



HERTFORDSHIRE

CONSTABULARY

For the Attention of Emma Rose
Licensing Manager
Daneshill House
Danestrete
Stevenage
Herts SG1 1HN

Date: 03 November 2008
Our Ref: Lic/KS/JKP
Your Ref:
Contact: Sgt 1563 Moatt
Direct Line: 01438 757013
Direct Fax:
E-mail: James.Moatt@herts.pnn.police.uk

Dear Sir/Madam,

Re: REVIEW -- Karsans Newsagents aka M & Ms, 52a High Street, Stevenage SG1 3EF

Please find attached an application for a Review regarding the above named premises. A copy has also been sent to the Local Authority and the Premises Licence Holder.

Yours faithfully

June Passarella
Senior Licensing Administrator
Hitchin Police Station



HERTFORDSHIRE
CONSTABULARY

Application for Review of Karsans Newsagents aka
M&M
52 High Street
Stevenage
Herts SG1 3EF

Pursuant Section 51 Licensing act 2003

Officer in the Case PS 1569 Moatt



HERTFORDSHIRE
CONSTABULARY

Index to Bundle for Review

1. Review representation form
2. Appendix A

Supporting Information :

Statements from:

PCSO 6675 Sherlock

PC 2218 Vince

PC 1912 Estes

Copy of Notes of incident from PS 1569 Moatt in relation to DPS
Warning of 2/7/08

4 x statements form youths who obtained/purchased alcohol

List of Information recorded by police in relation to Karsan's
News.

3. Appendix B

Suggested Licence Conditions

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I PS 1569 JIM MOATT INSP HANNAH MANN

(Insert name of applicant)

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

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description KARSANS NEWSAGENTS AKA M&M 52A HIGH STREET STEVENAGE SG1 3EF	
Post town STEVENAGE	Post code (if known) SG1 3EF

Name of premises licence holder or club holding club premises certificate (if known)
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Number of premises licence or club premises certificate (if known)
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Part 2 - Applicant details

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
 - a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)

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

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

Please tick

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

Surname

First names

I am 18 years old or over

Please tick yes

Current postal
address if
different from
premises
address

Post town

Post Code

Daytime contact telephone number

E-mail address
(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address COUNTY POLICE STATION LYTTON WAY STEVENAGE Ps JIM MOATT AND INSP MANN
Telephone number (if any) 01438 757013
E-mail address (optional) james.moatt@herts.pnn.police.uk

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

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | <input checked="" type="checkbox"/> |
| 3) the prevention of public nuisance | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input checked="" type="checkbox"/> |

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

The police in their capacity as a responsible Authority under the Licensing Act 2003 take the view that the premises licence holder and Designated Premises Supervisor (DPS) are failing to promote the licensing objective that relates to 1-4 above in particular the protection of children from harm.

The grounds of the review are that in the short time that there has been a licence at this premises there have been a series of information received from members of the public that this premises regularly sells alcohol and cigarettes to children. these informants are not known to be known to each other and there are details in each that are similar in content adding to their credibility. These informants are in some cases concerned named parents who are not only concerned about the safety of their children from alcohol abuse but also concerned that a licensed premises in their own town is prepared to sell alcohol to children.

The premises only got their licence on 17/1/08 and in this short time their have been no less than 8 incidents reported to police.

There have been 5 intelligence submissions regarding underage sales and one further allegation of under age sales of alcohol which was made just prior to the premises licence being issued.

The police are in receipt of a number of statements made by youths who have purchased alcohol and cigarettes from this premises whilst under age mainly 13yrs and 14 yrs of age and where no form of identification has been asked for.

On one occasion a female was taken to hospital and had to be treated due to the effects of alcohol .

the dates of incidents are as follows

28/11/07 information from a father that his 14yr old son was sold alcohol by this premises.

5/12/07 information received by trading standards that a parent had reported under age sales to youths on their way to school.

8/2/08 information from cctv control that youths believed to be under 18yrs using a passport to go into the premises and buying cigarettes before school.

26/6/08 complaint received from a member of the public that they have witnessed underage sales by this premises over the previous 2 months

4/7/08 3 ambulances called to a house in stevenage after 3 female youths were found drunk.one female needed treatment at hospital due to alcohol misuse.the alcohol was purchased from the premises by an adult who had been stopped by youths outside the premises.

