

09 JAN 2014



**Pauls Stop and Shop  
54, Montagu St  
Kettering**

**Premises Licence Review Application**

**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 PC 1048 Murphy

*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

**Part 1 – Premises or club premises details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> Pauls Stop and Shop 54 Montagu Street	
<b>Post town</b> Kettering	<b>Post code (if known)</b> NN16 8RU

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Pauls Stop and Shop Ltd
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<b>Number of premises licence or club premises certificate (if known)</b> K/13/24389
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**Part 2 - Applicant details**

I am

**Please tick yes**

- 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** (fill in as applicable)

**Please tick**

Mr  Mrs  Miss  Ms  Other title  
(for example, Rev)

**Surname**

**First names**

I am 18 years old or over

**Please tick yes**

**Current postal address if different from premises address**

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address (optional)**

**(B) DETAILS OF OTHER APPLICANT**

Name and address

Telephone number (if any)

E-mail address (optional)

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address  Northants Police Licensing Unit Wellingborough Police Station Midland Rd Wellingborough NN8 1HF
Telephone number (if any) 101 Ext 5706
E-mail address (optional) nblicensingunit@northants.pnn.police.uk

**This application to review relates to the following licensing objective(s)**

Please tick one or more boxes

- |   |                                     |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety                        | <input type="checkbox"/>            |
| 3) the prevention of public nuisance    | <input type="checkbox"/>            |
| 4) the protection of children from harm | <input checked="" type="checkbox"/> |

**Please state the ground(s) for review (please read guidance note 1)**

Northamptonshire Police are seeking a review of this Premises Licence under the Licensing Objectives marked above and in regard to concerns around 'drunk sales' and persistently selling alcohol to children.

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

Pauls Stop and Shop was subject to a review of their Premises Licence (K/08/07757) on 23<sup>rd</sup> January 2013 due to concerns raised by Northants Police. The Licensing Committee on this occasion deemed it appropriate to remove the DPS and to modify the licence by way of adding further conditions.

On 17<sup>th</sup> August 2013 SC 3452 Darlow was on duty in Montagu Street when at around 2335hrs she observed a male attempting to purchase a bottle of cider. SC Darlow stepped in to prevent this sale and reports that staff seemed unaware of their responsibilities when it came to serving a 'drunk'. (Copy statement attached)

On 05<sup>th</sup> September 2013 the premises were subject to a test purchase exercise conducted by police in relation to the sale of alcohol to persons under the age of 18 years. On this occasion no sale was made, however, during a further test purchase operation on 25<sup>th</sup> October 2013 at around 2235hrs a sale of 'Smirnoff ice' was made to a 16 yr old child. The 'seller' was a male employee who was dealt with by of a PND (fixed penalty notice). PS 981 Harrison states that at the time of this sale the 'seller' was the only member of staff present in the shop and when asked about CCTV he stated that 'only his boss could operate the system but he wasn't there'. The fact that there was only one non-personal licence holder present at the time of the offence highlights a breach of the Premises Licence conditions that stipulate that there should be at least two members of staff present after 1900hrs and that a personal licence holder should be on duty at all times that alcohol is for sale. (Copy statements attached).

At 1950hrs on Tuesday 12<sup>th</sup> November 2013, PC 1048 Murphy and PC 440 White attended the premises and conducted a compliance check in relation to the current licence conditions. At this time there were two members of staff present one of which was a personal licence holder. Further checks showed that all of the licence conditions were being complied with at that time

At this point Northants Police considered calling a further review of the Premises Licence, however, records at the shop showed that staff training had taken place and it appeared that licence conditions were being complied with. Mr Paul was spoken to and stated that he was unaware of the condition requiring two persons to be present in the shop after 1900hrs and that in relation to the failed test purchase in October, he had dismissed the member of staff responsible. Advice was given by PC Murphy during this conversation and subsequently formalised by way of a letter that was sent to Mr Paul on 20<sup>th</sup> November 2013. (Copy letter attached)

