

Report of the Assistant Director Environmental & Regulatory Services to the meeting of the Bradford Area Licensing Panel to be held on 13 July 2012.

B

Subject:

Application for a Premises Licence for K & H News, 122C Morley Street, Bradford.

Summary statement:

Application for a new premises licence for the sale of alcohol for consumption off the premises.

John Major
Assistant Director
Environmental & Regulatory Services

Portfolio:

Environment & Waste Management

Report Contact: Melanie McGurk
Senior Licensing Officer
Phone: (01274) 431873
E-mail: melanie.mcgurk@bradford.gov.uk

Overview & Scrutiny Area:

**Environment & Waste Management
Safer & Stronger Communities**



INVESTORS
IN PEOPLE



2009-2010
Positive engagement
of older people
2006-2007
Improving Rural Services:
Empowering Communities



1. SUMMARY

The application is for the grant of a Premises Licence for the sale of alcohol for consumption off the premises.

2. BACKGROUND

2.1 The applicants

Qaseem Mohammadi. A copy of the application is included at Appendix 1.

2.2 The Premises

K & H News, 122C Morley Street, Bradford.

2.3 Designated Premises Supervisor

Qaseem Mohammedi.

2.4 Application

The application is for the grant of a Premises Licence. The operating schedule describes the following as the relevant licensable activities applied for:-

- Sale of alcohol for consumption off the premises

Hours of licensable activities:

Monday to Sunday: 07.00 to 00.00

2.4 Steps proposed by the applicant to address the Licensing Objectives

- a) Prevention of crime and disorder will be achieved by;

Prevention of drugs inside the premises.

- b) Public safety will be achieved by;

An emergency exit from shop at the rear.

- c) Prevention of public nuisance will be achieved by;

Not allowing the sales of cheap ciders. Refusing to sell alcohol to drunk persons.

- d) Protection of children from harm will be achieved by;

Proof of age scheme.

Log book to record attempts to buy alcohol or cigarettes under age of 18 years.

e) General – all four licensing objectives

Having a personal licence holder on the premises.

Staff training on the licensing issues.

Installing a suitable CCTV system following consultation with West Yorkshire Police.

2.5 Relevant Representations Received

Responsible Authorities

West Yorkshire Police – The Police have concerns that the previous premises licence holder/designated premises supervisor, Mr Khodadad Hassani, will still be present in the role of manager and will continue with the running of the premises, as the applicant, Mr Qaseem Mohammadi, has allegedly admitted to the police that he submitted the application on behalf of Mr Hassani, after Members of the Licensing Panel revoked the previous licence.

The Police are concerned that this application is an attempt to manipulate the system and allow the continual sale of alcohol with total disregard to the outcome of the Licensing Hearing.

The representation is attached at Appendix 2.

3. OTHER CONSIDERATIONS

Legal Appraisal

3.1 The Licensing Act 2003 requires the Council to carry out its various licensing functions so as to promote the following four licensing objectives:

- a) the prevention of crime and disorder
- b) public safety
- c) the prevention of public nuisance
- d) the protection of children from harm

3.2 The Council must also have regard to the guidance issued by the Department of Culture Media and Sport under Section 182 of the Licensing Act 2003. Regard must also be taken of the Council's statement of Licensing Policy for the District.

3.3 Where it is decided it is necessary to depart from the statutory guidance or the Licensing Policy on the merits of a particular case; then special reasons justifying this must be given that can be sustained.

3.4 Only "relevant representations" by or expressly on behalf of a defined "interested party" or "responsible authority" can be taken into account. In order to be "relevant"

a representation must fairly relate to achieving a licensing objective. If it does not, it must be discounted.

- 3.5 Any licensing conditions that Members may propose attaching must also relate to achieving one of the licensing objectives; be tailored to the actual premises and style of licensable activity; must be reasonably achievable by the applicant and in his/her control.