31/08/08 3rd party information that this premises had sold beer to his 16 yr old son.

10/10/08 youths stopped by pcso sherlock outside the premises with alcohol who admitted buying the alcohol from the premises.police issued a penalty notice to the DPS mr KARSAN and statements obtained from the young purchaser who was under age.14yrs

19/09/08 statement obtained from 2 youths regarding the purchasing of alcohol from this premises the female youth being only 13yrs old and the witness being 14yrs old.

20/09/08 a statement obtained from a youth regarding an underage sale of alcohol

03/10/08 a statement taken from a youth regarding the sale of cigarettes whilst under age.

This premises has been invited to join OFF WATCH and has failed to join or attend any meetings.

This premises was recently invited to an AGE CHECK seminar by Trading Standards which sets out to raise awareness to issues around underage sales and how to combat this problem.Also covers legislation and is aimed at statutory agencies including the police and Stevenage borough council who attend these seminars to give support and advise to Off Licences.This premises did not attend this seminar despite reminders by Trading Standards.

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

As per the previous page. copies of intel reports and statements attached

Attached is a list of suggested licence conditions for consideration.
It will be requested that the licence be suspended until these conditions have been met to allow the DPS and Licence holder to achieve these conditions.

The persons who would be available to attend a hearing would be
Ps Moatt of the Safer Neighbourhood Team Stevenage
PCSO Steve Sherlock
Pc Vince.

Pc Carter,

Please tick yes

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

If yes please state the date of that application

Day Month Year

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If you have made representations before relating to this premises please state what they were and when you made them
ps moatt gave a DP warning to Mr KARSAN on the 2nd of July 2008.

Please tick yes

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

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

Part 3 – Signatures (please read guidance note 3)

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

Signature

[Handwritten signature] PS 15109

INSPECTOR
MANN

Date

22-10-08

Capacity

Police Officer

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5) Licensing Department Hitchin Police Station College Road	
Post town Hitchin	Post Code SG5 1JX
Telephone number (if any)	
If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) LicensingEasternArea@herts.pnn.police.uk	

Notes for Guidance

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

Appendix A

RESTRICTED (When complete)

Witness Statement

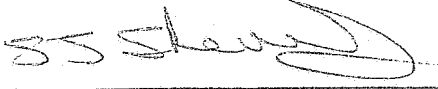
(CJ Act 1967 s.9; MC Act 1980 ss.5A, (3) (a) and 5B, MC Rules 1981 r.70)

URN	E1	813	10/10/08	
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Statement of Steven James Sherlock

Age if under 13 over 18 (if over 18 insert "over 18") Occupation Police community Support Officer


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


Signature 

Date 14 march 2007

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

I am the above person and I am the PCSO for the Old town. Whilst on duty on Friday 10th October 2008 as part of my patrol I was in the High Street STEVENAGE at 1755hrs when I saw a young lady come out of 52a the High street (M&M news agents) with a bag over her shoulder and trying to put a bottle in to the bag as if to hide it. I was less than 30 ft away and it was day light I watched her for about 5 second before she went into the ally way between the M&M's and BOOTS. I followed her into the ally way where found her and 6 others both male and females. This group were trying to hide even more alcohol I explained to the group that I would be stopping them and searching them for alcohol. And asked the female who I had seen put a bottle into her bag to come forward and show me the contents of her bag. I asked what her name was and how old she was to which she replied ' ' and I am ' '. I now know this person to be ' ' dr ' '.

I asked if she had anything in her bag that she should not have and she replied "Drink". I asked her if that was what I saw her put in her bag and she replied "Yes", I then asked if she had purchased it from the M&M store and she said "Yes". I then went to the door of the shop and called to the owner and asked him to stay in the shop as I wanted to have a word with him. As I went on with the search of I found a 1 litre bottle of white ace cider, EXHIBIT SS/1, this was the item I saw her putting in her bag, I then found a 1/2 bottle of VODKAT SCHNAPPS DRINK, EXHIBIT SS/2 and a can of K Cider, EXHIBIT SS/3. property ref for these item are E1/034672/08, E1/034674/08, E1/034677/08. 