On Friday 29<sup>th</sup> November 2013 police again tested the premises in respect of underage sales when, at around 2135hrs two bottles of Budweiser lager were sold to a 16 yr old child. The 'seller' on this occasion was the same male shop assistant that sold to a child on 25<sup>th</sup> October and therefore the male that had apparently been dismissed at that time. This male having already been in receipt of a PND for the first offence of selling alcohol to a child will now be subject to the formal prosecution process. (Copy statement attached)

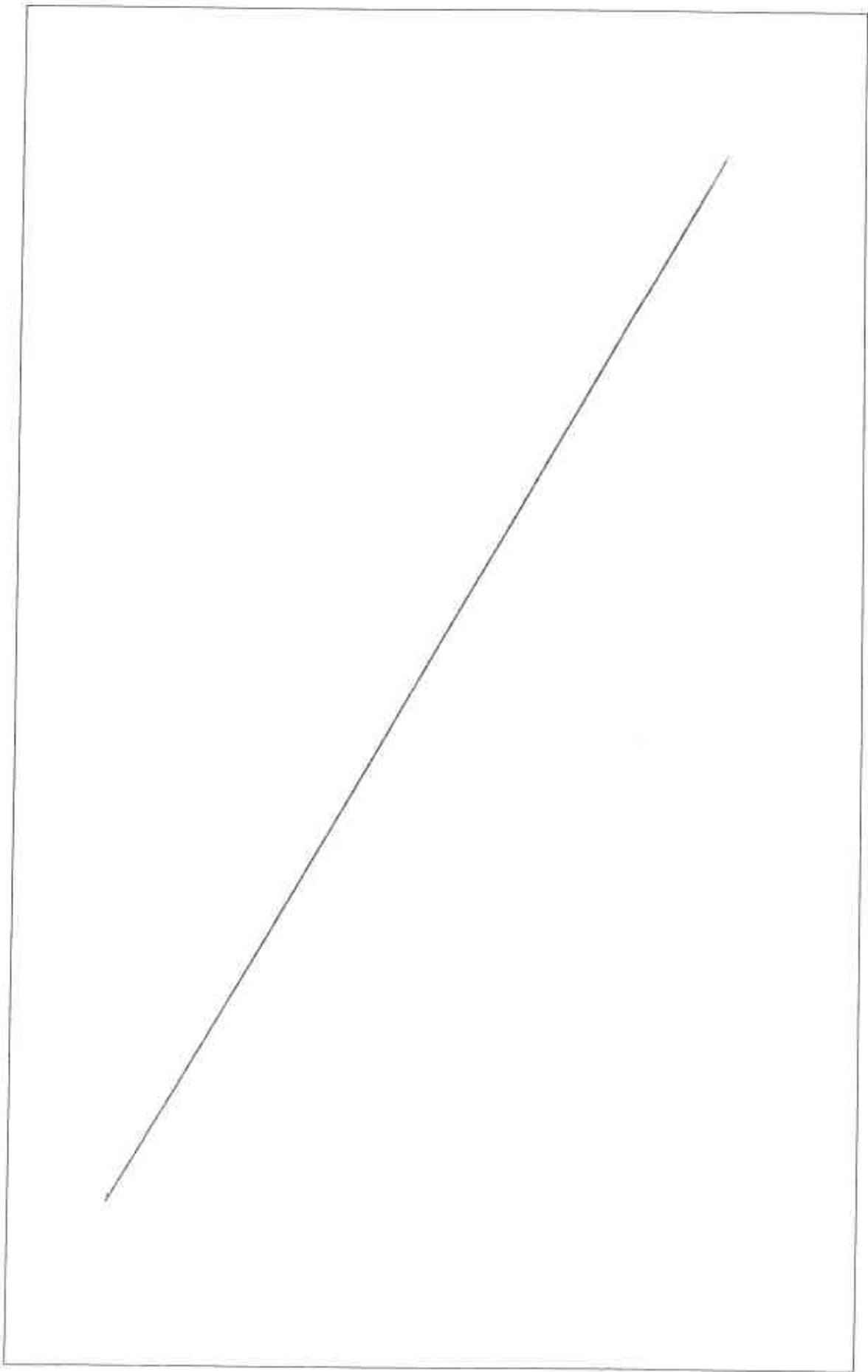
PC 1434 Boyce who was part of the police team conducting the test purchase exercise on 29<sup>th</sup> November entered the shop subsequent to the sale being made in order to deal with the 'seller'. PC Boyce recognised him as the same person that she had dealt with in October and went on to question him around what appeared to be a breach of Premise Licence conditions as he was the only staff member present. It appeared that Mr Paul was in the building but not the shop and took around ten minutes to make it downstairs when summoned.