Statement of Policy Issues

- 3.6 The following parts of the Licensing Policy are of particular importance; Part 4 (prevention of crime and disorder) and Part 7 (protection of children from harm)
- 3.7 The Annexes to the Policy sets out various types of model condition that could be considered.

4. OPTIONS

- 4.1 Members may:

- (a) Grant a premises licence as applied for subject to any mandatory conditions and the precautions specified in the operating schedule submitted.
- (b) Grant a premises licence subject to such additional conditions relating to achievement of the licensing objectives as members think fit; or
- (c) Refuse the application for a premises licence.

- 4.2 Should the applicant or any other party to the hearing feel aggrieved at any decision with regard to the licence or to any conditions or restrictions attached by Members they may appeal to the Magistrates Court.

5. FINANCIAL & RESOURCE APPRAISAL

There are no apparent finance or resource implications.

1. RISK MANAGEMENT AND GOVERNANCE ISSUES

There are no apparent risk management and governance implications.

7. LEGAL APPRAISAL

Referred to in part 3 of this report.

8. OTHER IMPLICATIONS

8.1 EQUALITY & DIVERSITY

There are no apparent equality and diversity implications.

8.2 SUSTAINABILITY IMPLICATIONS

There are no apparent sustainability implications.

8.3 GREENHOUSE GAS EMISSIONS IMPACTS

There are no apparent implications.

8.4 COMMUNITY SAFETY IMPLICATIONS

When determining the application the Licensing Authority is required to pay due regard to the licensing objectives referred to in 3.1 of this report.

8.5 HUMAN RIGHTS ACT

The following rights are applicable:

Article 1 First Protocol to the Convention – Right to peaceful enjoyment of possessions subject to the state's right to control the use of property in accordance

with the general interest. The Council's powers set out in the recommendations fall within the states right. A fair balance must be struck between public safety and the applicant's rights.

Article 6 – A procedural right to a fair hearing. As refusal of the application is an option, adherence to the Panels' usual procedure of affording a hearing to the applicant is very important. The applicant should also be able to examine the requirements of the fire authority. If the decision is to refuse then reasons should be given.

8.6 TRADE UNION

Not applicable

8.7 WARD IMPLICATIONS

Ward Councillors have been notified of receipt of the application.

9. NOT FOR PUBLICATION DOCUMENTS

None.

10. RECOMMENDATIONS

Members are invited to consider the information and documents referred to in this report and, after hearing individuals, bodies or businesses, determine the related application(s).

11. APPENDICES

1. Application form received 24 May 2012.
2. Representation from West Yorkshire Police.

12. BACKGROUND DOCUMENTS

Application form, plan etc.

Licensing Team, 6th Floor North, Jacobs Well, Bradford, BD1 5RW

Application for a premises licence to be granted 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 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/we QASEEM MOHAMMAD

(insert name(s) of applicant) apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details KEH NEWO

Postal address of premises or, if none, ordnance survey map reference or description <u>122C MORLEY STREET BRADFORD</u>		LICENSING UNIT 24 2012 LEGAL
Post town <u>BRADFORD</u>	Post code <u>BD7 1BB</u>	

Telephone number at premises (if any)

01274 729936

Non domestic rateable value of premises

£5,400 checked rate

£190 band B

Part 2 – Applicant Details

Please state whether you are applying for a Premises Licence as:

- | | Please tick | Yes | |
|---|-------------------------------------|-----|-----------------------------|
| a) an individual or individuals* | <input checked="" type="checkbox"/> | | please complete section (A) |
| b) a person other than an individual* | <input type="checkbox"/> | | |
| i. as a limited company | <input type="checkbox"/> | | please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> | | please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> | | please complete section (B) |
| iv. Other (for example a statutory corporation) | <input type="checkbox"/> | | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | | please complete section (B) |
| d) a charity | <input type="checkbox"/> | | please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> | | please complete section (B) |
| f) a health service body | <input type="checkbox"/> | | please complete section (B) |
| g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital | <input type="checkbox"/> | | please complete section (B) |

g) a person who is registered under Chapter 2 of part 1 of the
a. Health and Social Care Act 2008 in respect of the carrying
on of a regulated activity (within the meaning of that Part)
in an independent hospital in England

h) the chief officer of police of a police force in England and
Wales

please complete section (B)

please complete section (B)