Signature 

Signature witnessed by

Continuation of Statement/Interview of Steven James Sherlock

At this point I asked her if she had purchased all these item from the M&M store to which she replied "Yes". I then asked the CCR to send a unit to issue a FPN to the store and E1X1 to help me carry on searching the others in the group. During the search I found others with alcohol which they all claimed they had got from other stores around Stevenage. A FPN was issued to the owner of the M&M store by PC 2218 FPN ref A2030662 8. I asked [redacted] if she would make a statement to the effect that she had purchased the alcohol from M&M store but she declined at that time, after the youth were sent on their way I decided to make a search of the area behind the shops both boots and M&M store where I found more alcohol and a bag belonging to a girl call [redacted] in this bag was more alcohol. She has now been contacted and her mother has given her permission for [redacted] to give a statement as to where she has purchased her alcohol from. *SSS*

Signature

SSS

Signature witnessed by

HERTFORDSHIRE CONSTABULARY

PENALTY NOTICE
PENALTY AMOUNT £80

PART 6B

STATEMENT OF WITNESS

(C.J. Act 1967, S. 9; M.C. Act 1980, ss.5A(3)(a) & 5B; M.C. Rules 1931, r. 70)

IMPORTANT INFORMATION

REMOVE PARTS 1-5 BEFORE WRITING ON THIS PAGE

STATEMENT OF (name) DAVID VINCE

Age 0 18 Occupation POLICE OFFICER

This statement, signed by me, is true to the best of my knowledge and belief. 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.

On Friday the 10th of October 2008 I was on patrol in full uniform in company with PC 1912 ESTES. At 1755 hrs we were dispatched to MM NEWS in the HIGH STREET SNEWEGATE. We were on duty under the call sign of ECHO 5. YAMEE 5. We called to assist PCSO 6675 SHERLOCK with some youth's who had been stopped outside the shop with alcohol in their hands. On arrival at the scene I could see that PCSO SHERLOCK and two other PCSOs were talking to a group of young males and females. I liaised with PCSO SHERLOCK who informed me that one of the females he had stopped had admitted to him that they had bought the alcohol from MM NEWS. PCSO SHERLOCK pointed out a young blonde female to me. This female I now know to be [redacted] born [redacted] 1993. I went and spoke to [redacted]. I said to

(Continue on MG11A if necessary and affix firmly to PND)

SIGNED [Signature] RANK/GRADE/No. 2218

DIVISION/UNIT EASTERN DATE 10102008

DETAILS OF OFFICER CORROBORATING EVIDENCE

NAME PC ESTES

OFFICER No. 1912

SIGNED (Sig) [Signature]

NOTEBOOK No. [redacted]

DATE 10102008

SUPERVISORS DETAILS

OFFICER No. 1146

SIGNATURE [Signature]

HERTFORDSHIRE CONSTABULARY

PENALTY NOTICE
PENALTY AMOUNT £80

PN No. A 2030662 3

PART 4 CTO COPY

TITLE MR SURNAME KARSAK

FORENAMES DEBARJALAL

DATE OF BIRTH (ddmm/yyyy) 25011954 ADDRESS 63

HUNBERSTONE ROAD

EUTTON HERTFORDSHIRE

POST CODE LU4 9SE

OFFENCE TIME 1750 HRS. OFFENCE DATE 10102008

AT (LOCATION) MM NEWS 62 HIGH ST

SNEWEGATE

OFFENCE CODE DAT8 DATE OF ISSUE 10102008

YOU (offence particulars) KNOWINGLY SOLD ALCOHOL TO A MINOR UNDER THE AGE OF 18 YEARS

CONTRARY TO (Act containing offence) SECTION 10 OF THE LICENSING ACT 2003

PLACE OF ISSUE Street Custody

I acknowledge receipt of this Penalty Notice

Signature [Signature]

ISSUED BY: Surname PC 2218 VINCE Signature [Signature]

Warrant No. 2218 Division 41E

Supervisor's Warrant No. 1146 Signature [Signature]

MUST BE COMPLETED

ADDITIONAL DETAILS OF RECIPIENT

Gender: M F IC Code: Self Defined Ethnicity A

Occupation SHOP KEEPER

Telephone No.: 01438 353266 (work)

Mobile Tel. No.:

