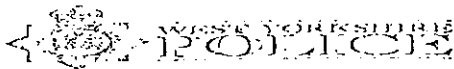


**5 Bayswater View, Harehills,
Leeds LS85LQ
- Application to Review**



Licensing Department
Millgarth Police Station
Millgarth Street
Leeds
LS2 7HX

Leeds District Licensing Department

Tel: 0113-2414023

Fax: 0113-2413123

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

10 May 2012

✓
Entertainment Licensing Section
Leeds City Council
Civic Hall
Leeds
LS1 1UR

RE: APPLICATION FOR REVIEW OF PREMISES LICENCE:

PREMISES:

In accordance with Section 51 Licensing Act 2003, I hereby serve the application on the following:-

PREMISES LICENCE HOLDER:

**MR RASAL AHMED,
5 BAYSWATER VIEW,
HAREHILLS,
LEEDS LS8 5LQ**

EACH RESPONSIBLE AUTHORITY – please take note:

Supplied to each Responsible Authority at this stage is the review application only.

Should any authority wish to be supplied with any of the additional supporting documents referred to in the application, the documents will be forwarded to the authority but only if a request is put in writing to West Yorkshire Police at the above address. Emails will be acceptable.

In addition, as this is an application made by West Yorkshire Police, each Responsible Authority is entitled to make relevant representations about this review, based on any of the four licensing objectives.

If any of the Responsible Authorities listed below intend to do this, could they please contact West Yorkshire Police as soon as possible.

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, (insert name of applicant) **PC 5783 Dobson**

- 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

Part 1 – Premises or Club Premises details

Postal address of premises or, if none, Ordnance Survey map reference or description:

5 Bayswater View

Town/City: **Leeds**

Postcode: **LS8 5LQ**

Name of premises licence holder or club holding club premises certificate (if known):

Rasal Ahmed

Number of premises licence or club premises certificate (if known): **PREM/01626**

Part 2 – Applicant details

Please 'check' appropriate box(es)

I am:

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

Surname:

Forename(s):

I am 18 years old or over:

Current postal address if different from premises address:

Town/City:

Postcode:

Daytime contact telephone number:

E-mail address (optional):

5 Bayswater View, Harehills, Leeds LS8 5LQ is an off licence situated in the Harehills area of Leeds. The area, as a whole, suffers from a high proportion of alcohol related anti-social behaviour (ASB) and crime and disorder.

The area is closely monitored by the Neighbourhood Policing Team (NPT) for the Gipton and Harehills (GH) area. This team is lead by Inspector Tom Harrison, who has recently taken over the area from Insp Mick Lawrenson. Much of the work in relation to local issues is conducted in conjunction with partnership agencies and following close liaison with the residents from the community. This store has been a concern for agencies and residents for some considerable time.

The current premises licence holder (PLH), Rasal Ahmed, became PLH in 2006. His brother, Rubal Ahmed, became designated premises supervisor (DPS) at the same time. The grounds to object to these applications did not exist at this time and the applications were allowed to proceed.

Concerns have been received, by licensing, after the PLH and DPS had been at the store for some considerable time. However, over the last eighteen months there has been a significant increase in reported anti-social behaviour (ASB) and intelligence.

In 2009 a test purchase operation was conducted at the store and a sale of alcohol was made to an underage test purchase child. The sale was made by the Rasal Ahmed.

Concern has continued to grow in relation to the management of the store and their ability to run the premises whilst upholding the licensing objectives. The PLH has come to the attention of West Yorkshire Police on a number of occasions and residents have continued to report their concerns.

Residents have reported youths congregating at the store and acting in an anti social manner whilst committing drug, licensing and public order offences. The residents reports being afraid of reprisals and on occasions ask that they are not identified or visited for fear of what may happen. One resident states that their health has suffered because of what has happened in the area. Others feel totally exhausted and fed up by the frequent problems with youths and feel that the store is the magnet that attracts them to the area. Residents believe that the store is fuelling the problems of the locality by allowing underage sales of alcohol and turning a blind eye to the behaviour displayed by the youths.

On 19 November 2011 a further test purchase operation was conducted and Bayswater Supermarket was again tested. The store failed the operation. The seller was Rasal Ahmed.

On 10 December 2011 a further test purchase operation was conducted and Bayswater Supermarket was again tested. The store failed the operation. The seller was Rasal Ahmed.

Following liaison with the NPT and an interrogation of Police systems, a meeting was called with the PLH to discuss the concerns. On 5 January 2012 the meeting took place at Millgarth Police Station with PC Dobson.

It was clear from this meeting that Rasal Ahmed was unclear of his responsibilities as PLH and unconcerned about the sales of alcohol made to children. Ahmed denied being a magnet for youths causing ASB saying that youths do congregate at his shop but they do not do anything. Ahmed contradicts himself during the course of the meeting and when it is made clear that a review would be considered, with revocation being an option, he appears shocked saying he did not realise he could lose his licence.

Whilst there have been no further test purchase failures, the level of concern has remained high. Residents are still calling the Police and their local ward councillors and still say the store is the reason for the problem

A full chronology is attached to the review papers.

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

B – Details of other applicant

Surname: Forename(s):
Address:
Town/City: Postcode:
Daytime contact telephone number:
E-mail address (optional):

C – Details of responsible authority applicant

West Yorkshire Police

Surname: Dobson Forename(s): Lynn
Address: Millgarth Police Station, Millgarth Street
Town/City: Leeds Postcode: LS2 7HX
Daytime contact telephone number: 0113 2414111
E-mail address (optional): lynn.dobson@westyorkshire.pnn.police.uk

This application to review relates to the following licensing objective(s): (Please 'check' one or more boxes)

- (a) The prevention of crime and disorder
- (b) Public Safety
- (c) The prevention of public nuisance
- (d) The protection of children from harm

State the ground(s) for review (please read Guidance note 1):

If you have made representations before relating to this premises, please state what they were and when you made them:

[Empty box for representations]

Please 'check' appropriate box(es)

- 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:..... [Redacted] Date:..... [Redacted]

Capacity:..... [Redacted]

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

Surname: _____ Forename(s): _____

Address: _____

Town/City: _____ Postcode: _____

Telephone number (if any): _____

If you would prefer us to correspond with you using an e-mail address, please state 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.