Please tick ✓ Yes

*If you are applying as a person described in (a) or (b) please confirm:

- I am carrying on or proposing to carry on a business which involves the use of the premises
for licensable activities; or

I am making the application pursuant to a

- Statutory function; or
- A function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr ☒

Mrs ☐

Miss ☐

Ms ☐

Other title
(for example, Rev) ☐

Surname

First names

MOHAMMADI

QASEEM

Please tick ✓ Yes

I am 18 years old or over



Current postal
address if different
from premises
address

29 WALKER DRIVE BRADFORD

Post Town

BRADFORD

Postcode

BD8 9ES

Daytime contact telephone number

07840231890

Email address (optional)

imohammadi@hotmail.co.uk

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr

☐

Mrs

☐

Miss

☐

Ms

☐Other title
(for example, Rev)☐

Surname

First names

Please tick ✓ Yes

I am 18 years old or over

☐Current postal
address if different
from premises
address

Post Town

Postcode

Daytime contact telephone number

E-mail address (optional)

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 - Operating Schedule

When do you want the premises licence to start?

Day	Month	Year

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day	Month	Year

If 5000 or more people are expected to attend the premises at any one time, please state the number expected to attend

--

Please give a general description of the premises (please read guidance note 1)

The shop is the end of a terrace of shops
The next shop "Delibite" has take-away food.
The main shop is rectangular with door entrance directly from street. There is window on the entrance wall and a sales counter on right side of shop.
The shop will sell alcoholic drinks, cigarettes, Polish-style foods, chocolate, sweets, ice cream and soft drinks, Sale of credit cards, phone cards and top up for mobiles, Purchase of bus tickets, health lottery, congestion charge and money transfers for Wester Union, Sale of domestic medicines and items of personal hygiene, Sale of greeting cards and other stationery.
There is a small store room at the rear of premises with an emergency exit from there.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

--

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick ✓ Yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performance of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of entertainment facilities for:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

--

Sale by retail of alcohol (if ticking yes, fill in box M)

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

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of a films take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			
Fri			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list. (please read guidance note 5)
Sat			
Sun			

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon				Both	
Tue			Please give further details here (please read guidance note 3)		
Wed			State any seasonal variations for the boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list. (Please read guidance note 5)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Sat					
Sun					

G

Performance of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)		Indoors	
					Outdoors	
					Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue			State any seasonal variations for the performance of dance (please read guidance note 4)			
Wed						
Thur			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list. (please read guidance note 5)			
Fri						
Sat						
Sun						

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		Indoors	
					Outdoors	
					Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue			State any seasonal variations for the entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)			
Wed						
Thur			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within e), f) or g) at different times to those listed in the column on the left, please list. (please read guidance note 5)			
Fri						
Sat						
Sun						

Provision of facilities for making music Standard day and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing.		Indoors	
					Outdoors	
			Will the facilities for making music be indoors or outdoors or both – please tick (✓) (please read guidance note 2)		Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue						
Wed						
Thur			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)			
Fri						
Sat						
Sun						
Non standard timings. Where you intend to use the premises for the provision of facilities for making music at different times to those listed in the column on the left, please list. (please read guidance note 5)						

Provision of facilities for dancing Standard days & timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (✓) (please read guidance note 2)		Indoors	
					Outdoors	
					Both	
Day	Start	Finish	Please give a description of the facilities for dancing you will be providing			
Mon						
Tue			Please give further details here (please read guidance note 3)			
Wed						
Thur			State any seasonal variations for providing dancing facilities (please read guidance note 4)			
Fri						
Sat						
Sun						
Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list. (please read guidance note 5)						