On Saturday 28<sup>th</sup> December 2013 at around 2230hrs PS 981 Harrison was on plain clothes duty in Montagu Street when he stopped and spoke with a young male who had just exited the shop with a 2 litre bottle of 'Omega White' strong cider. PS Harrison established the fact that the male was only 17 years old and had just been sold the alcohol by Mrs Neelam Paul. At this time Mrs Paul was the only member of staff present and it appeared that the DPS was asleep upstairs in the building. Mrs Paul holds a Personal Licence and will now be subject to a formal prosecution process (Copy statement attached).

It follows that as there have been three sales of alcohol to children inside a three month period that the Premises Licence Holder may now be subject to prosecution under Section 147A of the Licensing Act 2003 for the offence of 'persistently selling alcohol to children'.

The Section 182 Guidance to the Licensing Act makes it clear that the illegal purchase of alcohol by minors should be treated particularly seriously, that responsible authorities should routinely call for a review of the licence where persistent sales have occurred and that the Licensing Authority should consider revoking the licence in these circumstances.

As a result of the earlier review the current licence conditions are concise, unambiguous and comprehensive in their nature. It is apparent that despite the previous review and subsequent advice that these premises continue to sell alcohol irresponsibly and we must recommend that the licence is now revoked.



Please tick yes

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day		Month		Year	
2	8	1	1	1	2

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

A previous application for the review of this licence was made by Northants Police on 28<sup>th</sup> Nov 2012 and was heard by a licensing committee at Kettering on 23<sup>rd</sup> Jan 2013.

This application was brought under the Licensing Objectives of the Prevention of Crime and Disorder and the Prevention of Public Nuisance.



Please tick yes

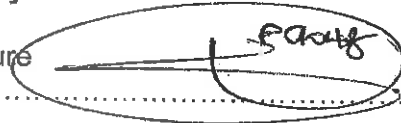
- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

**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



Date 08 Jan 2014

Capacity Police Licensing Officer

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

PC 1048 Kevin Murphy  
Northants Police Licensing Unit  
Wellingborough Police Station  
Midland Road

**Post town**

Wellingborough

**Post Code**

NN8 1HF

**Telephone number (if any)** 101 Ext 5706

**If you would prefer us to correspond with you using an e-mail address 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.

**RESTRICTED (when complete)**

**STATEMENT OF WITNESS**

(Criminal Procedure Rules, r.27.2;  
Criminal Justice Act 1967, s. 9, Magistrates Courts Act 1980, s.5B)

URN 

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Statement of : Catherine Darlow

Age if under 18 : 018 (if over 18 insert 'over 18') Occupation : S3452, Northamptonshire Police

This statement (consisting of page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false, or do not believe to be true.

Signature: \_\_\_\_\_ Date: 16<sup>th</sup> December 2013

Tick if witness evidence is visually recorded  (supply witness details on rear)

This statement relates to an incident that occurred 17 August 2013 at approx 23.36 hours where I witnessed a cashier at Pauls Stop and Shop, 54 Montagu Street, Kettering, serve alcohol to a male I believe to have be intoxicated.

At 23.36 hours on 17 August 2013, I was in full uniform on Operation Nightsafe duty in the company of PC968 BLAKLEY when we recognised an intoxicated male who we had spoken to earlier that evening. I observed the male approach the till point of the shop and present a litre bottle of cider on the counter in an attempt to purchase this from the cashier. I could see that this was an alcoholic cider as it was Strongbow brand. The cashier was stood on the other side of the till point behind the counter which only staff have access to.

I saw the male had cash in their hand and was about to exchange money with the cashier for the alcohol when we stepped in and stopped the transaction. The cashier asked why we had taken this action and seemed confused by this action. I explained to the cashier that I believed the male to be intoxicated and that it was an offence to serve alcohol to someone who is intoxicated. The cashier stated that he did not realise that the male was intoxicated, nor did he realise that it is an offence to serve alcohol to an intoxicated person.

