

Rep 2.

TOTAL POLICING

TERRITORIAL POLICING

REF: WK/~~201320751~~

201522549

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 Date:14/01/2016

Representation Letter - Kyberway Ltd, 2 Bannockburn Road, SE18 1ES

I write to acknowledge receipt of an application to review the above premises by Adrian Winter of Royal Greenwich Trading Standards, under section 51 of the Licensing Act 2003.

Greenwich Police Licensing fully support the review proceedings instigated by the Royal Borough of Greenwich and make representation in relation to the Licensing Objectives of

- Protection of Children from Harm
- Public Safety
- Prevention of Crime and Disorder

Having read the review document completed by Mr Winter, it is apparent that the premises is failing to fully promote the Licensing Objective of Protection of Children from Harm, this being as a result of allegations from local residents that the premises are selling single cigarettes to minors with open packets of cigarettes being found around the till area.

The review papers also highlight that illicit and duty evaded alcohol was seized from the premises and demonstrates that the DPS and premises were willing to break the law for nothing other than financial gain, and so in their actions supporting the trade of illicit alcohol smuggling. The premises could not also vouch for the provenance of the illicit alcohol they were selling and its fitness for consumption as the origins of the alcohol could not be determined.

In addition illicit cigarettes and tobacco products have been seized from the premises, products that would fail the stringent safety requirements required and expected in this country. In view of the above, the premises are failing to promote the Licensing objectives of Public Safety and Prevention of Crime and Disorder.

The Premises Licence can best be described as very basic with very few enforceable conditions placed upon it, the Licence is very dated and would benefit from conditions placed upon it to assist in promoting the four Licensing Objectives

APPENDIX E

Greenwich Police Licensing invites the Licensing sub-committee to consider all options available to it, should the licence remain in place, Greenwich Police Licensing would expect the following conditions, in addition to those requested by Trading Standards, to be imposed as a minimum.

- A CCTV recording system shall be installed that is compliant with, and capable of, capturing an image of evidential standards. The system shall continually record whilst the venue is open for licensable activity and/or when customers are present on the premises. All CCTV recordings shall be time- & date-stamped and maintained for a minimum of thirty-one (31) days. Cameras shall be installed so as to cover both internal and external areas of the premises. At least one camera shall cover ingress/egress points.
- Staff shall be fully trained in the operation of the CCTV system and there shall be at least one member of staff on duty during trading hours who is able to provide copies of CCTV recordings to the Police and authorised officers of the Local Authority. Such copies shall, in any event, be provided within forty-eight (48) hours.
- Notices shall be displayed advising that CCTV is in operation.
- When CCTV is not operating, no supply of alcohol shall be made on the premises.
- The Designated Premises Supervisor or a personal licence holder duly authorised shall be present on the premises at all times alcohol is being sold. In their absence, sales of alcohol shall be suspended.
- Each and every individual item of alcohol shall be clearly marked with labels uniquely identifying the premises.
- Alcohol shall not be sold in an open container or consumed in the licensed premises.
- There shall be no self-service of spirits. All spirits shall be displayed for sale behind the counter.
- No more than 25% of the available display space at the premises shall be given over to the display of alcohol.
- No beer, lager or cider with an ABV of above **6.5%** shall be sold at the premises, except for 'premium' product lines pre-agreed in writing with the Police and an RBG Licensing Officer in advance of such product being stocked. Copies of the written permission issued for the agreed 'premium' lines shall be kept at the premises and made available on request to the police and other officers of responsible authorities.
- Alcohol shall only be displayed in areas of the shop that are directly visible from the counter, or where covered by a CCTV camera via a monitor at the counter.
- The area immediately outside the premises shall be monitored to ensure that any litter generated by the premises and/or its customers is regularly cleared.
- Signage requesting customers to respect local residents and leave the premises quietly shall be displayed at each exit.
- Only two school age children will be allowed in the store during the time that alcohol is on

sale unless accompanied by a responsible adult.

Should you require any further assistance or wish to meet formally to discuss this matter, please do not hesitate to contact this office.

Regards

Robert Gay
PC 714 RG
Borough Licensing Officer

On behalf of the Commissioner of the Metropolitan Police