K

Provision of facilities for entertainment of a similar description to that falling within (i) or (j) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing		
					Will the entertainment facility be place indoors or outdoors or both – please tick (✓) (please read guidance note 2)
			Indoors		
			Outdoors		
Day	Start	Finish	Both		
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the provisions of facilities for entertainment of a similar description to that falling within (i) or (j) (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within (i) or (j) at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Sat					
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)		
					Indoors
			Outdoors		
			Day	Start	Finish
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Sat					
Sun					

M

Sale of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption on or off the premises or both – please tick (✓) (please read guidance note 7)	On the premises	
				Off the premises	
				Both	
Day	Start	Finish	State any seasonal variations for the sale of alcohol (please read guidance note 4)		
Mon	07	0.00			
Tue	07	0.00			
	07	0.00			
Wed	07	0.00	Non standard timings. Where you intend to use the premises for the sale of alcohol at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Thur	07	0.00			
Fri	07	0.00			
Sat	07	0.00			
Sun	07	0.00			

State the name and details of the individual whom you wish to specify on the licence as premises supervisor	
Name	QASEEM MOHAMMAD
Address	29 WALKER DRIVE BRADFORD
Postcode	BD8 9ES
Personal licence number (if known)	BD/PER3431
Issuing licensing authority (if known)	Mrs E FLYNN

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	07	0.00	
	07	0.00	
Tue	07	0.00	→ 07 0.00
	07	0.00	
Wed	07	0.00	
Thur	07	0.00	Non standard timings. Where you intend to open the premises to be open to the public at different times from those listed in the column on the left, please list. (please read guidance note 5)
Fri	07	0.00	
Sat	07	0.00	
Sun	07	0.00	

P

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d, e) (please read guidance note 9)

Having a personal licence holder on the premises
Staff training on the licensing issues
~~the~~ installing a suitable CCTV system following
consultation with the West Yorkshire Police.

b) The prevention of crime and disorder

Prevention of Drugs inside the premises.

c) Public safety

An emergency exit from shop at the rear.

d) The prevention of public nuisance

NOT allowing the sales of cheap ciders.
Refusing to sale ~~alcohol~~ alcohol to drunks
person;

e) The protection of children from harm

Proof of age scheme
Log book to record attempts to buy alcohol or
cigarettes under 18 years

Please tick ✓ Yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- 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 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent. (See guidance note 11).
If signing on behalf of the applicant please state in what capacity.

* Signature

Date ... 24/5/12

Capacity .. manager

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent.
(please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature

Date

Capacity

Contact Name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 19)

Post town

Post code

Telephone number (if any)

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



**WEST YORKSHIRE
POLICE**

Bradford South Licensing Department

Bradford South Licensing Department

Trafalgar House
Nelson Street
Bradford
BD5 0DX

Tel: 01274 376 695

Mobile : 07736 084845

Email: susanne.dawson@westyorkshire.pnn.police.uk

Your ref:

Our ref: SAD 5413

Date 14th June 2012.

Licensing Team
City of Bradford Metropolitan District Council
6th Floor – Jacobs Well
Bradford
BD1 5RW

LICENSING UNIT

14 JUN 2012

LEG/LIC/

NOTICE OF OBJECTION –
Grant of Premises Licence
K & H Off Licence – 122c Morley Street, Bradford
LICENSING ACT 2003

I refer to the application in respect of the above premises dated 24th May 2012 which was received by the police on 30th May 2012.

The application is to operate the premises for the sale of alcohol Monday – Sunday 07:00am and midnight.

The premises licence holder and designated premises supervisor to be in the name of **QASEEM MOHAMMADI**.

On Wednesday 30th May 2012 at 13:50hrs a meeting took place between the Police Licensing Officer and **QASEEM MOHAMMADI** and it quickly became apparent that he had been asked to submit the application on behalf of **KHODADAD HASSANI**.