As I was speaking to the cashier I was approached by a female who identified herself as the owner and manager of the shop. When she asked what the problem was, I explained that we had intercepted this transaction because her employee was committing an offence by serving alcohol to the intoxicated male. I went on to further explain that as the owner and manager, it is her responsibility to ensure that her staff are trained on correct legislation and taught to recognise when someone is intoxicated. She was not very communicative and I believed she did not understand the severity of the matter. Lastly, I made the owner aware that this incident would be reported and information would be passed onto the licensing officer which could affect the renewal of their licence. Upon providing this information the female made no

Signature: \_\_\_\_\_ Signature witnessed by: \_\_\_\_\_

(To be completed if applicable .....being unable to read the above statement I, .....of..... read it to him/her before he/she signed it.

Signed..... Date.....)

reaction and did not seem alarmed or worried by it. She made no comment to me nor showed any concerned expression on her face. She then walked off.

The intoxicated male was very unsteady on his feet and was not walking in a straight line. His eyes appeared to be glazed over and upon speaking to him; there was a strong smell of intoxicating liquor on his breath. He was slurring his speech and incoherent in his words. It is of my opinion that this male was drunk.

The cashier confirmed to me that he worked at the shop. The incident from when I entered the shop until I intervened in the transaction was approximately 8 minutes long. I was approximately 4 metres from the counter when I witnessed the transaction take place. At no point was my vision obstructed by any shop fixtures or other customers and the store was well lit with adequate indoor lighting.

Signature :

Signature witnessed by :

## WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN 

Statement of: G. HARRISON

Age if under 18: 018 (if over 10 insert over 18)

Occupation: Police sergeant 931

This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Signature: (witness) 

Date: 27/10/2013

At about 2235hrs on Friday 25<sup>th</sup> OCTOBER 2013 I was on duty in plain clothes in PAUL'S STOP AND SHOP, 43 MONTAGU STREET, KETTERING.

At this time I observed Child A enter the store and select a 70cl bottle of Smirnoff Ice and take it to the counter to purchase it. Child A is 16 years old and was working for the Police as a test purchaser.

Child A then placed the bottle onto the counter next to the till and I saw the shop assistant who later gave his name as [REDACTED] scan the bottle and request money in payment for the bottle. Child A paid the money and then left the store with the bottle.

I then seized the bottle from child A, which I exhibit as GH/1.

Signature: 

Signature witnessed by:

WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Four empty rectangular boxes for the URN number.

Statement of: G. HARRISON

Age if under 18: 018 (if over 18 insert 'over 18')

Occupation: Police sergeant 981

This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Signature: (witness)

Handwritten signature of the witness.

Date: 30/10/2013

Further to my statement dated the 27/10/2013 in relation to the sale of alcohol to a minor, committed by Mr [redacted], I would like to add the following information.

The sale was conducted inside the shop, over the counter to the right of the door as one enters the store. Prior to witnessing the sale, I walked right around the inside of the shop, before selecting some goods to purchase and purchasing them over the counter inside the store. Likewise, Child A selected and took possession of the bottle of Smirnoff Ice from a shelf inside the store, and paid for it over the counter whilst standing inside the store.

I asked Mr [redacted] if he had a personal licence to sell alcohol, to which he informed me that he did not.

I believe that Mr [redacted] was the only member of staff in the shop at the time of the sale, and during the entire course of our dealings with him. When I initially pointed out the offence to him, I asked him if there was CCTV available in the shop. He stated that there was, but only his boss knew how to work it. I asked him if his boss was available at that time, to which he informed me that his boss was not there. Throughout the entire incident, including the actual issue of the ticket, Mr [redacted] continued to serve customers. At one point I had to ask a customer to wait outside the shop just to allow Mr [redacted] some privacy whilst we completed the process. At no point did he suggest or attempt to call another member of staff to assist him, despite the inconvenience that we were causing him. I believe that this is because there was no other member of staff on the premises at that time.

Signature:

Handwritten signature of the witness.

