



Jacqui Sinnott-Lacey
Chief Operating Officer

52 Derby Street
Ormskirk
West Lancashire
L39 2DF

Thursday, 19 January 2023

TO: COUNCILLORS J MEE, G JOHNSON AND R MOLLOY

Dear Councillor,

A meeting of the **LICENSING & GAMBLING SUB-COMMITTEE** will be held in the **COUNCIL CHAMBER, 52 DERBY STREET, ORMSKIRK L39 2DF** on **MONDAY, 30 JANUARY 2023** at **10.30 AM** at which your attendance is requested.

Yours faithfully

A handwritten signature in black ink, appearing to be 'J. Sinnott-Lacey', written over a horizontal line.

Jacqui Sinnott-Lacey
Chief Operating Officer

AGENDA
(Open to the Public)

1. **APOLOGIES**
2. **MEMBERSHIP OF THE COMMITTEE**
To be apprised of any changes to the membership of the Sub – Committee in accordance with Council Procedure Rule 4.
3. **URGENT BUSINESS**
Note: No other business is permitted unless, by reason of special circumstances, which shall be specified at the meeting, the Chairman is of the opinion that the item(s) should be considered as a matter of urgency.

- 4. DECLARATIONS OF PARTY WHIP**
Party Whips are not to be used by this Committee in respect of functions concerning the determination of new Licence Applications, Revocations and Appeals. When considering any other matter which relates to a decision of the Cabinet, in accordance with Regulatory Committee Procedure Rule 9, Members must declare the existence of the Committee's deliberations on the matter.
- 5. DECLARATIONS OF INTEREST** 89 - 90
If a Member requires advice on Declarations of Interest, he/she is advised to contact the Legal and Democratic Services Manager in advance of the meeting. (For the assistance of Members a checklist for use in considering their position on any particular item is included at the end of this agenda sheet).
- 6. MINUTES** 91 - 98
To note the Minutes of the meeting held on 18 July 2022 and 21 July 2022.
- 7. LICENSING HEARING PROCEDURE** 99 - 100
- 8. APPLICATION FOR THE REVIEW OF A PREMISES LICENCE IN RESPECT OF ORMSKIRK SUPERSTORE, 16 AUGHTON STREET, ORMSKIRK** 101 - 280
To consider the report of the Corporate Director of Place and Community.

We can provide this document, upon request, on audiotape, in large print, in Braille and in other languages.

FIRE EVACUATION PROCEDURE: Please see attached sheet.

MOBILE PHONES: These should be switched off or to 'silent' at all meetings.

For further information, please contact:-
Kirsty Breakell on 01695 583312
Or email kirsty.breakell@westlancs.gov.uk

**FIRE EVACUATION PROCEDURE FOR:
COUNCIL MEETINGS WHERE OFFICERS ARE PRESENT
(52 DERBY STREET, ORMSKIRK)**

PERSON IN CHARGE: Most Senior Officer Present
ZONE WARDEN: Member Services Officer / Lawyer
DOOR WARDEN(S) Usher / Caretaker

IF YOU DISCOVER A FIRE

1. Operate the nearest **FIRE CALL POINT** by breaking the glass.
2. Attack the fire with the extinguishers provided only if you have been trained and it is safe to do so. **Do not** take risks.

ON HEARING THE FIRE ALARM

1. Leave the building via the **NEAREST SAFE EXIT**. **Do not stop** to collect personal belongings.
2. Proceed to the **ASSEMBLY POINT** on the car park and report your presence to the **PERSON IN CHARGE**.
3. **Do NOT** return to the premises until authorised to do so by the **PERSON IN CHARGE**.

NOTES:

Officers are required to direct all visitors regarding these procedures i.e. exit routes and place of assembly.

The only persons not required to report to the Assembly Point are the Door Wardens.

CHECKLIST FOR PERSON IN CHARGE

1. Advise other interested parties present that you are the person in charge in the event of an evacuation.
2. Make yourself familiar with the location of the fire escape routes and inform any interested parties of the escape routes.
3. Make yourself familiar with the location of the assembly point and inform any interested parties of that location.
4. Make yourself familiar with the location of the fire alarm and detection control panel.
5. Ensure that the zone warden and door wardens are aware of their roles and responsibilities.
6. Arrange for a register of attendance to be completed (if considered appropriate / practicable).

IN THE EVENT OF A FIRE, OR THE FIRE ALARM BEING SOUNDED

1. Ensure that the room in which the meeting is being held is cleared of all persons.
2. Evacuate via the nearest safe Fire Exit and proceed to the **ASSEMBLY POINT** in the car park.
3. Delegate a person at the **ASSEMBLY POINT** who will proceed to **HOME CARE LINK** in order to ensure that a back-up call is made to the **FIRE BRIGADE**.
4. Delegate another person to ensure that **DOOR WARDENS** have been posted outside the relevant Fire Exit Doors.

5. Ensure that the **ZONE WARDEN** has reported to you on the results of his checks, **i.e.** that the rooms in use have been cleared of all persons.
6. If an Attendance Register has been taken, take a **ROLL CALL**.
7. Report the results of these checks to the Fire and Rescue Service on arrival and inform them of the location of the **FIRE ALARM CONTROL PANEL**.
8. Authorise return to the building only when it is cleared to do so by the **FIRE AND RESCUE SERVICE OFFICER IN CHARGE**. Inform the **DOOR WARDENS** to allow re-entry to the building.

NOTE:

The Fire Alarm system will automatically call the Fire Brigade. The purpose of the 999 back-up call is to meet a requirement of the Fire Precautions Act to supplement the automatic call.

CHECKLIST FOR ZONE WARDEN

1. Carry out a physical check of the rooms being used for the meeting, including adjacent toilets, kitchen.
2. Ensure that **ALL PERSONS**, both officers and members of the public are made aware of the **FIRE ALERT**.
3. Ensure that **ALL PERSONS** evacuate **IMMEDIATELY**, in accordance with the **FIRE EVACUATION PROCEDURE**.
4. Proceed to the **ASSEMBLY POINT** and report to the **PERSON IN CHARGE** that the rooms within your control have been cleared.
5. Assist the **PERSON IN CHARGE** to discharge their duties.

It is desirable that the **ZONE WARDEN** should be an **OFFICER** who is normally based in this building and is familiar with the layout of the rooms to be checked.

INSTRUCTIONS FOR DOOR WARDENS

1. Stand outside the **FIRE EXIT DOOR(S)**
2. Keep the **FIRE EXIT DOOR SHUT**.
3. Ensure that **NO PERSON**, whether staff or public enters the building until **YOU** are told by the **PERSON IN CHARGE** that it is safe to do so.
4. If anyone attempts to enter the premises, report this to the **PERSON IN CHARGE**.
5. Do not leave the door **UNATTENDED**.

Agenda Item 5

MEMBERS INTERESTS 2012

A Member with a disclosable pecuniary interest in any matter considered at a meeting must disclose the interest to the meeting at which they are present, except where it has been entered on the Register.

A Member with a non pecuniary or pecuniary interest in any business of the Council must disclose the existence and nature of that interest at commencement of consideration or when the interest becomes apparent.

Where sensitive information relating to an interest is not registered in the register, you must indicate that you have an interest, but need not disclose the sensitive information.

Please tick relevant boxes

Notes

	General		Notes
1.	I have a disclosable pecuniary interest.	<input type="checkbox"/>	<i>You cannot speak or vote and must withdraw unless you have also ticked 5 below</i>
2.	I have a non-pecuniary interest.	<input type="checkbox"/>	<i>You may speak and vote</i>
3.	I have a pecuniary interest because it affects my financial position or the financial position of a connected person or, a body described in 10.1(1)(i) and (ii) and the interest is one which a member of the public with knowledge of the relevant facts, would reasonably regard as so significant that it is likely to prejudice my judgement of the public interest or it relates to the determining of any approval consent, licence, permission or registration in relation to me or a connected person or, a body described in 10.1(1)(i) and (ii) and the interest is one which a member of the public with knowledge of the relevant facts, would reasonably regard as so significant that it is likely to prejudice my judgement of the public interest	<input type="checkbox"/> <input type="checkbox"/>	<i>You cannot speak or vote and must withdraw unless you have also ticked 5 or 6 below</i> <i>You cannot speak or vote and must withdraw unless you have also ticked 5 or 6 below</i>
4.	I have a disclosable pecuniary interest (Dispensation 20/09/16) or a pecuniary interest but it relates to the functions of my Council in respect of: (i) Housing where I am a tenant of the Council, and those functions do not relate particularly to my tenancy or lease. (ii) school meals, or school transport and travelling expenses where I am a parent or guardian of a child in full time education, or are a parent governor of a school, and it does not relate particularly to the school which the child attends. (iii) Statutory sick pay where I am in receipt or entitled to receipt of such pay. (iv) An allowance, payment or indemnity given to Members (v) Any ceremonial honour given to Members (vi) Setting Council tax or a precept under the LGFA 1992	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<i>You may speak and vote</i> <i>You may speak and vote</i> <i>You may speak and vote</i> <i>You may speak and vote</i> <i>You may speak and vote</i> <i>You may speak and vote</i>
5.	A Standards Committee dispensation applies (relevant lines in the budget – Dispensation 15/09/20 – 14/09/24)	<input type="checkbox"/>	<i>See the terms of the dispensation</i>
6.	I have a pecuniary interest in the business but I can attend to make representations, answer questions or give evidence as the public are also allowed to attend the meeting for the same purpose	<input type="checkbox"/>	<i>You may speak but must leave the room once you have finished and cannot vote</i>

'disclosable pecuniary interest' (DPI) means an interest of a description specified below which is your interest, your spouse's or civil partner's or the interest of somebody who you are living with as a husband or wife, or as if you were civil partners and you are aware that that other person has the interest.

Interest

Employment, office, trade, profession or vocation

Sponsorship

Prescribed description

Any employment, office, trade, profession or vocation carried on for profit or gain.

Any payment or provision of any other financial benefit (other than from the relevant authority) made or provided within the relevant period in respect of any expenses incurred by M in carrying out duties as a member, or towards the election expenses of M.

	This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.
Contracts	Any contract which is made between the relevant person (or a body in which the relevant person has a beneficial interest) and the relevant authority— (a) under which goods or services are to be provided or works are to be executed; and (b) which has not been fully discharged.
Land	Any beneficial interest in land which is within the area of the relevant authority.
Licences	Any licence (alone or jointly with others) to occupy land in the area of the relevant authority for a month or longer.
Corporate tenancies	Any tenancy where (to M's knowledge)— (a) the landlord is the relevant authority; and (b) the tenant is a body in which the relevant person has a beneficial interest.
Securities	Any beneficial interest in securities of a body where— (a) that body (to M's knowledge) has a place of business or land in the area of the relevant authority; and (b) either— (i) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or (ii) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

"body in which the relevant person has a beneficial interest" means a firm in which the relevant person is a partner or a body corporate of which the relevant person is a director, or in the securities of which the relevant person has a beneficial interest; "director" includes a member of the committee of management of an industrial and provident society;

"land" excludes an easement, servitude, interest or right in or over land which does not carry with it a right for the relevant person (alone or jointly with another) to occupy the land or to receive income; "M" means a member of a relevant authority;

"member" includes a co-opted member; "relevant authority" means the authority of which M is a member;

"relevant period" means the period of 12 months ending with the day on which M gives notice to the Monitoring Officer of a DPI;

"relevant person" means M or M's spouse or civil partner, a person with whom M is living as husband or wife or a person with whom M is living as if they were civil partners;

"securities" means shares, debentures, debenture stock, loan stock, bonds, units of a collective investment scheme within the meaning of the Financial Services and Markets Act 2000 and other securities of any description, other than money deposited with a building society.

'non pecuniary interest' means interests falling within the following descriptions:

- 10.1(1)(i) Any body of which you are a member or in a position of general control or management and to which you are appointed or nominated by your authority;
- (ii) Any body (a) exercising functions of a public nature; (b) directed to charitable purposes; or (c) one of whose principal purposes includes the influence of public opinion or policy (including any political party or trade union), of which you are a member or in a position of general control or management;
- (iii) Any easement, servitude, interest or right in or over land which does not carry with it a right for you (alone or jointly with another) to occupy the land or to receive income.
- 10.2(2) A decision in relation to that business might reasonably be regarded as affecting your well-being or financial position or the well-being or financial position of a connected person to a greater extent than the majority of other council tax payers, ratepayers or inhabitants of the ward, as the case may be, affected by the decision.

'a connected person' means

- (a) a member of your family or any person with whom you have a close association, or
- (b) any person or body who employs or has appointed such persons, any firm in which they are a partner, or any company of which they are directors;
- (c) any person or body in whom such persons have a beneficial interest in a class of securities exceeding the nominal value of £25,000; or
- (d) any body of a type described in sub-paragraph 10.1(1)(i) or (ii).

'body exercising functions of a public nature' means

Regional and local development agencies, other government agencies, other Councils, public health bodies, council-owned companies exercising public functions, arms length management organisations carrying out housing functions on behalf of your authority, school governing bodies.

A Member with a personal interest who has made an executive decision in relation to that matter must ensure any written statement of that decision records the existence and nature of that interest.

