

Massey, Bridget

From: John Coen [John.Coen@forwarn.com]
Sent: 06 June 2012 15:23
To: Massey, Bridget
Cc: Dobson, Lynn; robert.fullilove@westyorkshire.pnn.police.uk; Entertainment Licensing
Subject: Re The Off Licence, Village Green, 1063 York Road, Leeds, LS14 6BJ : Review of Premises Licence
Sensitivity: Private
Attachments: Various letters from West Yorkshire Police.pdf; Email to Lynn Dobson dated 24 May 2012.pdf; ATT00001.txt

FORD & WARREN SOLICITORS

Westgate Point, Westgate, Leeds. LS1 2AX MDX 706968 Leeds
Tel: (+44) (0) 113 2436601 Fax: (+44) (0) 113 2420905
Email: John.Coen@forwarn.com WEB site: <http://www.forwarn.com>

Our Ref JGC 32897/1/PMC

Your Ref A80/PREM/01000/002

Hi Bridget,

Further to the hearing regarding the Police's application for review of my clients premises licence listed for the 18/06/12, my client pursuant to regulation 18 of The Licensing Act 2003 (Hearings) Regulations 2005 wishes the following documents to be considered by the Authority :

1. Letter dated 20/05/09 from West Yorkshire Police to The Licensee/DPS;
2. Letter dated 03/10/10 from West Yorkshire Police to The Licensee/DPS;
3. Letter dated 07/03/11 from West Yorkshire Trading Standards to The Proprietor;
4. Letter dated 11/03/11 from West Yorkshire Police to The Licensee/DPS;
5. Letter dated 26/08/11 from West Yorkshire Police to The Licensee/DPS;
6. Letter dated 28/10/11 from West Yorkshire Police to The Licensee/DPS;
7. Letter dated 23/12/11 from West Yorkshire Police to The Licensee/DPS;
8. Letter dated 08/03/12 from West Yorkshire Police to The Licensee/DPS;
9. Letter dated 10/05/12 from Camelot to The Manager;
- 10 E-mail dated 24/05/12 from Ford & Warren to West Yorkshire Police (Lynn Dobson).

Regards.

John G. Coen
for Ford & Warren

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We are pleased to announce our new Online Will writing service at www.quickonlinewills.com - Free Will for the Over 55s





WEST YORKSHIRE POLICE

Leeds District Licensing

Millgarth Police Station
Millgarth Street
Leeds.
LS2 7HX

Tel: 0113 2414111
Fax: 0113 241 3123

Email: lynn.dobson@westyorkshire.pnn.police.uk

Our ref:

20 May 2009

The Licensee/DPS
Off Licence
1063 York Road
Leeds LS14 6JB

Dear Sir/Madam

I write to make you aware that on Friday 17 April 2009 your premises were the subject of a Test Purchase Operation carried out by West Yorkshire Police.

Test Purchase Operations are where a volunteer under 16 years of age enters an off or on licensed premises and attempts to purchase alcohol.

I am pleased to inform you that the sale of alcohol to our volunteer did not take place and wish to pass on our congratulations.

It is important for the police to congratulate responsible operators whose staff comply with the law, as well as taking punitive action against those who don't.

I am also here to help and advice as well as making sure the law is upheld, so please do not hesitate to contact me if there are any issues you need to discuss in the future.

Yours Faithfully

L. Dobson
PC 5783
Licensing Department

Letter = 13-12-15
PAXX1



WEST YORKSHIRE POLICE

Leeds District Licensing

Millgarth Police Station
Millgarth Street
Leeds.
LS2 7HX

Tel: 0113 2414111

Fax: 0113 241 3123

Email: lynn.dobson@westyorkshire.pnn.police.uk

3 March 2010

The Licensee/DPS
Best One
Seacroft Village Green Store
1063 York Road
Seacroft
Leeds
LS14 6JB

Dear Sir/Madam

I write to make you aware that on 20 February 2010 your premises were the subject of a Test Purchase Operation carried out by West Yorkshire Police.

Test Purchase Operations are where a volunteer under 16 years of age enters an off or on licensed premises and attempts to purchase alcohol.

I am pleased to inform you that the sale of alcohol to our volunteer did not take place and wish to pass on our congratulations.

It is important for the police to congratulate responsible operators whose staff comply with the law, as well as taking punitive action against those who don't.

I am also here to help and advise as well as making sure the law is upheld, so please do not hesitate to contact me if there are any issues you need to discuss in the future.