Signature witnessed by:



**PC 1048 Kevin Murphy ABII  
Licensing Officer**

**Wellingborough Police Station  
Midland Road  
Wellingborough  
NN8 1HF  
Telephone 101 Ext 5706**

Mr Joginder Paul  
Pauls Stop and Shop  
54 Montagu St  
Kettering  
NN16 8RU

20 November 2013

Dear Joginder,

**PREMISES LICENCE K/13/24389**

As the holder of the above mentioned Premises Licence, I write to advise you of several incidents that have given Northants Police cause for concern.

On 17<sup>th</sup> August 2013 a report was made by officers that they had intervened at the point that a 'drunk sale' was taking place at the shop. The officers state that they pointed out the offence of selling to a drunk to a shop assistant, who seemed to be unaware of the fact that it is an offence to make such a sale.

On 05<sup>th</sup> September 2013 a test purchase was conducted by police at the premises, whereby the sale of alcohol was refused, however, a further test on 25<sup>th</sup> October 2013 resulted in the sale of alcohol to a 16 year old child. However, in relation to this matter I am aware that you subsequently dismissed the employee responsible.

There were concerns raised by Police Sergeant Harrison who conducted this test purchase exercise at 2235hrs on 25<sup>th</sup> October. Sgt Harrison reported that at the time of his visit, it appeared that several Premises Licence conditions were being breached, namely, a condition that on any day of the week and between the hours of 1900 and 0700 that two members of staff shall be present, otherwise the door should be secured and sales made via the serving hatch and also the condition that makes it mandatory to have a Personal Licence Holder on duty at all times that alcohol is for sale.

Sgt Harrison reports that at the time of this visit it appeared that there was only one employee present, who was not the holder of a Personal Licence.

I would strongly urge that you make yourself properly aware of all conditions that form part of your licence and that, in future, they are properly adhered to.

I am satisfied that you are now providing a proper level of training for your staff and feel sure that the premises will now be operated in a professional and lawful manner, but I must reiterate that Northants Police are committed to the reduction of alcohol related crime and disorder and will continue to test and check licenses where appropriate.

Yours Sincerely,

PC 1048 Kev Murphy  
Licensing Officer

WITNESS STATEMENT

(Criminal Procedure Rules, r.27.2; Criminal Justice Act 1967, s. 9, Magistrates Courts Act 1980, s.5B)

URN

[Empty box for URN]

Statement of: P0478

Age if under 18: Over 18 (if over 18 type 'over 18') Occupation: Police Constable

This statement (consisting of page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false, or do not believe to be true.

Signature: [Handwritten signature]

Date: 29-Nov-2013

Tick if witness evidence is visually recorded [ ] (supply witness details on rear)

I am the person named above care of the address over leaf, I am a serving Police Constable with Northamptonshire Police attached to the AHRT based at Block B Mereway Northampton.

On Friday 29th November 2013 at about 21:35 hours in plain clothes in company with persons I will describe as Child A and Child B (who I had been introduced to about an hour previously) and PC1434 Boyce attended the address of Paul's Offlicence Montagu Street Kettering .

Child A and B entered the store and I followed close behind Child A selected 2x 300ml bottle's of Budweiser and took it to the till, the shop assitant asked if Child A needed a bag as Child A paid for the item, Child A and B then left the store I then left the store.

The store has a glass front door so through this I pointed out the shop assistant to PC Boyce and returned the the plain Police car at 22:37 hours of the same date I seized the Budweiser's and exhibit it as SPK2 .

[Handwritten signature]

Signature: [Handwritten signature]

Signature witnessed by: [Handwritten signature]



**RESTRICTED (when complete)**

**WITNESS STATEMENT**

(CJ Act 1967, s.9; MC Act 1980, ss.5A (3) (a) and 5B; Criminal Procedure Rules 2005, Rule 27.1)

URN 

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Statement of : Rhianne BOYCE

Age if under 18 : over 18 (if over 18 insert 'over 18') Occupation : Police Constable 1434

This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false, or do not believe to be true.

Signature:

Date: 4<sup>th</sup> December 2013

Tick if witness evidence is visually recorded  (supply witness details on rear)

On Friday 29<sup>th</sup> November 2013 I was on duty in full police uniform in the company of PC478 KNIGHT.