Notebook No. 52215

Local Authority Code EL

A/S No. 0841149/01309297

Custody (Pic) No. N/A

Continuation of Statement of

David Vince

Her "Where did you buy all this alcohol from?"
 [redacted] replied "From this shop" [redacted] pointed to
 MM News of 52 High Street, S. Rowase. I was fully aware
 that [redacted] did not look 18 years old. I then went
 to MM News at 52 High Street and standing outside the
 shop was an Asian Male. This Male I now know to be
 PRABHULAL KARSAN born 25/01/54. I said to KARSAN
 "Can I have a word with you inside your shop please"
 Karsan, myself and PC ESSES went into the shop where
 I informed him that a group of youths had been stopped
 outside his shop and that they had alcohol on them bought
 from his shop. At this point at 12:10 hrs I cautioned KARSAN
 using the 'now' caution. I then said to KARSAN "Are you
 aware that the group of youth's outside have alcohol
 on them bought from your shop?" KARSAN replied "yes"
 I then said to KARSAN "Did they show you any I/D".
 KARSAN then said "They showed me a card I thought
 it was a driving licence". I then went outside the shop
 and I spoke to [redacted] she showed me what she had
 shown KARSAN as I/D, it was a bank card with no
 picture on it. As the bank card was not a form of identity,
 I decided that due to the lack of identity and that
 [redacted] did not look 18 years old that I would issue Kars
 with a £80 fixed penalty notice. I then went back into MM
 News and spoke to KARSAN, I said to KARSAN "Are you
 aware that the youths you sold alcohol too are all under
 18 years old". KARSAN replied "I can't be sure who is 18
 no who isn't". I then issued KARSAN with an £80 fixed
 Penalty Notice - ref A2030662.8. KARSAN accepted
 the ticket and stated that he would pay the fine within
 21 days. PCSS STERLOCK then seized all the items of
 Alcohol found on the youth's.

Signature



Signature witnessed by

HERTFORDSHIRE CONSTABULARY

PENALTY NOTICE
PENALTY AMOUNT £80
DETAILS OF RECIPIENT

PN A 2030652 8

PART 6A

IMPORTANT INFORMATION:

ANY STATEMENT OFFERED BY THE SUSPECT OR A 3RD PARTY WITNESS SHOULD BE RECORDED IN YOUR POCKET NOTEBOOK

HEIGHT: 5 10 BUILD MEDIUM

COMPLEXION DARK SKINNED
DESCRIPTION and/or VISIBLE DISTINCTIVE MARKS AND FEATURE

REPLY TO CAUTION

HE SHOWED ME A CARD
I DIDNT IT WAS A DRIVING LICEN

AT (time) 1810 ON (date) 10102008

1/D CHECKS MADE (e.g. documents seen)

Drivers' Licence Passport Bank/Credit Card National Insurance

Travel/Photo Card IND Card PNC Radio Other (specify)

Specify Other

Details (e.g driver/card/passport no./National Insurance no. etc.)

Fingerprints taken Photograph taken DNA taken

ADDITIONAL NOTES (continue on separate sheet if necessary and affix firmly to PN)

3rd Party Witness Statement: Particulars Obtained?

Y N (If Yes then write details below)

Location of CCTV evidence etc.

CRIME NO E1/08/7881

WITNESS DETAILS (MINORS WHO WERE
SOLD THE ALCOHOL)

PROPERTY REF E1/034677/08-

RESTRICTED (When complete)

Witness Statement

(Criminal Procedure Rules 2005, r.27.1(1); CJ Act 1967, s.9 & MC Act 1980, ss.5A(3)(a) & 5B)


URN

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Statement of **Emily Estes**

Age if under 18 **018** (if over 18 insert "over 18") Occupation **Police Officer**

This statement (consisting of 1 pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Signature  1912


Date 10/10/08

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

On Friday 10th October 2008 I was on duty in full uniform in a marked police vehicle in company with PC 2218 Vince. At approximately 1755 hours we were asked to attend the High Street outside Boots to assist some PCSO's who had a group of youths stopped.

On arrival we were told that a male in the newsagents next to where the youths had been stopped had sold alcohol to a female who was 15 years old. I asked the female to show me the ID she had used to buy the alcohol. She showed me a bank card and said she had showed this.