NB Section 21(13) of the LGA 2000 overrides any Code provisions to oblige an executive member to attend an overview and scrutiny meeting to answer questions.

Agenda Item 6

LICENSING & GAMBLING SUB-COMMITTEE

HELD: Monday, 18 July 2022

Start: 10.35 am

Finish: 1.05 pm

PRESENT:

Councillor: J Mee (Chairman)

Councillors: G Johnson G Owen

In attendance: Mr Stuart MacFarlane, Director & Designated Premises Supervisor.
(Applicant)

Councillor In Attendance: Councillor Dowling, Portfolio Holder for Communities & Community Safety. (Objector)
Councillor Patel, Upholland Ward Councillor

Officers: Kay Lovelady, Legal & Democratic Services Manager
Michaela Murray, Senior Licensing Officer
Kirsty Breakell, Democratic Services Officer
Andrew Smith, Legal Assistant
Adam Smith, Business Support Assistant
Millie Pendleton, Work Experience

1 **APOLOGIES**

There were no apologies received.

2 **MEMBERSHIP OF THE COMMITTEE**

There were no changes to the Membership of the Committee.

3 **URGENT BUSINESS**

There were no urgent items of business.

4 **DECLARATIONS OF PARTY WHIP**

There were no Declarations of Party Whip

5 **DECLARATIONS OF INTEREST**

There were no Declarations of Interest.

6 **MINUTES**

RESOLVED: That the minutes of the meeting held on 3 May 2022 be noted.

7 **LICENSING HEARING PROCEDURE**

The Legal & Democratic Services Manager briefed everyone on the hearing procedure.

8 **APPLICATION FOR THE VARIATION OF A PREMISES LICENCE IN RESPECT OF THE OLD POST OFFICE**

Consideration was given to the report of the Corporate Director of Place and Community as contained on pages 11 to 38 of the Book of Reports in respect of an Application for the Variation of a Premises Licence from Mr Stuart MacFarlane (the Applicant) submitted under Section 34 of the Licensing Act 2003 (the 2003 Act). This application was in respect of The Old Post Office, Aughton Street, Ormskirk, West Lancashire L39 8BH (the Premises).

In reaching its decision, the Sub-Committee took account of the following:

- Oral evidence presented in connection with the hearing
- The Four Licensing Objectives

RESOLVED: Subject to the correction in the application keeping the terminal hour for the sale and supply of alcohol to 01.30 the application was **granted as applied for**.

.....
Chairman

PRESENT:

Councillor: N Furey (Chairman)
 J Mee (Vice Chairman)

Councillors: G Owen

Officers: Kay Lovelady, Legal & Democratic Services Manager
 Kirsty Breakell, Democratic Services Officer
 Andrew Smith, Legal Assistant / Acting Licensing Offer.
 Claire Kelly, Principal Solicitor
 Adam Smith, Business Support Assistant

1 **APOLOGIES**

There were no apologies received.

2 **MEMBERSHIP OF THE COMMITTEE**

There were no changes to the Membership of the Committee.

3 **URGENT BUSINESS**

There were no urgent items of business.

4 **DECLARATIONS OF PARTY WHIP**

There were no Declarations of Party Whip.

5 **DECLARATIONS OF INTEREST**

There were no Declarations of Interest.

6 **MINUTES**

There were no minutes to receive.

7 **LICENSING HEARING PROCEDURE**

The Legal & Democratic Services Manager briefed everyone on the hearing procedure.

8 **APPLICATION FOR A NEW PREMISES LICENCE IN RESPECT OF ORMSKIRK INDOOR MARKET**

Consideration was given to the report of the Corporate Director Of Place and Community as contained on pages 43 to 88 of the Book of Reports in respect of an Application for a new Premises Licence from Ormskirk Market Limited (the

LICENSING & GAMBLING SUB-COMMITTEE HELD: Thursday, 21 July 2022

Applicant) submitted under Section 34 of the Licensing Act 2003 (the 2003 Act). This application was in respect of Ormskirk Indoor Market, Moorgate, Ormskirk, West Lancashire L39 4RT (the Premises).

RESOLVED:

APPLICATION GRANTED SUBJECT TO THE FOLLOWING:

ADDITIONAL CONDITIONS:

In addition to the Conditions proposed by the Police and Environmental Protection and accepted by the Applicant, the following conditions should be applied to the Premises Licence:

1. That contact details of the Designated Premises Supervisor and the Premises Licence Holder shall be made available to staff and Responsible Authorities at all times.
2. That a contact telephone number for the premises will be displayed on the front window/door of the Premises to allow anyone who wishes to report an issue directly to the premises to do so. The said telephone must remain operational at all times licensable activities are taking place.

POLICE CONDITIONS

1. A documented Challenge 25 scheme will be the adopted Age Verification Policy operated at the premises. The Challenge 25 scheme will be actively promoted and advertised at the premises and suitable signage will be in place. Any person purchasing alcohol, who appears to be under 25 years of age, shall be asked to provide acceptable identification to prove that they are 18 years of age or over. Failure to supply such identification will result in no sale or supply of alcohol to that person and the refusal shall be recorded in the dedicated Refusals Register which must be made available for inspection by any responsible authority upon request

Acceptable forms of identification: -

- a) Photo Driving Licence
- b) Passport
- c) National, including EU Identity Cards
- d) A PASS accredited holographic proof of age card
- e) Any other identification agreed with police licensing

The DPS or nominated person shall ensure that all staff members involved in the sale of alcohol are trained upon commencing employment and refresher training delivered at least one per annum or upon the request of any responsible authority. The training records shall be kept on site and shall be produced for viewing upon the request of any responsible authority.

2. The premises shall operate and maintain a digital CCTV system which shall be in use during all times licensable activities are taking place at the premises and comply as follows: -

- a) The system shall cover all entrances, exits and emergency exits from the premises, in addition to providing recordings from all internal and external areas of the premises used to supply or consume licensed products
- b) The focus of the camera(s) shall be positioned to enable clear identification of persons on the premises
- c) The system will be capable of making correct time and date stamped recordings and retaining said recordings for at least 28 days
- d) The Data Controller shall make footage available for viewing and downloading to a Police Officer or authorised officer where such a request is made in accordance with the principles of the Data Protection Act or any subsequent or alternative legislation
- e) Signage advising that CCTV is in operation will be displayed

3. Whenever the premises trade beyond midnight for the sale of alcohol, the number of door supervisors employed at the premises will be as follows: -

- a) Sunday, to Wednesday – The DPS or a nominated person shall carry out a risk assessment of the premises to determine whether door supervisors are required.
- b) Thursday, to Saturday – There shall be a minimum of 2 SIA registered door supervisors employed from 2000hrs until close of premises. The DPS or a nominated person shall carry out a risk assessment of the premises to determine whether further door supervisors are required.
- c) Any bank holiday, public holiday or day preceding these – There shall be a minimum of 2 SIA registered door supervisors employed from 2000hrs until close of premises. The DPS or nominated person shall carry out a risk assessment of the premises to determine whether further door supervisors are required.
- d) The risk assessment for the provision of door supervisors shall be a written one.

Such risk assessment shall be conducted for the normal running of the business and shall be carried out on a not less than yearly basis. All risk assessments shall be kept on the premises for 12 months from the date of assessment and shall be produced to Responsible Authority Officer or Police Officer on request.

4. Any sales of alcohol made for consumption off the premises will be made in a sealed container

5. Notices shall be displayed at public exits, in a clear prominent position, requesting that patrons respect the needs of local residents and leave the premises and area quietly

6. The premises shall have a written drug policy detailing measures taken to enforce

a zero tolerance towards drugs.

7. An incident log shall be kept on the premises to record any notable incidents, such as a report of crime and disorder, evidence or suspicion of drug related activity and any requests made for persons to leave the premises. The log should record the date and time, the nature of the incident and the person recording it, the outcome or action taken and a police log number if appropriate. Entries should be completed as soon as possible, and in all cases, no later than the close of business on the day of the incident. The written record shall be available for inspection by any responsible authority upon request.

8. All members of staff employed by the premises shall undertake vulnerabilities training at least once per annum, the training shall include but not limited to personal safety, drink safety and serving alcohol to those that are drunk.

ENVIRONMENTAL PROTECTION CONDITIONS

- 1) All external doors and windows shall be kept closed when regulated entertainment is being provided after 23.00 hours, except in the event of an emergency.
- 2) All doors located in an area where regulated entertainment takes place which lead to any external areas shall be fitted with a self-closing device.
- 3) All doors located in an area where regulated entertainment takes place which lead to any external areas shall be lobbied.
- 4) No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises that gives rise to a nuisance to any nearby business or resident
- 5) The volume of all amplified sound used in connection with all entertainment provided shall at all times be under the control of the licensee or management and the controlling mechanism so installed shall be maintained and operated from a part of the premises inaccessible to the public.
- 6) While live or recorded music or other entertainment takes place, the licensee or management shall undertake regular monitoring of noise levels at the nearest noise-sensitive locations. A record shall be kept of any monitoring, including the date, time and location of monitoring; the name of the monitor; and any action taken. Records shall be kept for no less than six months and shall be made available upon request by a police officer or an authorised officer of West Lancashire Borough Council.
- 7) Any outside bar areas shall cease in the supply of alcohol between the hours of 00.00 and 09.00 hours.
- 8) Any outside seating areas used for the consumption of alcohol shall be closed between the hours of 00.30 and 09.00 hours, inclusive of a 30 minute drinking

up period from 00.00 to 00.30.

- 9) No music or speech shall be relayed via external speakers (included those within mounted televisions or monitors) other than for events where the prior approval of the Licensing Authority has been obtained, save for the purposes of playing any incidental background music not at a level considered to cause nuisance to nearby residents.
- 10) Notices shall be displayed at public exits, in a clear and prominent position, requesting that patrons respect the needs of local residents and leave the premises and the area quietly.
- 11) The Designated Premises Supervisor and other members of staff to request customers to leave quietly and have respect for their residential neighbours.
- 12) No deliveries will take place between the hours of 21.00 and 08.00 hours.
- 13) The placing of refuse, such as bottles, into receptacles outside the premises shall take place between 08.00 and 21.00 hours only, so as to prevent disturbance to nearby premises.
- 14) The Designated Premises Supervisor shall ensure that staff arriving early morning or departing late at night when the business has ceased trading conduct themselves in such a manner to avoid disturbance to nearby residents.
- 15) The Designated Premises Supervisor or nominated person shall regularly monitor levels of noise in any outside area used for smoking and advise customers of the need to respect local residents where appropriate. Any patrons continuing to cause any disturbance or disorder will be asked to leave the premises.
- 16) Half an hour before the premises is due to close, the volume and tempo of any regulated entertainment shall be reduced.

.....
Chairman



WEST LANCASHIRE BOROUGH COUNCIL

LICENSING SUB COMMITTEE

HEARING PROCEDURE

1. The Chairman introduces the Members and the main Officers.
2. The Chairman invites the other parties to the hearing to introduce themselves.
3. The Chairman refers to this procedure, which will be followed.
(NB. The Chairman will explain that he will allow the parties to proceed without specific time constraints).
4. The Chairman asks the Director Leisure and Wellbeing (or their representative) to outline the application.
5. Applicant's case
 - (a) The Applicant (or representative) will present their case. This will include general opening remarks followed by calling witnesses.
 - (b) The other parties to the hearing may then ask questions of the Applicant and witnesses, commencing with each Responsible Authority (if present) and concluding with the Sub-Committee.
6. Relevant representations – Responsible Authorities (if present)
 - (a) Each Responsible Authority (or representative) will present their case. This will include general opening remarks followed by calling witnesses.
 - (b) The other parties to the hearing may then ask questions of each Responsible Authority and witnesses, commencing with the Applicant and concluding with the Sub-Committee.
7. Relevant Representations – Interested Parties (if present)
 - (c) Interested Parties will be asked by the Chairman if they wish to elect a spokesperson or representative (or speak individually). Interested Parties will present their case. This will include general opening remarks followed by calling witnesses.

- (d) The other parties to the hearing may then ask questions of the Interested Parties and witnesses, commencing with the Applicant and concluding with the Sub-Committee.
- 8. If several representations (objections) have been received, Interested Parties may question the Applicant and witnesses in turn in an order to be determined by the Chairman. The same order will follow when it comes to the Interested Parties being questioned.
- 9. The Chairman to ask all parties and the Sub-Committee if they have any further relevant questions or comments arising from the hearing.
- 10. Interested Parties, Responsible Authorities and the Applicant to make their closing address in that order (so that the Applicant has the final say).
- 9. The Chairman will ask the Legal Adviser whether there are any other matters to be raised or resolved before the hearing is closed for deliberations.
- 10. The Sub-Committee will retire to determine the application calling the Legal Advisor and Member Services Officer as needed.
- 11. When the Sub-Committee returns the Chairman will announce the decision and give reasons. All parties to the hearing will receive confirmation of the decision in writing within five working days.

End.

If any of the parties, representative or observers, wish to discuss any matters relating to the hearing, Officers will be available at the conclusion of the hearing.