We had a planned policing operation for underage sales of alcohol and had two children which for the purpose of our operation were named CHILD A and CHILD B

At approximately 2130 hours on the above date, we attended PAULS STOP N SHOP, 54 MONTAGUE STREET, KETTERING.

I stayed in the vehicle whilst PC478 KNIGHT, CHILD A and CHILD B walked across the road and in to PAULS STOP N SHOP.

A few minutes later CHILD A and CHILD B exited the premises and came and sat back in the police vehicle. I was informed that a sale had been made.

I got out of the vehicle and went over to PAULS STOP N SHOP, where PC478 KNIGHT was waiting outside. He informed me that he had witnessed the male behind the counter sell alcohol to the children. He pointed at the male behind the counter, I knew this male to be [REDACTED], [REDACTED] as I had issued him a penalty ticket a few weeks earlier for the same offence.

I entered the shop and explained to [REDACTED] that he had just sold alcohol to people under the age of 18. [REDACTED] stated that this wasn't true and that the people he had sold alcohol to were clearly over 18.

I pointed to a sign above [REDACTED]'s head which stated that anyone that looked under the age of 25 would be asked for identification. I asked [REDACTED] if he thought the children were over 25 and he said that he didn't think that they were.

[REDACTED] continued to argue with me, stating that it wasn't his fault and that other shops sold alcohol to under 18s but we weren't doing anything about that. I tried to explain to him that we had done an operation at a number of shops but he wasn't listening to me.

Licence conditions placed on the shop state that there must be a minimum of two personal licence holders present during late hours. I asked if anyone else was present and he said that there was another licence holder upstairs. I asked [REDACTED] to get the male downstairs to which he went through and shouted.

About ten minutes later, an older man came downstairs. I believe this male is the premise licence holder. This male was very annoyed at [REDACTED] for selling alcohol and said that [REDACTED] should've asked for ID.

[REDACTED] got more wound up at this point and told the male that he couldn't work there anymore and that it wasn't a good job for him to do. [REDACTED] got into his vehicle and drove off, leaving the older male alone in the shop.

Signature:

Signature witnessed by:

## WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

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Statement of: G. HARRISON

Age if under 18: o18 (if over 18 insert 'over 18')

Occupation: Police Sergeant 981

This statement (consisting of \_\_\_\_\_ page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Signature: \_\_\_\_\_ (witness)

Date: 29<sup>th</sup> DECEMBER 2013

At about 2229hrs on Saturday 28<sup>th</sup> DECEMBER 2013 I was on duty in plain clothes on company with Ch Insp 0027 SPENCER. We were on Montagu Street in Kettering when my attention was drawn to a group of about 4 or 5 juveniles who were tripping each other up and generally larking about. As I watched the group, I saw one of the males, who I now believe to be [REDACTED] born [REDACTED] JUNE 1996, walk ahead of the group and enter the shop. He was empty handed at this time.

I would describe [REDACTED] as a white male about 5/10 tall, and slim built. He was wearing a black bobble hat and a white hooded top, and when he went into the shop he was empty handed.

About a minute later [REDACTED] came out of the shop carrying a blue bag. I walked over to [REDACTED] as he was walking away from the shop, and introduced myself as a Police Officer. I then asked him how old he was, to which he replied "SEVENTEEN". I could see that the bag contained a two litre bottle of Omega White Cider, with a suggested retail value of £2.89. I asked [REDACTED] where he got the bottle from and he replied "THAT SHOP THERE". I then asked him how much he paid for it, to which he replied "£2.89 I THINK. WHATEVER IT SAYS ON THE PRICE". I asked him who served him, to which he told me that it was a female in the shop, and then went on to state that there was only one person behind the counter, who was the lady that served him. He agreed to come back to the shop and identify the female to me. At about 2232 hrs I seized the unopened bottle of cider, still in the blue bag, which I present as exhibit GH/1. This exhibit was later booked into the detained property system, ref PR/031356/13

We both went back into the shop, whereupon [REDACTED] identified the female behind the counter there, who I now know as Neelam PAUL, born [REDACTED], as the same person who had sold him the alcohol. I asked her if this was true and she said that it was. I then informed her that he was under 18, to which she replied that [REDACTED] had shown her ID in the past. [REDACTED] denied this, and I asked her if she had asked for ID today, to which she stated that she hadn't.

