

**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 P.C 1432 Chris Stevens on behalf of the Chief Officer of Police for
Northamptonshire

(Insert name of applicant)

**apply for the review of a premises licence under section 51 / apply for the
review of a club premises certificate under section 87 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 UK Monopol 15 St Leonards Road	
Post town Northampton	Post code (if known) NN4 8DL

Name of premises licence holder or club holding club premises certificate (if known) Mr Xoshawi Ismail Kalend

Number of premises licence or club premises certificate (if known) PL0378

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 | <input type="checkbox"/> |
| b) a body representing persons living in the vicinity of the premises | <input type="checkbox"/> |
| c) a person involved in business in the vicinity of the premises | <input type="checkbox"/> |
| d) a body representing persons involved in business in the vicinity of the premises | <input type="checkbox"/> |

- 2) a responsible authority (please complete (C) below) ☒
- 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

P.C 1432 Chris Stevens,
Northamptonshire Police
C/O The Guildhall
St Giles Street
Northampton
NN1 1DE

Telephone number (if any)

101 ext 345730

E-mail address (optional)

Chris.Stevens@northants.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
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

<input checked="checked" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

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

On behalf of the Chief Officer of Northamptonshire Police Mr ADDERLEY, I call for Review of the Premises Licence under the Licensing Objective of the Prevention of Crime and Disorder.

The basis for this review is the ongoing sale of illicit tobacco at the premises and the storage of this tobacco on the premises. This review will focus on two occasions where a significant quantity of tobacco was seized from the premises. The starting point for the review is that Northamptonshire Police received numerous pieces of information to state that UK Monopol was selling tobacco from the premises and storing it in vehicles behind the premises.

The first of these occasions was on the 4th December 2018 when Officers from Trading Standards and Northamptonshire Police attended the premises to conduct an inspection. At this time, a male was seen to emerge from the rear of the premises and approach a maroon coloured vehicle before opening the boot. As he saw officers approaching him he quickly closed the boot and locked the vehicle. When asked to provide the key, he stated that the key was in the shop however he eventually produced it. As he was being walked to the police vehicle, he ran off down the road and was lost from sight.

Returning to the vehicle, it was established that the boot contained 10,360 foreign label cigarettes and 12 packets of hand rolling tobacco. Inside the shop, the remaining worker confirmed that the male who had run off was working at the premises but didn't know what had happened.

On the second occasion, Officers from Trading Standards and Northamptonshire Police again attended the premises on the 18th December 2018. At this time the

licence holder Mr KALEND was present on the premises. During this visit, Mr KALEND told officers that he did have illicit tobacco on the premises and showed Officers behind the counter where numerous individual packets were found and in the rear of the premises in the stock room and toilet where cartons and hand rolling tobacco was found. In total, 12,820 cigarettes and 24 packets of hand rolling tobacco was seized from the premises.

The Police and Trading Standards believe that this course of conduct despite warnings and formal notices show a flagrant disregard for the law and undermines the Prevention of Crime and Disorder objective. The fact that previous warnings have been issued and ignored demonstrates a stepped approach to enforcement and feel that the a revocation of the premises licence is a proportionate and necessary step to take.

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

In making this application, the Police and Trading Standards intend to rely on the following:

- 1) The Section 182 Guidance and specifically paragraphs 11.18, 11.23, 11.26, 11.27 and 11.28.
- 2) The stated case of Bassetlaw District Council v Worksop Magistrates Court 2008
- 3) Statements from the attending Trading Standards and Police Officers.
- 4) Copies of all paperwork served on the premises and individuals in relation to illicit tobacco seizures and warnings issued.

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

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

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Date

.....

Capacity Police Licensing Officer

.....

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

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Post town	Post Code
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Telephone number (if any)

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

Notes for Guidance

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