AGENDA ITEM:

LICENSING SUB-COMMITTEE

Report of: Corporate Director Of Place and Community

Contact for further information: Samantha Jordan (Extn 3231)

(E-mail: Samantha.jordan@westlancs.gov.uk)

SUBJECT: APPLICATION FOR THE REVIEW OF A PREMISES LICENCE IN RESPECT OF ORMSKIRK SUPERSTORE, 16 AUGHTON STREET, ORMSKIRK

Borough wide interest

1.0 PURPOSE OF REPORT

1.1 To consider an application under the Licensing Act 2003 (the Act) for the Review of a Premises Licence in respect of Ormskirk Superstore, 16 Aughton Street, Ormskirk L39 3BW

2.0 RECOMMENDATIONS

2.1 The Sub-Committee's instructions are requested.

3.0 PREMISES INFORMATION

3.1 Address of Premises: Ormskirk Superstore
16 Aughton Street
Ormskirk
L39 3BW

3.2 Premises Licence Holder: Mr Farhad Salehi
8 Zetland Street
Southport
PR9 OSB

3.3 Designated Premises Supervisor: Mr Farhad Salehi
8 Zetland Street
Southport
PR9 OSB

4.0 BACKGROUND INFORMATION

- 4.1 The Premises Licence held in respect of Ormskirk Superstore, 16 Aughton Street, Ormskirk is attached as Appendix 1 to this report.
- 4.2 A location plan of the premises and the surrounding area is attached as Appendix 2 to this report.
- 4.3 Members will recall that on 5 January 2022 Lancashire County Council Trading Standards Service submitted an application for the Review of the Premises Licence in respect of Ormskirk Superstore, 16 Aughton Street, Ormskirk, L39 3BW. A Review Hearing was held on the 28 February 2022 and the decision is attached as Appendix 3 to this report.

5.0 THE APPLICATION FOR REVIEW

- 5.1 In accordance with the Act, on 8 November 2022 Lancashire Constabulary submitted an application for the Review of the Premises Licence in respect of Ormskirk Superstore, 16 Aughton Street, Ormskirk. The grounds for the Review as stated in the application are:

"This application for review is submitted by Lancashire Constabulary, since August 2022 Lancashire Constabulary have visited the premises several times with West Lancashire Borough Council Licensing and Lancashire Trading Standards. The findings on the visits have been multiple non-compliance of the premises licence conditions, instances of illicit tobacco being seized, a large metal "kebab skewer" being recovered from behind the till area, alcohol sales being made outside authorised hours and CCTV showed staff splitting a packet of cigarettes before putting a cigarette in the mouth of 3 persons who appear under the age of 18 and lighting one of them.

The licensing objectives of The Prevention of Crime & Disorder and Protection of Children From Harm are being undermined at the premises. "

- 5.2 A copy of the full application for review is attached as Appendix 4 to this report.
- 5.3 On 17 November 2022 Lancashire Constabulary submitted a 38-page report detailing their representation. This is attached as Appendix 5 to this report.
- 5.4 On 30 November 2022 following an unannounced inspection to Ormskirk Superstore on 26 November Lancashire Constabulary submitted further information in respect of the representation, this is attached as Appendix 6 to the report. Along with this information Lancashire Constabulary also submitted body cam footage and stills taken from the body cam footage from the 26 November 2022 unannounced inspection. The stills are attached as Appendix 7a, 7b and 7c to this report. The body cam footage will be shown at the hearing.
- 5.3 In accordance with Section 51(3) of the Act, the relevant Notices detailing the aforementioned grounds for Review were displayed on the premises thereof giving interested parties and responsible authorities, the right to make

representations regarding the application for Review. The notice was also published on the Council's website. The Premises Licence Holder and Designated Premises Supervisor have been forwarded copies of the application for Review.

6.0 RELEVANT REPRESENTATIONS

- 6.1 A representation has been received from Lancashire County Council Trading Standards Service. The representation has been made under the crime and disorder and protection of children from harm objectives. A copy of this representation is attached as Appendix 8 to this report. Further information was received from Lancashire County Council Trading Standards Service relating to a visit to the premises on 16 December 2022, this is attached as Appendix 9 to this report.
- 6.2 A representation has been received from a Ward Councillor on behalf of members of the public. The representation has been made under the crime and disorder and protection of children from harm objectives. A copy of this representation is attached as Appendix 10 to this report.

7.0 ADDITIONAL INFORMATION

- 7.1 A Senior Licensing Officer visited the premises on 7 September 2022, at the time of inspection there were a number of licence conditions that were not being implemented. The details are attached to this report as Appendix 11.
- 7.2 The premises licence holder has submitted numerous emails, images and video footage to Officers that he may choose to present at the hearing. The licence holder has been contacted via email and telephone to ascertain which evidence he intends to refer to at the hearing however at the time of writing this report this clarification has not been received. This evidence has been compiled in the event the premises licence holder wishes to refer to it at the time of the hearing. The evidence consists of a series of emails, including photographs and 17 videos, between the premises licence holder and Officers between 13th December 2022 and 22th December 2022. This email communication has been attached as Appendix 12 and the individual emails, photographs and videos will be made available at the time of the hearing. For full details of this evidence, please contact the premises licence holder directly.
- 7.3 This hearing was deferred from the original date of 4th January 2023 as the premises licence holder requested a Kurdish Sorani translator to be present at the hearing. This has now been arranged by the Licensing Service.

8.0 LICENSING POLICY AND LEGAL CONSIDERATIONS

- 8.1 The Licensing Authority must have regard to the provisions of the Act. In addition, Section 4 of the Act provides that a Licensing Authority must have regard to its Statement of Licensing Policy and to the guidance issued by the Secretary of State under Section 182 of the Act.

- 8.2 The Council's Licensing Policy provides that licence holders should be given sufficient warning of any concerns regarding problems, which have been identified at the premises, and the need to make improvements. Licensees are expected to respond to such warning and implement the necessary remedial action. The message is clear that any failure to respond to such warnings would more than likely lead to a request for review of the licence.
- 8.3 As Members will be aware, the four licensing objectives are as follows:
- The Prevention of Crime and Disorder
 - Public Safety
 - Prevention of Public Nuisance
 - The Protection of Children from Harm
- 8.4 The Act provides that before determining a review application, the Licensing Authority must hold a hearing to consider it and relevant representations.
- 8.5 The Licensing Authority in determining a review application, having had regard to the application and any representations, may take the following steps if it considers it necessary for the promotion of the licensing objective:
- (i) Modify the conditions of the licence
 - (ii) Exclude a licensable activity from the scope of the licence
 - (iii) Remove the Designates Premises Supervisor
 - (iv) Suspend the licence for a period not exceeding three months
 - (v) Revoke the licence
- 8.6 In deciding which of the powers to use it is expected that the Licensing Authority should, as far as possible, seek to establish the causes of the concerns that the representations identify. Any action the Committee may wish to take should generally be directed at these causes and should always be no more than an appropriate response in the cause of promoting the licensing objectives.
- 8.7 In particular, Members' attention is drawn to the following sections of the Policy, which must be read in conjunction with this report:

Section 4.0	Prevention of Crime & Disorder	pages 10/12
Section 12.0	Reviews and suspension	pages 37/39
Section 13.0	Appeals	pages 40

9.0 HUMAN RIGHTS ACT IMPLICATIONS

- 9.1 The Human Rights Act 1988 makes it unlawful for a Local Authority to act in a way that is incompatible with the European Convention on Human Rights. The Council will have particular regard to the following convention rights;

Article 6

that in the determination of civil rights and obligations everyone is entitled to a fair public hearing within a reasonable time by an independent and impartial tribunal established by law;

Article 8

that everyone has the right to respect for his home and family life;

Article 1 of the First Protocol

that every person is entitled to the peaceful enjoyment of his/her possessions including for example, possession of a licence.

10.0 SUSTAINABILITY IMPLICATIONS

10.1 The Council’s Licensing Policy (required under the Act), which underpins the Committee’s decision, impacts upon many areas within the Community. The Committee must balance the Licensing Objectives contained in the Policy to ensure these impacts are suitably controlled.

11.0 FINANCIAL AND RESOURCE IMPLICATIONS

11.1 No additional financial or other resources are required.

12.0 RISK ASSESSMENT

12.1 The Council has a legal duty to administer the Act and is under a legal duty to determine the matter contained in this report. A failure to determine this matter would result in potential legal challenge.

13.0 HEALTH AND WELLBEING IMPLICATIONS

13.1 There are no health and wellbeing implications arising from this report.

Background Documents

There are no background documents (as defined in Section 100 D (5) of the Local Government Act 1972) have been relied on to a material extent in the preparation of this report.

Equality Impact Assessment

The decision does not have any direct impact on members of the public, employees, elected members and / or stakeholders. Therefore no Equality Impact Assessment is required.

Appendices

Premises licence	(Appendix 1)
Location Plan	(Appendix 2)
Decision of Review hearing 28 February 2022	(Appendix 3)
Application for Review	(Appendix 4)
Lancashire Constabulary 38-page report	(Appendix 5)
Lancashire Constabulary Information following unannounced visit	(Appendix 6)

Still images taken from body cam (Appendix 7a 7b 7c)
Lancashire County Council Trading Standards Representation (Appendix 8)
Lancashire County Council Trading Standards-Further information (Appendix 9)
Ward Councillor Representation (Appendix 10)
Licensing Service Visit information (Appendix 11)
Emails and photographs shared by the premises licence holder between 13/12/2022
and 22/12/2022

(Appendix

12)



West Lancashire Borough Council

HOUSING AND REGULATORY SERVICES, ROBERT HODGE CENTRE, STANLEY WAY,
SKELMERSDALE, WEST LANCASHIRE, WN8 8EE

Tel: 01695 577177 Fax: 01695 585126 email: licensing.enquiries@westlancs.gov.uk

Licensing Act 2003

Premises Licence

LN/000009924

Part 1 – Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION:

Ormskirk Super Store Ltd

16 Aughton Street, Ormskirk, Lancashire, L39 3BW, ,

Telephone:

WHERE THE LICENCE IS TIME LIMITED THE DATES:

N/A

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE:

Off Sales

Alcohol Sale/Supply

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES:

Activity	Location (if known)		Time From	Time To
Alcohol Sale/Supply	Whole Area	Monday	08:00	23:00
		Tuesday	08:00	23:00
		Wednesday	08:00	23:00
		Thursday	08:00	23:00
		Friday	08:00	23:30
		Saturday	08:00	23:30
		Sunday	08:00	23:00

THE OPENING HOURS OF THE PREMISES:

Description	Days	Time From	Time To
Off Sales	Monday	08:00	23:00
	Tuesday	08:00	23:00
	Wednesday	08:00	23:00
	Thursday	08:00	23:00
	Friday	08:00	23:30
	Saturday	08:00	23:30
	Sunday	08:00	23:00

NON STANDARD TIMINGS:

N/a

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND/OR OFF SUPPLIES:

Off



West Lancashire Borough Council

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WEST LANCASHIRE, WN8 8EE

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Licensing Act 2003

Premises Licence

LN/00009924

Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE:

Name: Mr Farhad Salehi

Address:

Telephone:

Email:

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE):

N/a

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL:

Name: Farah Salehi

Address:

Telephone:

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL:

Licence No:

Issued by: Sefton Borough Council



West Lancashire Borough Council

HOUSING AND REGULATORY SERVICES, ROBERT HODGE CENTRE, STANLEY WAY, SKELMERSDALE,
WEST LANCASHIRE, WN8 8EE

Tel: 01695 577177 Fax: 01695 585126 email: licensing.enquiries@westlancs.gov.uk

Licensing Act 2003

Premises Licence

LN/00009924

ANNEX 1 - MANDATORY CONDITIONS

The licence is granted subject to the Mandatory conditions for sale of alcohol as set out in the Licensing Act 2003 as amended by the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 and Order 2014.

1. No supply of alcohol may be made under the Premises Licence –
 - (a) At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or
 - (b) At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.
2. Every supply of alcohol under the Premises Licence must be made, or authorised by a person who holds a Personal Licence.
3.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises.
 - a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
 - e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5.
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
 - (a) a holographic mark or

(b) an ultraviolet feature.

6. The responsible person shall ensure that –

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Minimum Drinks Pricing

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1 –

- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
- (b) “permitted price” is the price found by applying the formula –

$$P = D + (D \times V)$$

Where –

- (i) P is the permitted price
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –
 - (i) The holder of the premises licence
 - (ii) The designated premises supervisor (if any) in respect of such a licence, or
 - (iii) The personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from the paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

- 4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

If the Premises Licence allows Exhibition of Films

- 1. Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
- 2. Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation by that body.
- 3. Where
 - (a) The film classification body is not specified in the licence, or

- (b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question, admission of children must be restricted in accordance with any recommendation made by that licensing authority.

4. In this section “children” means any person aged under 18; and
“film classification body” means the person or persons designated as the authority under Section 4 of the Video Recordings Act 1984(c39) (authority to determine suitability of video works for classification).