I then asked if there was anyone else on the premises, to which she stated that the DPS was asleep upstairs. A short while later Mr PAUL, the DPS appeared from upstairs and showed me where the CCTV system was located.

With Mr PAUL's co-operation, at about 2300hrs I viewed the CCTV footage of the sale, which clearly showed [REDACTED] walk into the shop and select what appeared to be two bottles of cider off the chiller shelf at the back of the shop and place them on the counter. He then handed some money across the counter to Ms PAUL before going again to the back of the shop and putting one of the bottles back on the shelf as Ms PAUL placed the other bottle in a blue plastic bag. [REDACTED] then returned to the counter and Ms PAUL handed the bag containing the bottle over the counter to [REDACTED], who left immediately after. It should be noted that the time shown on the CCTV system is one hour in front of the actual time of the offence, so the system shows the offence occurring at 2330hrs on 28<sup>th</sup> DECEMBER 2013. I was not able to obtain a copy of the footage at the time of my initial viewing, as I did not have a USB data capture device available to me at the time, but Mr PAUL assured me that he was not able to remove any data from the system, which would hold the footage for 28 days.



Adrian Lee, BPhil LLB MPhil MA  
Chief Constable

**Police Headquarters  
Wootton Hall  
Northampton  
NN4 0JQ**

Tel: 101 Ext 344597  
Switchboard: 101  
Direct Line Fax: (01604) 888594  
If calling from outside the county please ring 03000 111 222

AL/vk/Delegated Authorities/Licensing - 14.10.13

14 October 2013

**DELEGATION OF POWERS/RESPONSIBILITIES  
Licensing Act 2003**

As the Chief Constable of Northamptonshire Police, I hereby delegate responsibility and authorise the following officers to act on my behalf with regard to representations made by Northamptonshire Police to licensing authorities across the county of Northamptonshire.

Authorised officers are:

Licensing Sergeant: PS 1056 Mark Worthington

Licensing Constables: PC 1048 Kevin Murphy  
PC 113 David Bryan

Other Officers:  
(qualified to perform the role)

Chief Inspector X27 Dave Spencer  
Inspector X52 Vaughan Clarke  
PS 981 Greg Harrison  
PS 1128 Ian Fletcher  
PC 290 Christopher Puddephatt  
PC 792 Andy Glover

A handwritten signature in black ink that reads "Adrian Lee".

**ADRIAN LEE**  
Chief Constable

RESTRICTED (when complete)

WITNESS STATEMENT

(CJ Act 1967, s.9; MC Act 1980, ss.5A(3) (a) and 5B; MC Rules 1981, r.70)

URN

Four empty boxes for URN

Statement of: KEVIN JOHN MURPHY

Age if under 18: 018 (if over 18 insert 'over 18')

Occupation: POLICE CONSTABLE 1048

This statement (consisting of <sup>ONE</sup> page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it, which I know to be false, or do not believe to be true.

Signature:

Handwritten signature: P. W. M.

Date:

Handwritten date: 08 JAN '14

Tick if witness evidence is visually recorded  (supply witness details on rear)

I am currently a Police Licensing Officer and have been in this role for the last four years. My role is within the Community Safety Department of Northants Police and I deal with all liquor licensing issues. I have received external training and I have the 'BIIAB Level 2 National Certificate for Licensing Practitioners', the BIIAB Level 2 National Certificate for Licensing Practitioners (Gambling), the BIIAB Level 2 Certificate for Personal Licence Holders and the BIIAB National Certificate for Designated Premises Supervisors.

On the 08<sup>TH</sup> JANUARY 2014 I served an application to review the Premises Licence for;

PAULS STOP + SHOP MONTAGU ST, KETTERING.

With regard to Regulation 29 of the LA 2003 (PL and CPC) Regs 2005, the Premises Licence Holder and all relevant Responsible Authorities were served with a copy of this application by way of first class post on the same day.

Signature:

Handwritten signature: P. W. M.

Signature witnessed by: