

# **Merton Council**

## **Licensing Sub-Committee**

### **30 October 2017**

### **Supplementary Agenda 1**

Additional Information submitted by Metropolitan Police

1 - 28

Please note: Metropolitan Police have submitted video footage evidence as referenced in the main agenda pack.

Should you wish to view this footage prior to the meeting please contact 0208 545 3357.

The footage will be made available at the meeting.

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# Agenda Item 5

By virtue of paragraph(s) 2 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

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METROPOLITAN  
POLICE

TOTAL POLICING

# Street Drinking Responsible Retailer Agreement

Proprietor/Manager: *kandaah Arasalingham*

Name of Shop: *Sleeico Express*

Premises Address: *288 London rd  
Mitcham CR4 3NB*

## Agreement

As a retailer located in Mitcham I am concerned about anti social behaviour that can often be caused by alcohol consumption in the street and/or public places. I would like to make a positive contribution to my community to help resolve this problem. As a RESPONSIBLE RETAILER I agree that:

- 1) I will no longer stock beer, lager or cider that has an alcohol content of 6.5% or above.\*
- 2) I agree not to sell alcohol to persons who appear to be intoxicated.
- 3) I agree not to sell alcohol for consumption in public places or to people who I believe may consume alcohol in public places.
- 4) I agree to keep a record of refusals to sell alcohol that will be inspected by Police and the London Borough of Merton.

5) I agree to not sell single cans or bottles of lager, cider or beer.

6) I agree to display the RESPONSIBLE RETAILER A4 sign.

\*The Metropolitan Police Service and the London Borough of Merton are aware that you may hold existing stock. Therefore condition 1 will be implemented as from 1st May 2016. It is recommended that whilst stock exists then sales of these high strength beers/ciders should be in quantities of four (4) cans or more.

These conditions do not replace any conditions you may already have on your premises licence.

To help with the above conditions and complete the RESPONSIBLE RETAILER agreement successfully, the representatives of the various agencies agree to provide the following help and support:

1) The Mitcham Town Centre Team, Mitcham Local Policing Team, Merton Licensing Sergeant and London Borough of Merton Licensing Team agree to carry out regular visits.

2) All reports of anti social behaviour or criminal activity will be followed up.

I understand that by signing this contract I am entering into an agreement with the Metropolitan Police Service and the London Borough of Merton.

If you require any support then please contact the licensing teams from either organisation:

Police - [VWMailbox-.Licensing@met.police.uk](mailto:VWMailbox-.Licensing@met.police.uk)

Council - [licensing@merton.gov.uk](mailto:licensing@merton.gov.uk)

I can confirm that my employees and I understand the meaning of this Street Drinking Responsible Retailer Agreement.

Signed.....  
(Proprietor/Manager)



Date 23/03/2016

Signed.....  
(Metropolitan Police Service)

Date.....



# Notification of alleged offences under the Licensing Act 2003

Venue Name: SLEBICO LTD REF: (CAD/CRIS etc.) \_\_\_\_\_

Address: 288 LONDON ROAD \_\_\_\_\_

MITCHAM CR4 3NB Date: 7/17 Time: 1830

Details of person in charge at the relevant time: \_\_\_\_\_

KANDIAH ARASALINGHAM DPS  Personal Licence Holder

### Summary of alleged offences identified

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

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

*No premises licence or display  
Premises licence unavailable.  
Personal licence unavailable.*

Issuing officer: \_\_\_\_\_ Print: R. STEVENS

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

**The purpose of this notice is to inform you that the failure to comply with the Licensing Act 2003 may result in the police initiating criminal proceedings against the DPS, premises licence holder, or both. This notice may also be used in evidence to support a review of the premises licence pursuant to section 51 Licensing Act 2003 and/or an application for a closure order under section 20 Criminal Justice and Police Act 2001.**

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Mr Kandiah Arasalingam  
Sleeico Ltd  
288 London Road  
Mitcham  
CR4

Wimbledon Police Station  
15-23 Queens Road  
London  
SW19 8NN  
Telephone: 020 8649 3074  
Email: Russ.Stevens@met.police.uk

13th July 2017

**Licensing Act 2003: Warning Letter**

Dear Mr Arasalingam,

On Friday 7th July 2017, I visited Sleeico Ltd, 288 London Road, Mitcham, CR4 3NB.