If the Premises Licence has conditions in respect of Door Supervision except theatres, cinemas, bingo halls and casinos

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must:
 - (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
 - (b) be entitled to carry out that activity by virtue of section 4 of the Act.
2. But nothing in subsection (1) requires such a condition to be imposed:
 - (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films); or
 - (b) in respect of premises in relation to:
 - (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
 - (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act.
3. For the purposes of this section:
 - (a) “security activity” means an activity to which paragraph 2(1)(a) of that Schedule applies, and, which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) and
 - (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

The Mandatory Conditions on this licence are those that were in force at the time the Licence was printed, but that they are subject to amendment by Central Government. Current Mandatory Conditions can be viewed at www.gov.uk.

The premises licence holder should be warned that it is a requirement that they must comply with the Mandatory Condition in force not merely the ones contained on the licence.

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

The premises shall install and maintain a digital CCTV system

The CCTV system shall have sufficient hard drive storage capacity to store a minimum of 31 days.

The CCTV system shall be capable of obtaining clear facial recognition images and a clear head and shoulders image of every person entering or leaving the premises at the entrance.

A CCTV log will be completed on a weekly basis to record all elements of the CCTV System is maintained in good working order and recordings date and time stamped.

Only nominated staff shall be trained in the operation of the CCTV system to ensure rapid data retrieval & downloads of footage can be provided to the Police & the Local Authority Officer upon reasonable request in accordance with the Data Protection Act.

CCTV shall be continually recording during licensable hours.

In the event of a failure of the CCTV system for any reason, a record of the failure will be recorded in the premises log and immediate steps will be made to rectify the problem.

Proxy signs will be sited on the premises to deter proxy sales on behalf of under 18's.

The DPS will provide training to staff in relation to alcohol sales and to authorise the employees the DPS considers competent to sell alcohol on their behalf in writing. A written sale of Alcohol register will be maintained at the premises.

An incident log must be kept at the premises. Log records will be retained for a period of 12 months from the date it occurred. It will be made immediately available on request to an 'authorised person' (as defined by section 13 of the Licensing Act 2003), an authorised trading standards officer or the police, and must record the following;

(a) All crimes reported to the premises (where relevant to the licensing objectives)

(c) Any incidents of disorder

When the designated premises supervisor is not on duty, a contact telephone number will be available at all times.

All spirits will be stored and sold behind the counter.

Roller shutters have been installed at the front and a steel security door at the rear of the premises

Prominent, clear and legible signage shall be displayed at all exits to the premises requesting the public to respect the needs of local residents and to leave the premises and the area quickly and quietly. (Quiet Notice).

All deliveries of good will be received at the rear of the premise.

All waste products will be stored in a suitable receptacle at the rear of the premise.

No exterior lights apart from the rear security light fixed to the premises, will cause annoyance to any residential property.

A written register of refusals will be kept including a description of the people who have been unable to provide required identification to prove their age. Such records shall be kept for a period of 12 months and will be collected by the designated premises supervisor and produced to the police or an 'authorised person' (as defined by section 13 of the licensing act 2003) or an authorised trading standards officer the local authority/council on demand.

All staff engaged in the sale of alcohol to be trained in Challenge 25. Training records shall be kept on the premises and produced to the police or an 'authorised person' (as defined by section 13 of the licensing act 2003) or an authorised trading standards officer of the local authority/council on demand

The premises shall operate a Challenge 25 policy. Such policy shall be written down and kept at the premises. The policy shall be produced on demand by the police, an 'authorised person' (as defined by section 13 of the licensing act 2003) or an authorised Trading Standards Officer.

Prominent, clear and legible Challenge 25 signage shall also be displayed at all entrances to the premises as well as at, at least one location behind any counter advertising the scheme operated.

ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

Whenever licensable activities are taking place at least one member of staff present within the premises must hold a Personal Licence.

All staff, including the Designated Premises Supervisor (DPS) must undertake Challenge 25 refresher training at least every 6 months the details of which must be recorded in the training manual and disclosed to any Responsible Authority on reasonable request.

All persons (including the DPS) involved in the sale of licensable products shall undertake the Lancashire County Council Check 25 online training (whilst available).

A notice must be displayed on the Premises providing details of all persons authorised to sell alcohol including their name, address and up to date contact telephone number.

A handwritten signature in black ink that reads "A. L. McDougall". The signature is written in a cursive style with a large initial 'A' and 'L'.

Dated: 4 April 2022

Corporate Director Of Place and Community



West Lancashire Borough Council

HOUSING AND REGULATORY SERVICES, ROBERT HODGE CENTRE, STANLEY WAY, SKELMERSDALE,
WEST LANCASHIRE, WN8 8EE

Tel: 01695 577177 Fax: 01695 585126 email: licensing.enquiries@westlancs.gov.uk

Licensing Act 2003

Premises Licence

LN/00009924

ANNEX 4 - PLANS



APPLICATION FOR REVIEW OF THE PREMISES LICENCE IN RESPECT OF ORMSKIRK SUPERSTORE, 16 AUGHTON STREET ORMSKIRK L39 3BW

On the 28th February 2022 the Licensing Sub-Committee (Sub-Committee) considered an application for a Review of the Premises Licence submitted by Lancashire County Council Trading Standards (the Applicant) under Section 51 of the Licensing Act 2003 (the Act). This application was in respect of Ormskirk Superstore, 16 Aughton Street, Ormskirk L39 3BW (the Premises).

The Applicant was represented by Mr Sam McConnell, Trading Standards Officer.

The Premises Licence Holder (PLH) and Designated Premises Supervisor (DPS), Mr Farhad SALEHI (the Respondent) represented himself.

Councillor Dowling, a local Ward Councillor who had submitted representation also addressed the panel. Lancashire Constabulary had previously submitted a representation in support of the application for Review.

Having fully considered the representations (written and oral), the Sub-Committee retired to reach its decision.

In reaching its decision the panel took into account the following:

- Both written and oral evidence presented in connection with the hearing
- Licensing Act 2003
- S182 Amended Guidance of the Licensing Act 2003 and taken into account the references to the guidance made by both parties (S182 Guidance)
- West Lancashire Borough Council's Licensing Policy 2020 (the Policy)

Consideration was also given to the report of the Corporate Director of Place and Community as contained on pages 43 to 70 of the Book of Reports.

Evidence

When considering whether any of the four Licensing Objectives had been undermined, the Committee concluded that on the evidence presented the 'Prevention of Crime and Disorder' and 'Protection of Children from Harm objectives' may have been undermined.

Crime and Disorder

Grounds for Review

The Trading Standards Service has received a number of complaints in relation to underage sales and the supply of illicit tobacco from this shop. A packet of counterfeit Mayfair cigarettes was purchased by a 15 year old test purchaser on 9th August 2021, and 78 illicit tobacco products subsequently seized by Trading Standards on the same day.

Despite this enforcement visit, Trading Standards have continued to receive complaints alleging underage sales and the sale of illicit tobacco. A test purchase

of e-cigarettes was attempted on 22nd December 2021. The 14 year old test purchaser was sold 2 'Geek Bars' containing nicotine.

Therefore, the Licensing Committee is encouraged to consider revocation of the relevant premises licence for Ormskirk Superstore.

A. Complaints

The Sub-Committee accepted that there had been numerous complaints from different complainants regarding concerns of illegal/underage sales of mainly tobacco/tobacco products but also alcohol since the Premises opened. It was noted that some of these complaints had been anonymous.

The Applicant stated that on the 29/03/21 the Applicant received a complaint from a member of the public regarding images and paraphernalia including bongos and grinders in the shop window. The Applicant subsequently visited the Premises on the 12/04/21 when advice was given, and the items were removed from display by the Respondent and/or his staff. The Applicant also provided advice regarding other issues such as the display of cigarettes, relevant signage, Challenge 25, training and refusal registers. The Sub-Committee accepted the Applicant had provided the Respondent with a pack of information to assist him with the operation of the business in the future.

The Sub-Committee noted that the Premises Licence was only granted on the 12/04/21 (the day of the initial visit) and as such the Respondent would not have been in possession of Premises Licence at the time of inspection so would have been unable to have it on display as required under the legislation. They therefore gave no weight to the evidence relating to this issue.

They noted that the Respondent had stated that he had not held a Premises Licence previously and although he had operated a Barbers Shop in the Southport area, he had not had prior experience of running a licensed premises.

The Sub-Committee noted that there had been two failed test purchases for the sale of tobacco or tobacco products on the 09/08/21 and 21/12/21 and a quantity of 78 tobacco products had been discovered which were believed by the Applicant to have been illicit. The Sub-Committee noted that investigations were ongoing and no formal criminal proceedings had been concluded. That said, they accepted that this did not stop them taking the issues into account.

They noted that the Respondent had not been present on the premises when either of the test purchases had taken place and at the time of the hearing no action was being proposed to be taken against the Respondent directly. Trading Standards had not yet decided whether to pursue a Prohibition Order to prevent the sale of tobacco/tobacco products from the Premises.

The Respondent advised the Sub-Committee that, after opening the Premises, his mother (who lives abroad) had become very ill and had had to have both her legs amputated. As such, he had had to go home to be with her on more than one occasion and had left other staff in charge of the premises. He confirmed that he was out of the country at the time of the second failed test purchase and on returning to the UK he had been required to self-isolate for two weeks, which had meant that he had spent more time away from the business than he would have liked.

He said that all members of staff had received training and he had reminded them of their responsibilities regarding sales to underage persons. He stated that he was initially unaware of the problems and was only presented with all the paperwork when he returned to the business. He stated that on finding out about the issues he had sacked all members of staff who had been involved. He stated that he was not aware that illegal cigarettes were being sold, that he had trained staff to deal with underage sales and felt that they had tried to take advantage of his situation and make extra money for themselves. He said that he now worked full time in the store and his cousin's girlfriend would be helping him in the future as he would not be able to work 7 days a week.

The Respondent apologised to the Committee for the incidents that happened at the Premises and said that he would ensure that it will never happen again. He would make sure that staff were properly trained and would continue to remind them of their responsibilities. The Respondent asked the Committee not to revoke his licence as he had worked hard to start the business and did not want to see it closed.

The Sub-Committee noted that at the time of the hearing the Respondent had provided evidence of staff training records, refusals register and an accident log. They felt that this indicated that the Respondent had acted on advice given by Trading Standards and other professional bodies. That said, the Sub-Committee did have some concerns about the validity of some of the entries in the registers as some of the records appeared to have been pre-populated and gave inconsistent/questionable information. For example, one entry referred to a refusal on the basis that the person did not look 30 years old when the Premises operated a Challenge 25 policy.

The Sub-Committee felt that, although the Respondent had complied with the conditions of the Premises Licence and followed advice from the Applicant, he must ensure that the various registers in respect of refusals, training and accidents are properly kept, and that staff are trained to ensure a true and accurate record is kept in each register.

The Sub-Committee considered the evidence provided by the Ward Councillor and noted his concerns regarding the two failed test purchases, complaints regarding the sale of tobacco to children (or any age restricted product) and the potential harm that could be caused if it was allowed to continue. The Sub-Committee noted the allegation regarding the potential intimidation of witnesses and their reluctance to provide direct evidence at the hearing, but noted that no evidence had been provided to substantiate the allegations of intimidation either against the Respondent directly or any of the other staff involved with the Premises.

The representation from Lancashire Constabulary stated that they did not have any incidents reported against the Premises and as such there was no evidence of intimidation or criminal/illegal behaviour. The Police had not objected to the grant of the Premise Licence or the Respondent's appointment as DPS less than a year previously. Their representation stated that the sale of products to underage persons did raise concerns and as such they supported the application for Review.

At the conclusion of the hearing the Applicant advised the Legal Advisor to the Sub-Committee that if the Sub-Committee were minded not to revoke the licence, then he would ask that conditions be attached to the licence to cover the following:

1. Refresher training every 6 months for the DPS and any staff.

2. That if the DPS is to be absent from the premises for a period of 1 week or more that he informs the Licensing Authority of the name address and telephone number of the person responsible for the premises in his absence.
3. That the DPS and all staff undertake the Lancashire County Council Check 25 online training. The Applicant stated that the training is monitored and would allow them to check that training was being undertaken in accordance with the proposed condition.

B. Legislation/Policy/Guidance

The Sub-Committee considered all references to the Legislation, S182 Guidance and the Policy. They noted that their primary consideration was the promotion of the four Licensing Objectives. They gave particular weight to the following:

S182 Guidance

Licensing objectives and aims

1.2 The legislation provides a clear focus on the promotion of four statutory objectives which must be addressed when licensing functions are undertaken.

1.3 The licensing objectives are:

- The prevention of crime and disorder;
- Public safety;
- The prevention of public nuisance; and
- The protection of children from harm.

1.4 Each objective is of equal importance. There are no other statutory licensing objectives, so that the **promotion of the four objectives is a paramount consideration at all times.**

Crime and disorder

2.1 Licensing authorities should look to the police as the main source of advice on crime and disorder. They should also seek to involve the local Community Safety Partnership (CSP).