The police also wish to highlight the following:-

- a) Monday 21st May 2012 a Licensing Review Hearing of K & H Off Licence – 122 Morley St, Bradford took place at Bradford City Hall on the request of the Police.
- b) The Licensing Panel chose to **REVOKE** the premises licence.
- c) Within 4 days of this decision this Application was submitted to the Bradford Council Licensing Department but nothing served on the police.
- d) It is of the opinion of the Police that Mr Khodadad Hassani has taken no notice of the evidence presented and seriousness of the offence of Persistently Selling to Children, and his subsequent conviction at court and the decision by the Licensing Panel.
- e) There appears to be no responsibility taken by the premises as to the problems that gave the police concerns.
- f) The refusal upon the request of the police to remove certain items of alcohol that were proven to be the cause of Anti Social Behaviour.
- g) No willingness to make changes in the shop between the failed Test Purchase, Police Interview, Conviction and Licensing Hearing.

A copy of the notes made at the time with the new applicant is also attached and on his own admission (Mr QASEEM MOHAMMADI) has submitted the application on behalf of Mr KHODADAD HASSANI.

Mr KHODADAD HASSANI will still be present in the role of Manager and it is the opinion of the police that he will basically continue with the running of the premises and nothing will change apart from the wish to continue to sell alcohol for profit.

What is of concern to the police is the speed that the application had been submitted for a new grant of a Premises Licence and it lays fears that this is an attempt to manipulate the system and allow the continual sale of alcohol with total disregard to the outcome of the Licensing Hearing and the Licensing Act 2003.

The police are therefore of the opinion that there is sufficient evidence to submit formal representations against the application on the grounds of:-

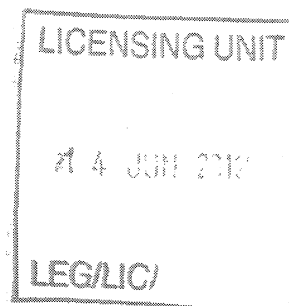
1. **Prevention of Crime and Disorder**
Poor management competency could give rise to issues of Crime and Disorder and Public Safety. (2.13)
2. **Prevention of Public Safety**
It is an offence to sell/supply alcohol to a person who is drunk, one of the proven reasons of the increase in Anti Social Behaviour. (2.29)
3. **Prevention of Public Nuisance**
Associated Anti Social Behaviour arising from the premises (2.33)
4. **Protection of Children from Harm**
There is to be the continual role of management to be undertaken by a person who has been convicted of persistently selling alcohol to children. (2.42)

Please see attached supporting documentation.

- a) Notes from interview with Qaseem Mohammadi

Regards

Su Dawson
Pc 5413
Licensing Officer
Bradford South



Dawson, Susanne

From: Goodison, Janine
Sent: 23 May 2012 16:08
To: Dawson, Susanne
Subject: LICENSING ENQUIRY [NOT PROTECTIVELY MARKED]

PC DAWSON

CAN YOU PLEASE RING QASEEM MOHAMMADI ON 07840231590 HE HAS BEEN INTO THE COUNTER TODAY RE A CONFISCATED LICENCE IN A SHOP AT 122C MORLEY STREET, HE IS WANTING TO REAPPLY FOR THE LICENCE.

HE IS AWARE THAT YOU ARE NOT HERE TILL MONDAY

THANKS

JANINE

30/05/12 1350h Trafalgar House.

- ① Has been asked by Mr Hassani to submit the application in his name and act as DPS
- ② Per Lic RfD Council.
- ③ Mr Hassani is the owner of the business took lease 2007 for 20 years!!
- ④ Mr Hassani will still be the manager and work in the shop
- ⑤ Appears to have limited knowledge of what has recently occurred at a hearing
- ⑥ Hurs Tam - midnight - copy not served on the police - Why? no answer didn't know!

BAKSH
30/5/12



SCALE 1 : 996