You are the Premises Licence Holder and the Designated Premises Supervisor. You were unable to show me the full Premises Licence, the Premises Licence Summary was not on display, and you failed to produce your Personal Licence. I served on you a form 694 Notification of Alleged Offences under the Licensing Act 2003.

I explained to you that a significant number of complaints have been received about Anti Social Behaviour, directly and indirectly, connected to your shop premises. Complaints specifically mention Street Drinkers loitering around your shop. Street Drinkers who have purchased alcohol from your shop also loiter in the communal areas of Glebe Court, next to your premises. They intimidate and frighten local residents and frequently expose themselves. ASB from street drinkers in Mitcham town centre is a serious ongoing problem.

You have a legal responsibility under The Licensing Act 2003 to promote;

- The prevention of crime and disorder
- Public Safety
- The prevention of public nuisance
- The protection of children from harm.

By repeatedly selling alcohol to Street Drinkers and allowing them to loiter in front of your shop, in the driveway alongside your shop, and behind your shop, you are failing to promote the four licensing objectives.

You continue to sell high strength beer and cider (over 6% abv) despite assuring me 6 months ago that you would no longer hold this stock. High strength beer and cider is the street drinkers' alcohol of choice. The majority of beer and cider on display in your shop is over 6% abv and this encourages Street drinkers to come to you.

I have discussed these issues with other Responsible Authorities and we are considering taking your Premises Licence to a Review Hearing where the outcome could be conditions added, suspension or revocation of the licence.

Failing to take appropriate action in response to this warning letter is likely to result in a Licence Review.

Yours sincerely

Russ Stevens PC 852vw 191701  
Police Licensing Officer



# Notification of alleged offences under the Licensing Act 2003

Venue Name: SLEEICO REF: (CAD/CRIS etc.) \_\_\_\_\_

Address: 288 LONDON ROAD  
MITCHAM CR4 3NB Date: 1.9.14 Time: \_\_\_\_\_

Details of person in charge at the relevant time: \_\_\_\_\_  
Vijayalaxmi Arasalingam DPS  Personal Licence Holder

### Summary of alleged offences identified

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

Details of alleged offence(s) including relevant Cad and Crime report details:  
SOLD ALCOHOL TO UNDERCOVER POLICE OFFICER ON  
31.8.14 OUTSIDE OF PERMITTED HOURS.

Issuing officer: \_\_\_\_\_ Print: RUSS STEVENS

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

The purpose of this notice is to inform you that the failure to comply with the Licensing Act 2003 may result in the police initiating criminal proceedings against the DPS, premises licence holder, or both. This notice may also be used in evidence to support a review of the premises licence pursuant to section 51 Licensing Act 2003 and/or an application for a closure order under section 20 Criminal Justice and Police Act 2001.

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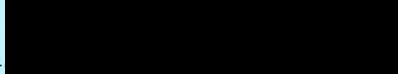


# CLOSURE NOTICE - SECTION 19 CRIMINAL JUSTICE AND POLICE ACT 2001

Date of the Closure Notice: 19.2014 Time Served: \_\_\_\_\_

Authority issuing Notice: Metropolitan Police Service

Name and rank of person making the notice: Russ STEVENS PC 852<sup>VW</sup>

Signature: 

Name (if applicable) and address of the affected premises:  
SLEEICO, 288 LONDON ROAD, MITCHAM  
CR4 3NB

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

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

SALE OF ALCONOL TO UNDERCOVER POLICE OFFICER ON  
31.8.2014 OUTSIDE OF PERMITTED HOURS.

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

STATEMENT FROM UNDERCOVER POLICE OFFICER.

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

PREMISES TO CLOSE AT 10pm EACH NIGHT.

### Third party consideration (section 19.4)

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

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

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

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

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

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

Name Ms Arasahangam

Signature: 

Date 1.9.2014

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