PC Vince and I went into the shop and spoke to the male who I now know to be Mr KARSAN. PC Vince cautioned KARSAN and whilst under caution he admitted that he had sold the alcohol. PC Vince left the shop to speak to the female, whilst I was with KARSAN he said "I JUST SOLD IT TO THEM BECAUSE I WANTED TO GET HOME. I DIDN'T GO INTO DETAIL OF THE CARD BECAUSE I WANTED TO GET HOME" He also stated that if people go into his shop with ID, he serves them, he doesn't look closely at the ID. I told him that he shouldn't serve people who don't look 18. He said that when he doesn't serve people, he has the window to his shop damaged, so if they have ID, he serves them.

PC Vince returned, completed a PND and issued it to KARSAN who accepted it.  1912

Signature  1912

Signature witnessed by

NOTES OF ARREST / REPORT OF INCIDENT

7

TIME NOTES STARTED: 1205h

TIME NOTES COMPLETED: 1205

LOCATION NOTES MADE: Stonehouse rd An

PERSONS PRESENT:

Guidance Note: A complete account of the occurrence must be shown. Include all relevant information. Include justification for action under PACE and produce exhibits.

Witness Statement

(CJ Act 1967 s.9; MC Act 1980 ss.5A, (3) (a) and 5B, MC Rules 1981 r.70)

Statement of JANE MANN

Age if under 18 Occupation Police Officer

This statement (consisting of ... pages 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

An ... on ... the ... I was ... 52A ... ad ... in ...

8

Continued ... I gave ... a ... from the ... of ... of ... no ... had ... as to ... ed ... was ... I ... charged ...

[Handwritten Signature]

RESTRICTED (when complete)



**HERTFORDSHIRE
CONSTABULARY**

Witness Statement

(Criminal Procedure Rules 2005, r.27.1(1); CJ Act 1967, s.9 & MC Act 1980, ss.5A(3)(a) & 5B)

URN

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Statement of

Age if under 18 14 (if over 18 insert "over 18") Occupation STUDENT

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 anything which I know to be false or do not believe to be true.

Signature Date 18/10/2008

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

This statement relates to an incident when I was with my friend who was served alcohol underage and also when I was served cigarettes underage at Mt Ms, HIGH STREET, STEVENAGE

The first incident happened on Saturday 20th September 2008. On this day I was with my friends and We were at house and then went to the park had a bottle of vodka with her. Everyone was drinking the vodka. We then went into the OLD TOWN, suggested we go and buy some more drink. A and I went into Mt Ms and I waited outside with When they came out had 2 bottles of blue wkD in her bag which she had taken into the shop with her. We then went back to the park and drank the wkD.

On Friday 3rd October 2008 I was with She said she had some money and suggested we went and bought some

Signature

Signature witnessed by Ch Mell

Continuation of Statement of

Cigarettes. We went into the shop. There was one person behind the till. He was an ASIAN MALE, about 50ish he had long grey hair and a moustache. P

I was ~~not~~ wearing school uniform. I was wearing my own clothes. I asked for 20 MAYFAIRS. The man sold me the cigarettes. He did not ask me for any ID and I did not show him any. That is the first time I have been into MMs and bought cigarettes but it is well known at school that you can get served there underage. [REDACTED]

Signature

Signature witnessed by

[Handwritten Signature]

RESTRICTED (When complete)



**HERTFORDSHIRE
CONSTABULARY**

Witness Statement

(Criminal Procedure Rules 2005, r.27.1(1); CJ Act 1967, s.9 & MC Act 1980, ss.5A(3)(a) & 5B)

URN

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Statement of [redacted]

Age if under 18 13 yrs (if over 18 insert "over 18") Occupation Student

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

Signature [redacted] Date 2-10-08

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

On Friday the 19th of September 2008 at about 5pm I went to M+Ms off licence in the High Street old town Stevenage. At this time I was with [redacted] who is 14yo old and [redacted] who is 13yo old. I arrived at M+Ms to purchase alcohol for myself and for my friends. I had been chosen to buy the alcohol by my friends as I looked older. The money I had to buy the alcohol was my money. I was not wearing school uniform. Also present with me was another friend [redacted] who is my cousin who is 14yo old. I went into M+Ms with [redacted], [redacted] and [redacted] and we were joined by a boy I know as [redacted] who was wearing school uniform. I went to the counter and spoke to the cashier and asked for a bottle of WKO vodka and a bottle of Smirnoff red vodka and a packet of 20 Cigarettes Windex blue. I paid for the items which came to about £20.