Yours faithfully

E. Dobson

LD
L. Dobson
PC 5783
Licensing Department



West Yorkshire Trading Standards Service

West Yorkshire Joint Services

West Yorkshire Trading Standards Service
P.O. Box 5, Nephshaw Lane South, Morley,
Leeds LS27 0QP
Tel: Leeds (0113) 253 0241 Fax: Leeds (0113) 253 0311
e-mail: info@wyjs.org.uk
Internet Web Site: <http://www.ts.wyjs.org.uk>
Chief Officer: G. Hebblethwaite B.Soc.Sc.DTS.M.T.S.I

My Reference: JH/SPC

7th March 2011

Matter being dealt with by: Joanne Hamer

Tel: 0113 2898218
E-mail: jhamer@wyjs.org.uk

FAO The Proprietor
Best One
1063 York Road
Leeds
LS14 6JB

Dear Sir/Madam

AGE RESTRICTED SALES

This service occasionally conducts test purchases of age restricted products using under age volunteers in localities where we believe there are problems with underage sales.

A test purchase using an under-age volunteer was conducted at your premises on the 22nd February 2011 . You will be pleased to know that the child volunteer was refused the sale of the age restricted product(s).

The service thanks you for taking these matters seriously and trusts you will remain vigilant to ensure that age restricted products are not sold to underage children.

Yours faithfully

Joanne Hamer
Trading Standards Officer



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West Yorkshire Joint Services are provided
by a Joint Committee of the Metropolitan
Districts of Bradford, Calderdale, Kirklees,



West Yorkshire
Joint Services



**WEST YORKSHIRE
POLICE**

Leeds District Licensing

Millgarth Police Station
Millgarth Street
Leeds.
LS2 7HX

Tel: 0113 2414111

Fax: 0113 241 3123

Email: lynn.dobson@westyorkshire.pnn.police.uk

11 March 2011

The Licensee/DPS
Best One
1063 York Road
Seacroft
Leeds
LS14 6JB

Dear Sir/Madam

I write to make you aware that on 26 February 2011 your premises were the subject of a Test Purchase Operation carried out by West Yorkshire Police.

Test Purchase Operations are where a volunteer under 16 years of age enters an off or on licensed premises and attempts to purchase alcohol.

I am pleased to inform you that the sale of alcohol to our volunteer did not take place and wish to pass on our congratulations.

It is important for the police to congratulate responsible operators whose staff comply with the law, as well as taking punitive action against those who don't.

I am also here to help and advise as well as making sure the law is upheld, so please do not hesitate to contact me if there are any issues you need to discuss in the future.

Yours faithfully

L. Dobson

PP L. Dobson
PC 5783
Licensing Department



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Leeds District Licensing

Millgarth Police Station
Millgarth Street
Leeds.
LS2 7HX

Tel: 0113 2414111

Fax: 0113 241 3123

Email: lynn.dobson@westyorkshire.pnn.police.uk

26 August 2011

The Licensee/DPS
Best One
1063 York Road
Seacroft
Leeds
LS14 6JB

Dear Sir/Madam

Positive Test Purchase

On 1 July 2011 West Yorkshire Police ran a test-purchase operation with juvenile volunteers under 16½ years of age. You should be aware that your premises had a successful test purchase made by a juvenile on this date, resulting in a fixed penalty notice being issued to a member of your staff.

It is important for the police to reduce violent crime and disorder. One of the best ways to do this is to stop unlawful alcohol sales to juveniles who react adversely to alcohol and cannot control their behaviour when they have had too much to drink. Irresponsible licensees whose members of staff do not comply with the law are now easier to deal with under current licensing legislation and have punitive measures taken against them.

You should be aware that not only does this department generally take formal proceedings against a venue that fails three such test purchases in any 12 month period, but under new legislation which became law under The Policing and Crime Act 2009, the criteria for committing an offence of persistently selling to under 18's was reduced from three strikes to two within a three month period. The penalties for this offence, upon conviction, can lead to a ban on alcohol sales for three months and a £10,000 fine. This is shortly to be increased to £20,000.

This was the above premises' second failure in the last 12 months.

Continued ...

I would urge you to ensure that Check 21 posters are displayed at your premises, exercise due diligence when selling to younger looking customers and make every effort to comply with the conditions of your licence to avoid any further difficulty.

Should you need to contact me for any advice or assistance please feel free to do so.

Yours faithfully

Ematson

LD

L. Dobson
PC 5783
Licensing Department



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28 October 2011

The Licensee/DPS
Best One
1063 York Road
Seacroft
Leeds
LS14 6JB

Dear Sir/Madam

I write to make you aware that on 21 October 2011 your premises were the subject of a Test Purchase Operation carried out by West Yorkshire Police.

Test Purchase Operations are where a volunteer under 16½ years of age enters an off or on licensed premises and attempts to purchase alcohol.

I am pleased to inform you that the sale of alcohol to our volunteer did not take place and wish to pass on our congratulations.

It is important for the police to congratulate responsible operators whose staff comply with the law, as well as taking punitive action against those who don't.

I am also here to help and advise as well as making sure the law is upheld, so please do not hesitate to contact me if there are any issues you need to discuss in the future.

Yours faithfully

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PC 5783
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Millgarth Street
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23 December 2011

The Licensee/DPS
Seacroft Village Green Store
1063 York Road
Seacroft
Leeds
LS14 6JB

Dear Sir/Madam

I write to make you aware that on 9 December 2011 your premises were the subject of a Test Purchase Operation carried out by West Yorkshire Police.

Test Purchase Operations are where a volunteer under 16½ years of age enters an off or on licensed premises and attempts to purchase alcohol.

I am pleased to inform you that the sale of alcohol to our volunteer did not take place and wish to pass on our congratulations.

It is important for the police to congratulate responsible operators whose staff comply with the law, as well as taking punitive action against those who don't.

I am also here to help and advise as well as making sure the law is upheld, so please do not hesitate to contact me if there are any issues you need to discuss in the future.

Yours faithfully

E. Dobson

PD
L. Dobson
PC 5783
Licensing Department



**WEST YORKSHIRE
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Millgarth Street
Leeds.
LS2 7HX

Tel: 0113 2414111

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Email: lynn.dobson@westyorkshire.pnn.police.uk

8 March 2012

The Licensee/DPS
Seacroft Village Green Store
1063 York Road
Seacroft
Leeds
LS14 6JB

Dear Sir/Madam

I write to make you aware that on 3 March 2012 your premises were the subject of a Test Purchase Operation carried out by West Yorkshire Police.

Test Purchase Operations are where a volunteer under 16½ years of age enters an off or on licensed premises and attempts to purchase alcohol.

I am pleased to inform you that the sale of alcohol to our volunteer did not take place and wish to pass on our congratulations.

It is important for the police to congratulate responsible operators whose staff comply with the law, as well as taking punitive action against those who don't.

I am also here to help and advise as well as making sure the law is upheld, so please do not hesitate to contact me if there are any issues you need to discuss in the future.

Yours faithfully

E. Dobson

pp L. Dobson
PC 5783
Licensing Department

Private & Confidential



10/05/2012

**The Manager
BEST ONE/SEACROFT SELF SERVICE
1061/1063 YORK ROAD
LS14 6JB**

Camelot UK Lotteries Limited

Tolpits Lane
Watford
WD18 9RN

Ref: RCTP/5035854

Dear Sir or Madam,

**Premises at BEST ONE/SEACROFT SELF SERVICE, 1061/1063 YORK
ROAD, LS14 6JB
Retailer Number 459163**

On 10/4/2012 at 11:35 you were tested, as part of our Operation Child test purchase programme, to establish whether you are employing the appropriate safeguards effectively to prevent under age sales.

A 1st visit was made to your premises using a young person and I am pleased to say that your staff refused to sell a National Lottery ticket on that occasion. Please could I ask you to continue to remind your staff to remain vigilant and do everything possible to prevent sales to under sixteens.

Congratulations once more and keep up the good work.

Yours faithfully

Stephen Gavin
Security Operations Manager

On behalf of:
Camelot UK Lotteries Limited

Please call 01344 418565 if you have any queries regarding the visit details within this letter. Office hours 9am – 5pm

Please call 01923 425 000 and ask for Security Operations if you have any queries regarding Operation Child in general.

Lisa Hague

From: John Coen
Sent: 24 May 2012 16:28:18
To: Dobson, Lynn
Cc: Fullilove, Rob
Subject: RE: 1063 York Road Seacroft - Tp details

Our Ref JGC 32897/1/PMC

Hi Lynn,

I would ask the Police to consider agreeing to the following conditions being added to the premises licence, which I suggest would be a more proportionate outcome to revocation :

1. Challenge 25;
2. A refusal register to be kept and be made available for inspection by the police and officers of the licensing authority;
3. The DPS will attend an external training course regarding the sale of age related products and cascade the training down to the staff who work in the premises;
4. All staff will be trained regarding the sale of age related products when they commence employment and they will receive refresher training every 6 months thereafter;
5. Training records will be kept for all staff and made available for inspection by the police and officers of the licensing authority;
6. CCTV will be installed in the premises to cover all areas to which the public have access and will record for all hours the premises is open to the public. Recordings will be kept for a minimum of 31 days.
 - 6.1 Signs will be displayed in the premises to advise the public that CCTV is recording in the shop.
 - 6.2 CCTV recordings will be provided to the police and officers of the licensing authority upon a request being made for them pursuant to the Data Protection Act 1998.

I look forward to hearing from you.

Regards.

John G. Coen
for Ford & Warren