khaneja's assertion that he has worked in another licensed premises for 12 months and has recently obtained his Personal License after completing a course in October, he was not able to adequately respond to questions posed to him. Most notable for me, was that Mr Khaneja

could not state what DPS stood for, nor what the role required aside from being a 'manager'.

The Service recommends that this application be referred to the Licensing Sub-Committee to determine whether Mr Khaneja is able to uphold the licensing objectives.

Yours sincerely

Kiran Seyan
Senior Trading Standards Officer

LICENSING ACT 2003
Section 24



HILLINGDON
 LONDON

PREMISES LICENCE

Ref:

SG/478/LBH

Premises Licence Number:

LBHIL 927/12

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

Signature:

Date: 14th August 2013

Part 1 – Premises Details

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

Falling Lane Superstore
 115-117 Falling Lane

Post Town - Yiewsley

Postcode – UB7 8AG

Telephone number – 01895 445130

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 –

From 08.00 hours until 23.00 hours everyday

The opening hours of the premises –

From 08.00 hours until 23.00 hours everyday

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

Off Supplies Only

Part 2

Name, (registered) address, telephone number and e-mail (where relevant) of holder of Premises Licence -

Inderjit Singh

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

08046905

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

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

PA 1545 – Royal Borough of Kingston Upon Thames

Annex 1 – 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 shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) 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 a holographic mark.

Annex 2– Conditions consistent with the operating Schedule

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

The CCTV system shall be kept in good working order. One camera shall be in a position to record all transactions at the counter, a second to record the area where the alcohol is displayed, a third to record all head and shoulders of persons entering the store and a fourth to record the area immediately outside the entrance door to the premises.

Images from the CCTV system shall be capable of retention for 30 days and be made available to police on request. Staff shall be trained as to how to download and view the recordings so as to allow immediate viewing to take place where necessary.

If the CCTV system should at any stage fail to operate and record properly, then the sales of alcohol shall cease until the system is working again.

A monitor showing one or more of the CCTV images shall be positioned so that it is visible by customers and staff at the till area.

There shall be two adult members of staff on the premises between the times of 3.00 pm and 4.30 pm Monday to Friday during school term and after 7.00 pm and up until the close of business each day.

All alcohol products shall be displayed in direct line of sight from the cashier's position and shall not be obscured by other displays or shelving.

Products with an ABV of 35% shall be displayed behind the counter.

The till shall be placed under the counter or, if on the counter, it shall be fixed into position so that it cannot be easily moved.

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

The counter shall be a minimum distance of one metre from the floor and at least 60cm wide. Access behind the counter shall be via a door bolted from the inside. The floor behind the counter shall be raised 10cm from the normal floor level.

All purchases shall be made from reputable wholesalers/Cash & Carry's only.

A 'Challenge 25' policy shall be implemented and be in force at all times the premises are open to the public.

Signage stating the 'Challenge 25' policy shall be prominently displayed.

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

N/A

Annex 4 – Plans

Licensing Services Registered Plan Number: 1490/12

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