Signature [redacted] Signature witnessed by [redacted]

Continuation of Statement of

The cashier asked if I had a bag, which I did have. The cashier then got the items from beside the counter. The cashier got the bottle of Smirnoff red vodka but said "Hang on that's got the price on it". The cashier switched the bottle for another one which had no price tag on it. Once all the items were in the bag the cashier said to me "If you are stopped by police don't mention our names, we will love to you so long as you protect us". I then left the shop with the items. I consumed the alcohol with all my friends over the following two evenings.

At no stage did the cashier ask for my age, or proof of age or identification. I am 17 years of age. At no stage did I tell the cashier how old I was. I can describe the cashier as a male in his late 40's early 50's. He has a moustache and stubble, dark curly hair. This male is normally the cashier in the shop. I would easily recognise him again as I have been to many times.

I would be prepared to give evidence and attend court if necessary.

Signature

Signature witnessed by

RESTRICTED (when complete)



**HERTFORDSHIRE
CONSTABULARY**

Witness Statement

(Criminal Procedure Rules 2005, r.27.1(1); CJ Act 1967, s.9 & MC Act 1980, ss.5A(3)(a) & 5B)

URN

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Statement of [redacted]

Age if under 18 14 (if over 18 insert "over 18") Occupation STUDENT

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

Signature [redacted] Date 13TH OCTOBER 2008

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

This statement relates to an incident which occurred on the 19th September 2008 where my friends and I were served some alcohol at Mt Ms, HIGH STREET, STEVENAGE.

On the 19th September 2008 I was with my friends [redacted] who is about 13 years old and [redacted] who is also about 13 years old. I am 14 years old. We were at the park next to THE BARCLAY SCHOOL. [redacted] had bought some vodka with her from her house. We drank the vodka between us, there were also another 2 girls there called [redacted] and [redacted]. After playing Spin the bottle for a while we got bored and decided to go and get some more drink. [redacted] said we should go to Mt+Ms. We all walked into the old town. [redacted] and [redacted] were going to Subway while I went to Mt+Ms with [redacted] and [redacted]. We were going to meet at Subway once we had the drink.

Before we went into the shop [redacted] told us to say that no-one was outside otherwise he wouldn't

Signature [redacted] Signature witnessed by [redacted]

Continuation of Statement of

Serve us.

We went into the store. We were all wearing casual clothes. As we went in I could see the till was directly opposite us. There was one man standing behind the till. He had black hair which was greying, a beard. he was in his 50's and was ASIAN.

~~She~~ asked for 2 bottles of WKD. She kept repeating to the man that no one was outside. He took 2 bottles of WKD from the shelf next to him and gave them to ~~her~~ who put them into a red bag she had taken with her. ~~She~~ paid the man for the drink in cash. We had all discussed contributing but in the end she paid herself.

The man did not ask me for any ID or ask how old I was or my date of birth. I did not hear him ask ~~her~~ or ~~me~~ for any ID either or question how old they were.

While ~~she~~ was buying the alcohol I was standing just behind her at the till.

After we left the shop we walked down to SUBWAY to meet ~~her~~ and ~~me~~. We then went back to the park where we drank the WKD.

The drink bought was WKD Blue ~~and~~

Signature

Signature witnessed by

Wh Hill

RESTRICTED (when complete)




**HERTFORDSHIRE
CONSTABULARY**

Witness Statement

(Criminal Procedure Rules 2005, r.27.1(1); CJ Act 1967, s.9 & MC Act 1980, ss.5A(3)(a) & 5B)


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Statement of 


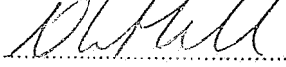
Age if under 18 14 (if over 18 insert "over 18") Occupation STUDENT

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

Signature  Date 14/10/2008

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

This statement is in relation to an incident which occurred on Friday 10th October 2008 where I was served alcohol at M+M, HIGH STREET, STEVENAGE. Around 5:30-5:45pm on this day I was at a friends house with a group of friends. We decided to go out and buy some alcohol. We were going to M+M because it is well known that underage people will get served there. I went in the shop and took some Caribbean twist, a can of k cider and a 350ml bottle of vodka. I took all of the drinks to the till. There was a man behind the till. He was ASIAN about 50 or 60 years old he had black or grey hair. I am unable to remember what he was wearing. The man asked if I was 18 and I said yes. He asked if I had any ID and I showed him a bank card I had with me. He did not take the card from me or check it at all. I paid for the items using cash and it came to about £7.00. I put the items into a bag I had

Signature  Signature witnessed by 

Continuation of Statement of [REDACTED]

with me. I then left the shop and went round
to the back to meet my friends.

I then gave the bankcard I had to one of
my friends. She went into the shop and bought
some alcohol. I waited round the back of the
shop. As my friend came out of the shop she
was stopped by a community officer. He told
us to put all alcohol in front of him. I threw
my bag over the wall. We were given pink slips
by the officer. My friend then went to look for
my bag but it had already been found by the
officer.

When I went into the shop I was not wearing
school uniform.

This was the only time I have been into the
shop and bought alcohol. [REDACTED]

Signature [REDACTED]

Signature witnessed by [REDACTED]

[Handwritten Signature]

*List of information recorded by police between November 2007
and October 2008 in relation to*

*Karsan's News Ltd
52 High Street
Stevenage
Herts SG1 3EF*

PLEASE NOTE: *Test Purchasing Operation took place on 11/02/2008 for cigarettes only, where no sale took place (at that time premises didn't have a licence to sell alcohol). The following reports have been received since the premises were granted a premises licence on 17/01/08:*

- C • 28/11/2007 – Report received from a concerned father (contact details provided), regarding shop selling cigarettes to underage. His son who is 14 is been purchasing cigarettes whilst in school uniform from these premises, he wasn't asked for his age.*
- C • 05/12/2007 – Report received via Trading Standards: Anonymous complaint - Parents have reported that under age are buying from here. Apparently majority of purchases occur early morning on the way to school when there are few adults around. Trader does not sell to underage in the afternoon.*
- C • 08/02/2008 – Report received from CCTV stating premises selling underage kids cigarettes. Group of kids outside premises using a passport to go into the shop and buy cigarettes and then passing the passport around.*
 - 11/02/2008 – Test Purchasing visit by PS Dring for cigarettes only . Joint operation between police and trading standards. Result: No Sale, age of Test purchaser 15 yrs Gender of Test Purchaser Male.*
- C • 26/06/2008 – Report received from Member of the Public, stating premises selling alcohol to persons under the age of 18, this has been witnessed in the last few months. – See visit of 2/7/2008.*
 - 30/06/2008 –Report received regarding underage sale of alcohol to kids in school uniform.*
 - 02/07/2008 – Visit to premises: PS Moatt issued a warning to DPS - Mr Karsan today at 0900hrs today re allegations of underage sale of alcohol.*
- C • 04/07/2008 – Report rec'd from PCSO 6060 Wood (Neighbourhood Team, Stevenage): Incident took place regarding some 13/14 year olds on Friday night (4/7/08) where a couple of the kids were taken to the hospital from excess alcohol consumption. The alcohol was purchased by an underage person from M&M Stores. It has also been suggested that they turn off their CCTV at 1500hrs due to the fact that they are selling to underage kids.*

- 10/07/2008 Test Purchasing Visit to premises by PS Moatt. joint operation between Police & Trading Standards. Result: Visit ABORTED as the test purchaser didn't wish to proceed. Age of Test Purchaser: 15 yrs old Gender of Test Purchaser: Female
- 12/08/2008 – Test Purchasing Visit to premises by PS Moatt. joint operation between Police & Trading Standards. Trading Standards took the lead during the operation with Police assisting wherever necessary during this operation. Result: No Sale, Age of Test Purchaser: 16 yrs old, Gender of Test Purchaser: Female
- C • 31/08/2008 – Report received from local resident of an off licence in Stevenage that is selling alc to under age people, callers son is aged just 16 yrs old and he went in last night about 18:00 hrs and he admitted that they sold him beer without asking for ID. Inf is unhappy that her son has been sold beer due to his age, and he has been told off by infnt and she would like us to speak to the off licence.
- 20/09/2008 – Report received PCSO who has been approached by a mop who has reported to him (statement attached) that her daughter was able to purchase alcohol from an Off licence in Stevenage Old Town at the weekend.
- 24/09/2008 – Report received regarding underage sale of tobacco
- 24/09/2008 – 2nd Report received regarding underage sale of tobacco
- 07/10/2008 – Report received regarding underage sale of tobacco
- C • 10/10/2008 – Report received 10/10/2008 at 17:54hrs PCSO 6675 Sherlock: Group of youths stopped. Owner of premises issued FPN for selling alcohol to underage youths. Crime no.: E1/08/7881 Sale of alcohol to underage - Youths under 18 have attended and purchased numerous items of alcohol. The minors have showed the shop keeper a bank card as ID. Offender has allowed the minors to purchase the alcohol and the youths have left the shop and been stopped outside by a PCSO. Shop owner issued FPN no.: A20306628
- 29/10/2008 – Report received at 11:56 hrs from Concerned Parent reporting that her daughter is part of a group that attend the playing field and are drinking alcohol. She reports that the local M & M in the old town is supplying the children, she and a number of other parents do attend the area to try to get the children to come home but they refuse.

Appendix B

Appendix B

SUGGESTED LICENCE CONDITIONS – KARSANS NEWSAGENTS STEVENAGE

- No sale of alcohol to take place unless the DPS or at least one Personal Licence Holder is on the shop floor of the premises.
- With immediate effect the DPS and Premises Licence Holder will implement a 'Challenge 21' policy.
- Staff will only accept a Driving Licence, Passport or Validate UK PASS card when checking age and identification of persons believed to be under 21.
- The DPS and Premises Licence Holder will ensure signs are displayed at prominent locations in the premises highlighting the 'Challenge 21' and ID policy.
- The DPS and Premises Licence Holder will ensure shall that signs are displayed at prominent locations in the premises highlighting that sales of alcohol will not be made to persons under 18 years of age or persons purchasing alcohol on behalf of persons under 18 years of age.
- All signage that is required as a condition of the Premises Licence will be displayed where alcohol is on display, behind the sales counter and in the windows of the premises so as to be clearly visible from the outside.
- The DPS and Premises Licence Holder will train all staff in relation to the legislation governing underage sales, proxy purchasing and the 'Challenge 21' and ID policy.
- The DPS and Premises Licence Holder will ensure written that written training records relating to staff will be kept and made available for inspection upon request by Police Officers, PCSO's, Local Authority Licensing Officers and Trading Standards Officers.
- The DPS and Premises Licence Holder will ensure that a Refusals Book is maintained and kept at the premises at all times. In addition to recording attempted underage purchases a record will be made on each occasion an age check is requested.
- The Refusals Book will be made available for inspection upon request by Police Officers/PCSO's, Local Authority Licensing Officer and Trading Standards Officers.
- The DPS and Premises Licence Holder will ensure that the Police are informed of any attempted underage purchases no later than 24 hours after any attempt has been made. The method of informing the Police to be agreed with the Police Licensing Officer within seven days of the Review Hearing.

- The Designated Premises Supervisor will ensure that the premises are equipped with a closed circuit television system, the recordings of which are of a standard that is to the satisfaction of Hertfordshire Constabulary.
- The Designated Premises Supervisor will ensure that the CCTV system adequately covers and is able to record activity on the shop floor and at the sales counter.
- The Designated Premises Supervisor will ensure that viewable and un-edited copies of recordings from the CCTV system can immediately be provided to Police upon request. All recordings will be kept for a minimum of 28 days.
- The Designated Premises Supervisor or Personal Licence Holder shall notify the Police Licensing Department at Hitchin Police Station and Local Authority Licensing Officer, on any occasion when the CCTV system is to be inoperative for a period in excess of one working day. The notice will include the measures being taken to ensure the system is restored to the standard required by Hertfordshire Constabulary at the earliest opportunity.
- The DPS and Premises Licence Holder will be members of and participate in any existing Off-Licence Watch that is supported by the Police and Local Authority.
- Premises not to sell alcohol before 0900hrs.
- The DPS and Licence Holder to join OFF WATCH and attend all monthly meetings as a condition to their existing licence.