Protection of Children from Harm

Offences relating to the sale and supply of alcohol to children

2.32 Licensing authorities are expected to maintain close contact with the police, young offenders' teams and trading standards officers (who can carry out test purchases under section 154 of the 2003 Act) about the extent of unlawful sales and consumption of alcohol by minors and to be involved in the development of any strategies to control or prevent these unlawful activities and to pursue prosecutions. Licensing authorities, alongside the police, are prosecuting authorities for the purposes of these offences, except for the offences under section 147A (persistently selling alcohol to children). Where, as a matter of policy, warnings are given to retailers prior to any decision to

prosecute in respect of an offence, it is important that each of the enforcement arms should be aware of the warnings each of them has given

11.16 – Sub-Committee had a wide range of powers which it may exercise where it considers it appropriate for the promotion of the licensing objectives.

11.19 – The steps available to the Sub-Committee (in respect of an application for Review) when action is deemed necessary which include:

- Do nothing
- Modify the conditions on the premises licence which includes adding new conditions or any alteration or omission of an existing condition
- Exclusion of a licensable activity
- Removal of the DPS Suspend the Licence for a period not exceeding 3 months
- Revoke the licence.

11.20 When deciding what action to take the licensing authority should seek to establish the cause or causes of the concerns that representations identify. **The remedial action taken should generally be directed at these causes and should always be no more than an appropriate and proportionate response** to address the causes of concern that instigated the review.

11.23 – Licensing authorities should also note that modifications of conditions and exclusions of licensable activities may be imposed either permanently or for a temporary period of up to three months. Temporary changes or suspension of the licence for up to three months could impact on the business holding the licence financially and would only be expected to be pursued as an appropriate means of promoting the licensing objectives or preventing illegal working. So, for instance, a licence could be suspended for a weekend as a means of deterring the holder from allowing the problems that gave rise to the review to happen again. However, it will always be important that any detrimental financial impact that may result from a licensing authority's decision is appropriate and proportionate to the promotion of the licensing objectives and for the prevention of illegal working in licensed premises. But where premises are found to be trading irresponsibly, the licensing authority should not hesitate, where appropriate to do so, to take tough action to tackle the problems at the premises and, where other measures are deemed insufficient, to revoke the licence

Reviews arising in connection with crime

11.24 A number of reviews may arise in connection with crime that is not directly connected with licensable activities. For example, reviews may arise because of drugs problems at the premises, money laundering by criminal gangs, the sale of contraband or stolen goods, the sale of firearms, or the sexual exploitation of children. Licensing authorities do not have the power to judge the criminality or otherwise of any issue. This is a matter for the courts. The licensing authority's role when determining such a review is not therefore to establish the guilt or innocence of any individual but to ensure the promotion of the crime prevention objective.

11.25 Reviews are part of the regulatory process introduced by the 2003 Act and they are not part of criminal law and procedure. There is, therefore, no reason why representations giving rise to a review of a premises licence need be delayed pending

the outcome of any criminal proceedings. Some reviews will arise after the conviction in the criminal courts of certain individuals, but not all. In any case, it is for the licensing authority to determine whether the problems associated with the alleged crimes are taking place on the premises and affecting the promotion of the licensing objectives. Where a review follows a conviction, it would also not be for the licensing authority to attempt to go beyond any finding by the courts, which should be treated as a matter of undisputed evidence before them.

11.26 Where the licensing authority is conducting a review on the grounds that the premises have been used for criminal purposes, its role is solely to determine what steps should be taken in connection with the premises licence, for the promotion of the crime prevention objective. It is important to recognise that certain criminal activity or associated problems may be taking place or have taken place despite the best efforts of the licence holder and the staff working at the premises and despite full compliance with the conditions attached to the licence. In such circumstances, the licensing authority is still empowered to take any appropriate steps to remedy the problems. The licensing authority's duty is to take steps with a view to the promotion of the licensing objectives and the prevention of illegal working in the interests of the wider community and not those of the individual licence holder

11.27 There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of the licensed premises:

- for the illegal purchase and consumption of alcohol by minors which impacts on the health, educational attainment, employment prospects and propensity for crime of young people;
- for the sale or storage of smuggled tobacco and alcohol.

11.28 It is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered

The Policy

Prevention of Crime and Disorder

4.11 Whilst the Authority considers the Police to be the main source of advice on crime and disorder, it will also seek to involve the Community Safety Partnership (CSP) in its holistic approach to licensing. The duty of the Authority under Section 17 of the Crime and Disorder Act 1998 is in addition to its duty under Section 4 of the Act to promote the prevention of crime and disorder. The Authority is therefore committed to supporting its partnership work in the fight against crime and disorder in West Lancashire

4.15 The Authority will pay equal regard to relevant representations from Responsible Authorities, but will pay particular regard to relevant representations from the Police to

determine if the proposed measures are sufficient to reduce the risk of crime and disorder.

4.17 The issues in the following list, which is not exhaustive, are particularly relevant to the exercise of the Authority's licensing functions and ones which applicants and existing licensees need to consider:

- The capability of the Designated Premises Supervisor (DPS) or any other person appointed to be in charge of the premises to ensure effective and responsible management of the premises;
- Provision of sufficient numbers of staff and managerial support to run the premises effectively;
- The training given to staff in crime prevention measures.

Protection of Children from Harm

Under age / proxy sales

4.40 Applicants and existing licensees must have satisfactory arrangements in place to prevent underage alcohol sales. The issues in the following list, which is not exhaustive, are particularly relevant to the exercise of the Authority's licensing functions and ones which applicants and existing licensees need to consider ...

Licensing Principle 1

8.8 The Authority expects to see evidence of the effective and responsible management of the licensed premises, the effective instruction, training and supervision of staff and the adoption of best practice being specifically addressed within the Operating Schedule.

Reviews associated with crime

12.7 A review may arise in connection with crime that is not directly connected with Licensable Activities. In such cases, the Authority will not judge the criminality or otherwise of any issue. Its role is not to establish the guilt or innocence of any individual, but to ensure the promotion of the crime prevention objective. Reviews therefore need not be delayed pending any court action, but where such action has been taken, it will not be for the Authority to attempt to go beyond any finding by the courts, which will be treated as a matter of undisputed evidence. To this end, it will treat those criminal matters listed in the Guidance particularly seriously.

12.8 Conversely, it is important to recognise that certain criminal activity or associated problems may be taking place or have taken place despite the best efforts of the licence holder and the staff working at the premises and despite full compliance with the conditions attached to the licence. In such circumstances, the Authority still has the option to take any appropriate steps to remedy the problems.

Persistent sales of alcohol to children

12.9 Where there are systems in place designed to prevent underage sales, the Authority will take a proportionate approach toward any identified breaches. However, where persistent sales of alcohol to children have occurred, and it is apparent that those managing the premises do not operate a responsible policy or have not exercised appropriate due diligence, the Authority would expect Responsible Authorities to consider taking steps to ensure that a review of the licence takes place. This is particularly the

case where there has been a prosecution for the offence under Section 147A or a Closure Notice has been given under section 169A of the Act. In determining the review, the Authority will consider revoking the licence if it considers this appropriate.

C. Decision

The Sub-Committee concluded that the evidence of two failed test purchases for the sale of tobacco/tobacco related products and allegations of underage sale of alcohol indicated that Prevention of Crime and Disorder and Protection of Children from Harm objectives had been undermined.

The Sub-Committee went on to consider their options and whether anything could be put in place to redress the balance. They considered revocation and whether such a step was appropriate and proportionate.

The Sub-Committee noted that, although there had been two failed test purchases for the sale of tobacco/tobacco related products, there was no evidence to substantiate the allegations of underage sales of alcohol. The Police had no incidents of any kind reported against the Premises.

The Sub-Committee noted that the revocation of the Premises Licence under the Licensing Act 2003 would not prevent the Premises from selling tobacco which was the substantiated grounds for the review. The business would continue to operate but would merely be prevented from selling alcohol.

In addition, the Sub-Committee concluded that at this present time there was no evidence to substantiate that the Respondent was on the premises when the underage sales took place or that he was complicit in the illegal activity. They noted that the Respondent had had some family issues which had taken him away from the day to day running of the premises and accepted that he only became aware that that staff were not complying with the legislative requirements/training provided when he returned to the business and was presented with the paperwork. They believed he had acted appropriately by sacking all the staff involved in the illegal activity and ensuring that only trusted people be allowed to work within the Premises in the future.

The Sub-Committee accepted that it would be unreasonable to expect the Respondent to be on the Premises at all times licensable activities were taking place, but they would expect the Respondent to ensure that the conditions on the licence were adhered to and that proper provision was put in place to ensure that the licensing objectives were not undermined.

The Sub-Committee noted that the Applicant had other powers available to them including obtaining a Prohibition Order which would be more effective in preventing the illegal sale of tobacco/tobacco related products.

They therefore felt that the revocation of the licence would not address the unlawful sale of tobacco and would not be an appropriate and proportionate response to the issues.

The Sub-Committee felt that the evidence showed that there were other measures rather than revocation available to redress the balance, which in turn was a more appropriate and proportionate measure to stop the cause of the issues.

They considered the conditions on the current licence which they felt were robust, but the Respondent should ensure compliance even when he is not present at the Premises.

The Sub-Committee went onto consider the conditions proposed by the Applicant in the event that revocation was not deemed to be appropriate or proportionate.

The Sub-Committee concluded that further conditions would be required to redress the balance on the four licensing objectives. It was felt appropriate that the sale of age restricted products should be undertaken in the presence of someone with a Personal Licence to give additional reassurance that any sales will be undertaken in accordance with the legislation.

The Sub-Committee expected the Respondent to adhere to all the licensing conditions and ensure that all staff including the Respondent were regularly trained in respect of Challenge 25 and completed all registers/records correctly. They also felt that provision should be put in place to ensure that any of the Responsible Authorities (not just the Licensing Authority) could be made aware of who was responsible for the sale of alcohol and/or age restricted products in the absence of the Respondent.

If it subsequently transpired that there were further complaints/evidence of non-compliance, the Review process could be initiated again and/or consideration could be given to prosecution.

CONCLUSION

On hearing evidence from the Respondent, the Applicant, the Ward Councillor and the Police and taking into account all the above, the Sub Committee decided to impose the following additional conditions to the Premises Licence:

RESOLVED:

- A. Whenever licensable activities are taking place at least one member of staff present within the premises must hold a Personal Licence.
- B. All staff, including the Designated Premises Supervisor (DPS) must undertake Challenge 25 refresher training at least every 6 months the details of which must be recorded in the training manual and disclosed to any Responsible Authority on reasonable request.
- C. All persons (including the DPS) involved in the sale of licensable products shall undertake the Lancashire County Council Check 25 online training (whilst available).
- D. A notice must be displayed on the Premises providing details of all persons authorised to sell alcohol including their name, address and up to date contact telephone number.

**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 6884 Stephen Connolly of Lancashire Constabulary

(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

Postal address of premises or, if none, ordnance survey map reference or description Ormskirk Superstore 16 Aughton Street	
Post town Ormskirk	Post code (if known) L39 3BW

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

Number of premises licence or club premises certificate (if known) LN9924

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
PC 6884 Stephen Connolly
South Licensing Team
Preston Police Station
Lancaster Road North
Preston
PR1 2SA

Telephone number (if any)
01772 209785

E-mail address (optional)
southlicensing@lancashire.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)

This application for the review of a premises licence is being submitted by Lancashire Constabulary, a responsible authority.

Since August 2022 Lancashire Constabulary have visited the premises several times with West Lancashire Borough Council Licensing and Lancashire Trading Standards. The findings of the visits have been multiple non-compliance of the premises licence conditions, instances of illicit tobacco being seized, a large metal "kebab skewer" being recovered from behind the till area, alcohol sales being made outside authorised hours and CCTV showed staff splitting a packet of cigarettes before putting a cigarette in the mouth of 3 persons who appear under the age of 18 and lighting one of them.

The licensing objectives of The Prevention of Crime & Disorder and Protection of Children From Harm are being undermined at the premises.

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

On 26th May 2022, officers from Merseyside Constabulary attended the premises and executed a search of the premises under Section 18 of the Police & Criminal Evidence Act 1984 following an arrest they made in Southport. Officers seized a quantity of tobacco products from the premises, which they suspected to be counterfeit under Section 19 of the Police & Criminal Evidence Act 1984 and enquiries are still on-going.

On 7th September 2022 at approximately 1000hrs, Lancashire Constabulary attended the premises with West Lancashire Borough Council Licensing Officer Michaela MURRAY and were joined a short time later by Lancashire Trading Standards.

During the visit MURRAY noted numerous non-compliance of the premises licence conditions. Prior to Trading Standards arriving, the female member of staff kept leaving the shop floor and going into the rear storage area. PCSO 7364 GORNALL reviewed CCTV at the premises, and it showed a female member of staff exiting the rear of the premises, stacking boxes before another member of staff picked them up and removed them from the area, it was believed that these boxes were illicit tobacco as a black bin bag containing them had been recovered at the side of the bin by Lancashire Trading Standards.

On 12th September 2022 at approximately 1255hrs, Lancashire Constabulary Licensing Officer PC 6884 Stephen CONNOLLY attended the premises with West Lancashire Borough Council Licensing Officer Michaela MURRAY and carried out a further inspection. The findings of this inspection showed that there had been no attempts to improve the non-compliance noted by MURRAY the previous week. PC CONNOLLY noted that the CCTV was only recording for 6 days, and the time was approximately 12 hours incorrect, the refusals register had contained "pre-filled" entries for transactions which had not occurred yet, no personal licence holder on site, CCTV log had not been completed since May 2021, Incident log had not been completed since April 2021 and the lone staff member was unable to provide any training records. PC CONNOLLY described the staff member as dismissive due to tutting and sighing when being asked for records. Due to the issues highlighted PC CONNOLLY served the premises with a Closure Notice under Section 19 of the Criminal Justice and Police Act 2001.

On 13th September 2022, PC CONNOLLY wrote to Farhad SALEHI, the Designated Premises Supervisor and Licence Holder detailing his findings and actions. The letter was sent to the premises & registered home address for SALEHI as well as email. PC CONNOLLY also made a formal request under the Data Protection Act 2018 for a copy of the CCTV for the inspection

On 23rd September at approximately 1930hrs, Lancashire Constabulary Licensing Officer PC 6884 Stephen CONNOLLY attended the premises with West Lancashire Borough Council Licensing Officer Michaela MURRAY and representatives from Lancashire Trading Standards and undertook an inspection of the premises. PC CONNOLLY noted that there was no personal licence holder present, and no attempts had been made to rectify the non-compliance of the premises licence conditions. Removed from the premises was a large pointed metallic object which had been concealed behind the till, staff present claimed that they used it to tidy up the canned drink display. Lancashire Trading Standards recovered a quantity of illicit tobacco and non-compliant e-cigarettes. Upon reviewing the CCTV, PC CONNOLLY noted that the system had recorded on the hard drive 12 days of footage which would suggest that the system had been deliberately tampered with to erase footage when he attended on the 12th September 2022. The CCTV also showed that on the

Wednesday 21st & Thursday 22nd September 2022 that transactions for alcohol sales had been made beyond 2300hrs which the premises is licensed until. PC CONNOLLY also raised his concerns over footage which showed a member of staff splitting a package of cigarettes and putting an individual cigarette into the mouths of 3 males that appeared no older than 16 years, the staff member then went on to light one of the cigarettes for the males.

On 21st October 2022 at approximately 12:10hrs, Lancashire Constabulary Licensing Officer PC 6884 Stephen CONNOLLY attended the premises. PC CONNOLLY noted that the DPS was present and had claimed that he had been out of the country due to a family bereavement but wasn't able to say exactly when he returned to the UK. The DPS advised that he was aware of the issues raised at the premises whilst he was away but was too busy to have addressed them other than some entries in the refusals log. CCTV was reviewed and determined that the system is only recording for 14 days before reaching capacity and the time stamp had not changed. The sales register was also reviewed and showed sales beyond authorised hours on 1st October 2022, 8th October 2022, 13th October 2022, 16th October 2022 and 19th October 2022. The transaction on the 1st October clearly displayed Captain Morgans Rum at 23:48hrs, when the premises is only licensed until 2330hrs. The DPS just kept blaming the staff and was somewhat dismissive about his responsibilities.

There are clear issues with Ormskirk Superstores and its staff, they hold little to no regard towards their obligations under the Licensing Act 2003 and will likely continue to operate in this manner.

Lancashire Constabulary would respectfully request the Licensing Sub-Committee to consider revocation of the premises licence as part of this review. Whilst this is the most severe of action that can be taken as part of a premises licence review, the rationale for this is that removal of the DPS would achieve very little as he is also the premises licence holder and therefore in overall control of the premises. Imposing of further conditions would achieve very little as there have been numerous non-compliance of the current conditions with some going back as far as April 2021 and the DPS has advised he has been too busy to correct recent ones. A temporary suspension of the Premises Licence would only achieve a short-term relief, as already exhibited staff have been made aware of unauthorised alcohol sales, but continued to make similar transactions.

To support the revocation, the statutory guidance under Section 182 of the Licensing Act 2003 states

11.27: There is certain criminal activity that may arise in connection with licensed premises which should be treated particularly seriously. These are the use of the licensed premises:

- for the sale or storage of smuggled tobacco and alcohol.

Lancashire Trading Standards are a responsible authority and will be making representations as part of this application with regard to illicit Tobacco seized from the premises.

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

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

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 8th November 2022

Capacity Lancashire Constabulary Licensing Constable

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)	
Post town	Post Code
Telephone number (if any)	
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.

ORMSKIRK SUPERSTORE

Printed: 16/11/2022

Premises Type: CONVENIENCE STORE

Licence Type: Premise Licence

Registering Authority: West Lancs

Premises Status: Live

Owner:

Sales OFF

PremLH: FARHAD SALEHI

Address:

Main Phone: [REDACTED]

16 AUGHTON STREET

Alt Phone:

ORMSKIRK
LANCASHIRE
L39 3BW

Email: [REDACTED]

Fax:

Person Links:

ID: 23884
Name: FARHAD SALEHI
Premises Person Type: Designated Premises Supervisor

Regulated Entertainment:

	Alcohol			Non-Alcohol		
Monday	08:00	-	23:00	08:00	-	23:00
Tuesday	08:00	-	23:00	08:00	-	23:00
Wednesday	08:00	-	23:00	08:00	-	23:00
Thursday	08:00	-	23:00	08:00	-	23:00
Friday	08:00	-	23:30	08:00	-	23:30
Saturday	08:00	-	23:30	08:00	-	23:30
Sunday	08:00	-	23:00	08:00	-	23:00

Conditions:

The premises shall install and maintain a digital CCTV system

The CCTV system shall have sufficient hard drive storage capacity to store a minimum of 31 days.

The CCTV system shall be capable of obtaining clear facial recognition images and a clear head and shoulders image of every person entering or leaving the premises at the entrance.

A CCTV log will be completed on a weekly basis to record all elements of the CCTV

System is maintained in good working order and recordings date and time stamped.

Only nominated staff shall be trained in the operation of the CCTV system to ensure rapid data retrieval & downloads of footage can be provided to the Police & the Local Authority Officer upon reasonable request in accordance with the Data Protection Act.

CCTV shall be continually recording during licensable hours.

In the event of a failure of the CCTV system for any reason, a record of the failure will be recorded in the premises log and immediate steps will be made to rectify the problem.

Proxy signs will be sited on the premises to deter proxy sales on behalf of under 18's. The DPS will provide training to staff in relation to alcohol sales and to authorise the employees the DPS considers competent to sell alcohol on their behalf in writing. A written sale of Alcohol register will be maintained at the premises.

An incident log must be kept at the premises. Log records will be retained for a period of 12 months from the

date it occurred. It will be made immediately available on request to an authorised person' (as defined by section 13 of the Licensing Act 2003), an authorised trading standards officer or the police, and must record the following: -

(a) All crimes reported to the premises (where relevant to the licensing objectives)

(c) Any incidents of disorder

When the designated premises supervisor is not on duty, a contact telephone number will be available at all times.

All spirits will be stored and sold behind the counter.

Roller shutters have been installed at the front and a steel security door at the rear of the premises

Prominent, clear and legible signage shall be displayed at all exits to the premises requesting the public to respect the needs of local residents and to leave the premises and the area quickly and quietly. (Quiet Notice).

All deliveries of good will be received at the rear of the premise.

All waste products will be stored in a suitable receptacle at the rear of the premise.

No exterior lights apart from the rear security light fixed to the premises, will cause annoyance to any residential property.

A written register of refusals will be kept including a description of the people who have been unable to provide required identification to prove their age. Such records shall be kept for a period of 12 months and will be collected by the designated premises supervisor and produced to the police or an 'authorised person' (as defined by section 13 of the licensing act 2003) or an authorised trading standards officer the local authority/council on demand.

All staff engaged in the sale of alcohol to be trained in Challenge 25. Training records shall be kept on the premises and produced to the police or an 'authorised person' (as defined by section 13 of the licensing act 2003) or an authorised trading standards officer of the local authority/council on demand

The premises shall operate a Challenge 25 policy. Such policy shall be written down and kept at the premises. The policy shall be produced on demand by the police, an 'authorised person' (as defined by section 13 of the licensing act 2003) or an authorised Trading Standards Officer.

Prominent, clear, and legible Challenge 25 signage shall also be displayed at all entrances to the premises as well as at, at least one location behind any counter advertising the scheme operated.

Following a hearing by the licensing authority the following conditions were imposed on the Premises Licence

Whenever licensable activities are taking place at least one member of staff present within the premises must hold a
Personal Licence.

All staff, including the Designated Premises Supervisor (DPS) must undertake Challenge 25 refresher training at least every
6 months the details of which must be recorded in the training manual and disclosed to any Responsible Authority on
reasonable request.

A notice must be displayed on the Premises providing details of all persons authorised to sell alcohol including their name,
address and up to date contact telephone number

I am PC 6884 Stephen Connolly of Lancashire Constabulary, currently attached to the South Lancashire Constabulary Licensing Team based at Preston Police Station.

I make this statement in relation to an application submitted to West Lancashire Borough Council under Section 51 of The Licensing Act 2003 requesting a review of the Premises Licence LC9924 – Ormskirk Superstore Ltd, 16 Aughton Street, Ormskirk. L39 3BW

I submitted this application on behalf of Lancashire Constabulary due to concerns over the premises upholding the Licensing Objectives of Crime & Disorder and the Protection of Children from Harm.

The person relevant to this premises is Mr Farhad SALEHI who is both the Premises Licence Holder and the Designated Premises Supervisor (DPS). SALEHI holds the Personal Licence 37786 which was issued by Sefton Council.

Ormskirk Superstore is a small retail outlet situated within Ormskirk Town Centre, it sells a variety of food and non-food goods however there is a considerable focus on alcohol sales. Ormskirk Superstore first applied for a premises licence in March 2021, during the application stages they used Late Temporary Event Notices and standard Temporary Event Notices to provide authority to sell alcohol.

On 29th March 2021, prior to his retirement PS 777 Horton had contact with SALEHI following complaints of the premises display heavy cannabis imagery. PS Horton advised that he felt the display presented as a 'Head Shop', a name given to premises that sold "legal highs" and drug paraphernalia prior to the implementation of the Psychoactive substances act 2016. PS Horton went on to state that failure to remove the display would prompt him to object to the Premises Licence application on the ground of Crime & Disorder.

On 3rd September 2021, Lancashire Constabulary received a report from a concerned member of the public stating that the premises had been selling alcohol and e-cigarettes to underage kids throughout the summer months.

On 5th January 2022, Lancashire Constabulary received notification from West Lancashire Borough Council that a Premises Licence review application had been received.

On 6th January 2022, I attended the premises in company with Michaela MURRAY from West Lancashire Borough Council Licensing where the review notices were erected.

On 21st January 2022, Lancashire Constabulary received an email from a West Lancashire Borough Councillor that they had been advised by another Councillor that they had seen a female in school uniform buying vape products at the premises.

On 10th February 2022, Lancashire Constabulary received a report from a male claiming to have been kept against his will inside the premises after staff accused him of stealing from the shop. During the report the male is released from the premises and advises that he no longer wanted to see police about this.

On 10th August 2021, Lancashire Constabulary received notification from Lancashire Trading Standards notified us of a failed test purchase for tobacco at the premises along with seizure of a quantity of counterfeit tobacco.

On 20th May 2022, Lancashire Constabulary received an allegation that an autistic 17-year-old male had been inside the premises when two Asian males that work at the premises dragged him into the back around, accused him of stealing from them several months previously and beat the male with their fists causing injury to his face. This was recorded as Actual Bodily Harm (ABH) and the investigation was closed at the request of the victim.

On 26th May 2022, Officers from Merseyside Constabulary attended the premises following the arrest of a male linked to the premises on suspicion of possessing counterfeit tobacco, this was after a vehicle was stopped in Southport and the occupants were found in possession of large quantities of tobacco which was believed counterfeit and a large quantity of cash. The premises was searched by these officers under Section 18 of The Police and Criminal Evidence Act 1984. I am told that items were seized as part of this search.

On 9th August 2022 PC 5734 ROWE, a Neighbourhood Policing Constable for the West Lancashire borough attended the premises along with Lancashire Trading Standards during the visit a large quantity of illicit tobacco and e-cigs were seized from the premises

On 7th September 2022 Police Community Support Officers 7364 GORNALL & 7750 MORLEY attended the premises in company with Michaela MURRAY and Lancashire Trading Standards for a joint inspection, PCSO GORNALL and MURRAY arrived at the premises before Lancashire Trading Standards. PCSO GORNALL advised that there was a lone female worker who disappeared into the rear of the premises upon their arrival. Upon Lancashire Trading Standards joining them the rear of the property was checked and a bag of illicit tobacco was located. PCSO GORNALL went on to say that MURRAY had confirmed that the female was the only member of staff present and did not hold a personal licence and that shortly after this a male called Star BAIZ entered the premises and became quite agitated and belligerent with those present before becoming obstructive when asked to show the CCTV. Upon entering the CCTV room PCSO MORLEY located the pincode for the CCTV system written down next to the hard drive and used it to access the system, noting that the system was running 11hours and 48 minutes fast. The footage when reviewed showed the female stack boxes at the rear and BAIZ walking away with them. Later that day MURRAY advised me that she had noted several non-compliance of the Premises Licence conditions and that she had left a disc and requested the staff provide a copy of the CCTV by tomorrow.

On 12th September 2022 I attended the premises with MURRAY following PCSO's GORNALL & MORLEY being given a blank disc when they went to collect CCTV. Given the issues previously recorded by MURRAY I undertook a further inspection and noted that there were no personal licence holders present, the CCTV was approximately 12 hours slow, the code to access the system was next the hard drive still the CCTV system was only returning footage from 7th September.

During my inspection I reviewed the CCTV logbook, this showed that there was no logbook entries 30th May 2021, the refusals logbook had prefilled entries despite transactions having not happened, nothing recorded in the incident logbook since April 2021, the lone staff member didn't hold a personal licence. When asked about training the staff member said she had been trained on the 1st August 2022, she claimed that she had been trained for underage sales, but it wasn't recorded anywhere. MURRAY advised that the training was minimal when she saw the records a week before. Given the non-compliance of the Premises Licence conditions I decided to issue the premises with a Closure Notice under Section 19 of The Criminal Justice and Police Act 2001.

Following this visit I wrote to the Licence holder, posting letters to both his registered home address and to the premises along with an email he provided to us during his initial application. The letter also contained a DP1, a formal request by Lancashire Constabulary to the Licence Holder requesting CCTV to be made available under the Data Protection Act 2022. At the time of submitting the review application, no persons from Ormskirk Superstores Ltd made CCTV available following this request.

On 13th September 2022, PC 1840 Megan BOON, Neighbourhood Policing Constable for West Lancashire borough emailed me advising that she had been passed the premises since PC ROWE attended in August and saw what she thought were non-compliant e-cigarettes on display in the premises. PC BOON also noted that there are always a large number of teenagers that loiter around the premises & down the side alley.

On 14th September 2022, PC 5734 ROWE emailed me advising that on 20th August 2022 she had seen the premises open until approximately 00:00hrs. She remembered the date as it was the evening of a high-profile boxing event.

On 23rd September 2022, I attended the premises once again in company with MURRAY and Lancashire Trading Standards. I spoke with Star BAIZ who advised that the DPS was on holiday and that he was back next week, having been away for approximately 2 weeks. When asked how often the DPS was on site he advised that he visited every month or every 2 to 3 weeks. BAIZ confirmed that neither himself or the other staff member had a personal licence. I then asked BAIZ who was in charge with the DPS being absence who replied that "SOME GUYS COME BY" BAIZ then confirmed that he was the owner of the business. BAIZ claimed to have spoken with the DPS approximately 10 days ago. I was then passed a large, pointed metallic object by Lancashire Trading Standards which had been located behind the till. Staff claimed that it was an old kebab skewer that they used to tidy up the drinks display. I advised BAIZ that given the appearance of the object that it was used as a deterrent to any problematic customers. I advised BAIZ that I was seizing the object as I believed that continued possession may constitute an offence of possession of a pointed/bladed article in a public place. I had to raise my voice at BAIZ because he began arguing with me and interrupting me. BAIZ then began arguing with Lancashire Trading Standards when they located illicit or non-compliant tobacco products, I advised him that the more he argued the longer this process would take.

I then conducted an inspection of the CCTV. I determined that it was still showing approximately 12 and 15 minutes slow. I noted on my previous visit that the CCTV had only been recording for 5 days, my assumption was that the hard drive capacity was insufficient to record for 31 days and that it had automatically erased footage older than 5 days. It transpired that this was not the case and during this inspection the hard drive had 12 days' worth of footage available, leading me to the suspicion that the footage had been tampered with. Following on from the information from PC ROWE, I checked the recorded footage to determine what time the premises was open until. During this examination I noted that on 22nd September 2022 at approximately 2100hrs a group of teenage boys, which I estimated to be no older than 16 entered the premises and are served by BAIZ, who appears to split a packet of cigarettes and handing single cigarettes to the teens, more concerning BAIZ then lights a cigarette for one of the males. In my professional opinion, if the premises was running a check 25 policy as required by the Premises Licence, then each of these males would have been asked for identification, the CCTV showed no such challenge taking place.

Further examination of the CCTV showed a questionable transaction taking place at approximately 23:49hrs on 17th September 2022. BAIZ, is shown to come from the stock room with an unknown object in an opaque plastic bag. Three teenage males are then sold the item before leaving. On 16th September 2022 footage showed customers still inside the premises at approximately 23:56hrs and appeared to be browsing the alcohol displays but no transaction was seen to be made.

I then requested BAIZ to allow me access to their till which is a computer-based program which records date and time along with other transaction information electronically. I asked BAIZ if all the transactions went through the till, and he advised that sometimes it does but other times it was cash transactions.

As I examined the transactions, I noted that on Saturday 10th September 2022 at approximately 00:15hrs the till had recorded a transaction for the sale of Tequila Rose. This was 45 mins after the authorised alcohol sales times.

During my inspection, I also noted a split bag of 'party balloons' behind the till area. Whilst in the back-office area, my letter sent to the DPS on 13th September 2022 had been opened

On 4th October 2022, PC BOON emailed me to advise that during freshers they saw a male inside the shop and observed the staff member go into the back storage area before coming out with a 'medium sized' Nitrous Oxide cannister to a male in his 20's.

PC BOON advised me that she wasn't 100% sure on the legality of this transaction, so she thought it would be best to make me aware. Whilst the sale of Nitrous Oxide is not illegal, it is classed as a psychoactive substance under the 2016 legislation and the sale for human consumption is a criminal offence. Whilst it is not possible to determine what intention the male had for the substance, open packets of balloons had been located on the previous visit, balloons are often coupled with Nitrous Oxide sales as a means to facilitate human consumption.

On 21st October 2022 I reattended the premises and spoke with the DPS, he claimed to have been out of the country for a bereavement and not on holiday like staff previously stated. The DPS was unable however to say what date he returned to the UK. He confirmed to me that he was aware of the issues raised during his absence other than a couple entries in the refusals register had made no further improvements towards his compliance, he claimed that he was "TOO BUSY"

Following reviewing till receipts, I noted that the time and date were correct with the actual time.

I discovered the following transactions: -

On Saturday 1st October 2022 at 23:48hrs a sale was made for Captain Morgans – the licence only authorized the sale of alcohol until 2330hrs.

On Wednesday 19th October 2022 at 2309hrs a sale was made for 4 x 500ml San Miguel – the licence only authorizes the sale of alcohol until 2300hrs.

There were multiple other sales between 8th October and 15th October 2022 beyond the licensable hours, these were however not identified directly as alcohol and the receipts listed the items as nothing more than 'goods'

The DPS continued making excuse after excuse, blaming his staff, and generally just having no acceptance of his role & responsibilities as DPS and Licence Holder.

Ormskirk Superstores Ltd have held a licence for just short of 2 years. In this time, they have continually ignored their responsibilities under the Licensing Act 2003, they have shown complete disregard toward the law and have ignored any and all guidance given to them by the authorities.

I respectfully request that the Sub-Committee revoke the premises licence as part of this review.


PC 6884 Ste Connolly



Lancashire Constabulary Sleuth Read Only - Connect Go Live
Date: 27 Nov 2018 03:45:00

Welcome PC 6884 Connolly
PAVA Canister 18096 Expires
23/01/2023
Wednesday, November 16, 2022
14:45:35
ASP Version 3.4.0

Incident Report - LC-20210903-0494

Print

Cancel

Date: 03/09/2021
Time: 11:04 hours
Informant: [REDACTED]
Informant Contact Numbers: [REDACTED],
Informant Address: [REDACTED]
Incident Location: SB33
Incident Address: 14 AUGHTON STREET ORMSKIRK
Class: Message
Type: WARNING MESSAGE
Details: INFT REPORTING THIS SHOP IS SELLING ALCOHOL AND E-CIG ITEMS AS WELL AS VAP LIQUID TO UNDER AGE PEOPLE - INFTS DAUGHTER AND HER FRIENDS HAVE BEEN GETTING THE ABOVE FROM THE SHOP - BEEN TOLD ALL THE LOCAL KIDS GO THERE TO GET THE ALCOHOL AND E CIG ITEMS - H
Officer Dealing: 7410
Involved Vehicles:
Officers Attended:
Call Signs Attended:
Local Requirements: NQ

Related Actions:

03/09/2021 11:06 hours 12740 12740 - (S-CAL017)
 INFT REPORTING THIS SHOP IS SELLING ALCOHOL AND E-CIG ITEMS AS WELL AS VAP LIQUID TO UNDER AGE PEOPLE

03/09/2021 11:06 hours 12740 12740 - (S-CAL017)

-

03/09/2021 11:06 hours 12740 12740 - (S-CAL017)
 INFTS DAUGHTER AND HER FRIENDS HAVE BEEN GETTING THE ABOVE FROM THE SHOP

03/09/2021 11:06 hours 12740 12740 - (S-CAL017)

-

03/09/2021 11:09 hours 12740 12740 - (S-CAL017)
BEEN TOLD ALL THE LOCAL KIDS GO THERE TO GET THE ALCOHOL AND
E CIG ITEMS

03/09/2021 11:09 hours 12740 12740 - (S-CAL017)

-

03/09/2021 11:09 hours 12740 12740 - (S-CAL017)
HIS DAUGHTER AND HER FRIENDS HAVE BEEN GOING OVER SUMMER TO
THIS SHOP

03/09/2021 11:09 hours 12740 12740 - (S-CAL017)

-

03/09/2021 11:10 hours 12740 12740 - (S-CAL017)
INFT IS HAPPY FOR NPT TO MAKE CONTACT WITH HIM ABOUT THIS AND I
HAVE ADVISED HIM TO CALL TRADING STANDARDS ABOUT THIS AS WELL
TO MAKE THEM AWARE

03/09/2021 11:10 hours 12740 12740 - (S-CAL017)
7750, 7665 & 7410

03/09/2021 11:10 hours 12740 12740 - (S-CAL017)
7750- 12:00-22:00

03/09/2021 11:11 hours 12740 12740 - (S-CAL017)
7410 - 09:00-18:20

03/09/2021 11:12 hours 12740 12740 - (S-CAL017)
I WILL EMAIL 7410 ABOUT THIS LOG AND CLOSE OFF TO THEM - THE INFT
JUST WANTED TO MAKE US AWARE OF THIS SHOP AND IS HAPPY FOR
NPT TO CALL HIM ABOUT THIS

03/09/2021 11:16 hours 12740 12740 - (S-CAL017)
Handling OfficerChanged -Previous Value(s) Handling Officer: 12740

03/09/2021 11:16 hours 12740 12740 - (S-CAL017)
WILL ALSO SEND TO INTELL

03/09/2021 11:18 hours 12740 12740 - (S-CAL017)
QualifiersChanged -Previous Value(s) Qualifiers No Qualifier,No Qualifier

03/09/2021 11:18 hours 12740 12740 - (S-CAL017)
Other FactorsChanged -Previous Value(s) Other Factors FACTORS5-NO
QUALIFIERS,FACTORS5-NO QUALIFIERS

03/09/2021 11:18 hours 12740 12740 - (S-CAL017)
Disposal Codes: ',540'

03/09/2021 11:18 hours 12740 12740 - (S-CAL017)
No. of Arrests: 0 F.A. 0=N 1=Y: 0 No. of Reports: 0

03/09/2021 11:18 hours 12740 12740 - (S-CAL017)
Handling Officer: 7410

03/09/2021 11:18 hours 12740 12740 - (S-CAL017)
Qualifiers No Qualifier

03/09/2021 11:18 hours 12740 12740 - (S-CAL017)
Other Factors FACTORS5-NO QUALIFIERS

03/09/2021 11:18 hours 12740 12740 - (S-CAL017)
LC-20210903-0494 HAS BEEN DISPOSED

Victim Management Incident Log Status: No Log Records Yet

Add Victim Management Comment

NSIR DETAILS

Notifiable: No **Change to Notifiable:** No **Change from Notifiable:** No
Informant Type: **Reporting Method:**
Incident occurred between: 01/01/1900 : and **Incident Reported:** 03/09/2021
01/01/1900 : 11:04

CLOSURE DETAILS

Date / Time Closed: 03/09/2021 111806 hours
Response: Telephone **Result:** **Arrested:** 0
Crime: N **Assault Police:** N
Motorway: **Press:** **Spatial:**
Briefing Sheet: N **Management:** N **INTL:** N
Emergency Changed: **Details:**
Case Closed: N **Follup Required:** N **Log Audited:** N

ALARM DETAILS

Alarm Cause: **Alarm Type:**

CRIME DETAILS

Crime Ref: **HOC:** **Location:**



Lancashire Constabulary Sleuth Read Only - Connect Go Live
Date: 27 Nov 2018 03:45:00

Welcome PC 6884 Connolly
PAVA Canister 18096 Expires
23/01/2023
Wednesday, November 16, 2022
15:00:41
ASP Version 3.4.0

Incident Report - LC-20220210-0852

Print

Cancel

Date: 10/02/2022
Time: 15:12 hours
Informant: [REDACTED]
Informant Contact Numbers: [REDACTED],
Informant Address: [REDACTED]
Incident Location: SB33
Incident Address: 14 AUGHTON STREET ORMSKIRK
Class: Suspicious Circumstances
Type: SUSPICIOUS CIRCS
Details: INF STATING THAT HE IS BEING KEPT AGAINST HIS WILL IN ORMSKIK SUPERSTORE - BIT OF DISTURBANCE INBACKGROUND - ASAIN SOUNDING MALE SHOUTING BUT CANNOT UNDERESTAND WHATS BEING SAID. INF STATES HE IS ACCUSINGHIM OF STEALING - HE SAYS HE HASNT TAKEN ANYTHING A
Officer Dealing: 681
Involved Vehicles:
Officers Attended:
Call Signs Attended:
Local Requirements: NQ

Related Actions:

10/02/2022 15:16 hours 14283 14283 - (E-CAL065)
 INF STATING THAT HE IS BEING KEPT AGAINST HIS WILL IN ORMSKIK SUPERSTORE - BIT OF DISTURBANCE INBACKGROUND - ASAIN SOUNDING MALE SHOUTING BUT CANNOT UNDERESTAND WHATS BEING SAID.

10/02/2022 15:16 hours 14283 14283 - (E-CAL065)
 INF STATES HE IS ACCUSINGHIM OF STEALING - HE SAYS HE HASNT TAKEN ANYTHING AND HAS TOLD STORE KEEPFR TO CHECK CCTV.

10/02/2022 15:17 hours 14283 14283 - (E-CAL065)
 INF NOW SAYING FORGET IT HE IS LETTING ME GO - I ASKED INF FOR HIS

ADDRESS AND DETAILS BUT HE SAID IT DOESNT MATTER NOW AND ENDED THE CALL - NO PREVIOUS CALLS FROM HIS NUMBER.

10/02/2022 15:18 hours 14283 14283 - (E-CAL065)
 POSSIBLY BEEN A THEFT FROM STORE - IT WAS THE STORE KEEPR DOING ALL THE SHOUTING - I HAVE NOT SPOKEN TO HIM SO MAY GET ANOTHER CALL.

10/02/2022 15:20 hours 14283 14283 - (E-CAL065)
 SENDING FOR DEPLOYMENT AS UNKNOWN IF THEFT OCCURED OR OTHER CRIME

10/02/2022 16:36 hours 13311 13311 - (SB SC DIS1)
 SB45L - SUS CIRCS - I WILL UPDATE THE LOG FULLY

10/02/2022 16:36 hours 13311 13311 - (SB SC DIS1)
 No of Arrests 0 Cautions 0 No. of Reports 0

10/02/2022 16:36 hours 13311 13311 - (SB SC DIS1)
 Disposal Codes: ',353'

10/02/2022 16:36 hours 13311 13311 - (SB SC DIS1)
 No. of Arrests: 0 F.A. 0=N 1=Y: 0 No. of Reports: 0

10/02/2022 16:36 hours 13311 13311 - (SB SC DIS1)
 Handling Officer: 681

10/02/2022 16:36 hours 13311 13311 - (SB SC DIS1)
 Qualifiers No Qualifier

10/02/2022 16:36 hours 13311 13311 - (SB SC DIS1)
 Other Factors FACTORS3-NO QUALIFIERS

10/02/2022 16:36 hours 13311 13311 - (SB SC DIS1)
 LC-20220210-0852 HAS BEEN DISPOSED

Victim Management Incident Log Status: No Log Records Yet

[Add Victim Management Comment](#)

NSIR DETAILS

Notifiable: No

Change to Notifiable: No

Change from Notifiable: No

Informant Type:

Reporting Method:



Lancashire Constabulary Sleuth Read Only - Connect Go Live
Date: 27 Nov 2018 03:45:00

Welcome PC 6884 Connolly
PAVA Canister 18096 Expires
23/01/2023
Wednesday, November 16, 2022
15:00:15
ASP Version 3.4.0

Incident Report - LC-20220520-1499

Print

Cancel

Date: 20/05/2022
Time: 21:40 hours
Informant: [REDACTED]
Informant Contact Numbers: [REDACTED]
Informant Address: [REDACTED]
Incident Location: SB33
Incident Address: 14 AUGHTON STREET ORMSKIRK
Class: Assault
Type: SBSURG 23/5 8PM TEL
Details: PE REFERENCE: LANCSPE-4438 DATE & TIME SUBMITTED: 20/05/2022 15:59:20 -- INCIDENT ADDRESS / LOCATION: ORMSKIRK SUPER STORE AUGHTON STREET ORMSKIRK LANCASHIRE -- INCIDENT DESCRIPTION INCIDENT OCCURRED BETWEEN: 19/05/2022 10:00:00 - 19/05/2022 11:30:00 SELE
Officer Dealing: 2659
Involved Vehicles:
Officers Attended:
Call Signs Attended:
Local Requirements: NQ

Related Actions:

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
PE REFERENCE: LANCSPE-4438

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
DATE & TIME SUBMITTED: 20/05/2022 15:59:20

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

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20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
INCIDENT ADDRESS / LOCATION:

20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
Ormskirk super store		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
Aughton street		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
Ormskirk		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
Lancashire		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
--		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
INCIDENT DESCRIPTION		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
INCIDENT OCCURRED BETWEEN: 19/05/2022 10:00:00 - 19/05/2022 11:30:00		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
SELECTED INCIDENT CATEGORY: Assault		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
DID THE INCIDENT HAPPEN AT YOUR HOME ADDRESS? No		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
DOES OR DID THE VICTIM HAVE AN INJURIES? Yes		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
DESCRIPTION OF ANY INJURIES: Bruising to face / back of head		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
Grazes		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
WERE THERE ANY WEAPONS USED? No		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
PLEASE DESCRIBE WHAT HAPPENED: My son entered a shop.on Aughton Street Ormskirk to purchase a vape, the shop worker accused him of previously stealing for the shop 5/6 months		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)

earlier and a disagreement started.

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

The shop worker called his assistant who then took my son in to the store room and locked the door before both males physically assaulted my son.

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

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20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

ARE YOU THE VICTIM OF THE INCIDENT? No

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

DO YOU HAVE ANY INFORMATION ABOUT ANY SUSPECTS? No

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

WERE THERE ANY WITNESSES?: No

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

WAS A VEHICLE INVOLVED IN THE INCIDENT? No

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

WAS ANYTHING DAMAGED? No

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

WAS ANYTHING STOLEN? No

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

IS THERE ANY CCTV THAT COVERS THE SCENE OF THE INCIDENT? Yes

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

HAVE YOU CONFIRMED IF THE CCTV SHOWS THE INCIDENT? No

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

PLEASE DESCRIBE THE CCTV: Cctv inside store

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

DESCRIBE ANYTHING LEFT AT THE SCENE THAT DOES NOT BELONG TO YOU. FOR EXAMPLE TOOLS, BAGS, BLOOD, FINGERPRINTS, HAIRS, FOOTPRINTS OR OTHER MARKS:

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

IN ORDER TO PRESERVE FORENSIC EVIDENCE; COVER FOOTPRINTS OR ITEMS WHERE POSSIBLE AND DO NOT HANDLE ITEMS THAT MAY HAVE BEEN TOUCHED BY THE OFFENDER. IF ANYTHING HAS BEEN MOVED OR

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
ETHNICITY: White, White British

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
ADDRESS:

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
[REDACTED]

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
[REDACTED]

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
[REDACTED]

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
[REDACTED]

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
CONTACT DETAILS

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
MOBILE PHONE NUMBER: [REDACTED]

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
HOME PHONE NUMBER:

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
WORK PHONE NUMBER:

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
EMAIL ADDRESS: [REDACTED]

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
PREFERRED METHOD OF CONTACT: Mobile Telephone

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
IF THERE ARE ANY DAYS OR TIMES THAT YOU DON'T WANT TO BE
CONTACTED PLEASE GIVE DETAILS BELOW:

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
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20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)
VICTIM

20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
INVOLVEMENT: Victim		
<hr/>		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
TITLE: [REDACTED]		
<hr/>		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
FIRST NAME: [REDACTED]		
<hr/>		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
MIDDLE NAME(S):		
<hr/>		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
SURNAME: [REDACTED]		
<hr/>		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
DATE OF BIRTH: [REDACTED]		
<hr/>		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
GENDER: Male		
<hr/>		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
ETHNICITY: White, White British		
<hr/>		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
ADDRESS:		
<hr/>		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
[REDACTED]		
<hr/>		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
[REDACTED]		
<hr/>		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
[REDACTED]		
<hr/>		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
[REDACTED]		
<hr/>		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
CONTACT DETAILS		
<hr/>		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)
MOBILE PHONE NUMBER: [REDACTED]		
<hr/>		
20/05/2022 21:40 hours	11920	11920 - (Q-DIGI033)

HOME PHONE NUMBER:

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

WORK PHONE NUMBER:

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

EMAIL ADDRESS: [REDACTED]

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

WHAT IS YOUR RELATIONSHIP TO THE VICTIM? Father

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

HAS THE VICTIM OR ANYONE ELSE IN THEIR IMMEDIATE AREA BEEN SUBJECT TO A SIMILAR OR RELATED INCIDENT? No

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

DOES THE VICTIM HAVE ANY DISABILITIES THAT THEY WANT TO TELL US ABOUT? Yes

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

PLEASE TELL US ABOUT THEIR DISABILITIES Autism

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

DOES THE VICTIM FEEL LIKE HE/SHE IS BEING TARGETED? No

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

DOES THE VICTIM CONSIDER THEMSELVES VULNERABLE? Dont Know

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

WOULD THE VICTIM LIKE TO BE UPDATED ABOUT THE INVESTIGATION OF THE INCIDENT? Yes

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

IF THERE ARE ANY DAYS OR TIMES THAT THE VICTIM DOESN'T WANT TO BE CONTACTED PLEASE GIVE DETAILS BELOW:

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

--

20/05/2022 21:40 hours 11920 11920 - (Q-DIGI033)

END OF REPORT

20/05/2022 21:44 hours 11920 11920 - (Q-DIGI033)

An Email request has been made.

20/05/2022 21:44 hours 99981 COMPSERV -
(COMP_SERV)

Default Email notification has been made to [REDACTED]

20/05/2022 21:44 hours 11920 11920 - (Q-DIGI033)

LAST NAME [REDACTED] Relation
Type:VICTIM

20/05/2022 21:45 hours 11920 11920 - (Q-DIGI033)

[REDACTED]

20/05/2022 21:45 hours 11920 11920 - (Q-DIGI033)

[REDACTED]

20/05/2022 21:45 hours 11920 11920 - (Q-DIGI033)

-

20/05/2022 21:46 hours 11920 11920 - (Q-DIGI033)

DAD REPORTING SON WAS ASSAULTED YESTERDAY BY SHOP KEEPER -
SON [REDACTED]

20/05/2022 21:46 hours 11920 11920 - (Q-DIGI033)

-

20/05/2022 21:46 hours 11920 11920 - (Q-DIGI033)

THRIVE

20/05/2022 21:47 hours 11920 11920 - (Q-DIGI033)

QUESTION THREAT:

20/05/2022 21:47 hours 11920 11920 - (Q-DIGI033)

ANSWER NO APPARENT CURRENT OR FUTURE THREAT.

20/05/2022 21:47 hours 11920 11920 - (Q-DIGI033)

QUESTION HARM:

20/05/2022 21:47 hours 11920 11920 - (Q-DIGI033)

ANSWER PYHSICAL HARM CAUSED BY THE OFFENDER TO THE VICTIM
DUE TO THE ASSAULT

20/05/2022 21:48 hours 11920 11920 - (Q-DIGI033)

QUESTION RISK:

20/05/2022 21:48 hours 11920 11920 - (Q-DIGI033)

ANSWER LOW - LIKELY SHOP KEEPER DOESNT KNOW WHERE VICTIM
LIVES AND IS IN ANOTHER TOWN. ONLY TIME RISK WOULD BE RAISED
WOULD BE IF VICTIM WENT BACK INTO THE SHOP

20/05/2022 21:48 hours 11920 11920 - (Q-DIGI033)

QUESTION INVESTIGATION:

20/05/2022 21:48 hours 11920 11920 - (Q-DIGI033)
ANSWER CRIME REPORT FOR ASSAULT, LINE OF ENQUIRY, CCTV OPP
SO WILL LOOK TO BOOK A PR

20/05/2022 21:48 hours 11920 11920 - (Q-DIGI033)
QUESTION VULNERABILITY:

20/05/2022 21:48 hours 11920 11920 - (Q-DIGI033)
ANSWER 17 YEARS OLD.

20/05/2022 21:48 hours 11920 11920 - (Q-DIGI033)
QUESTION ENGAGEMENT:

20/05/2022 21:48 hours 11920 11920 - (Q-DIGI033)
ANSWER WILL CALL THE INFT AND BOOK PR

20/05/2022 21:48 hours 11920 11920 - (Q-DIGI033)
QUESTION PREVENTION & INTERVENTION

20/05/2022 21:48 hours 11920 11920 - (Q-DIGI033)
ANSWER BOOK PR, OFFICER TO TAKE DETAILS OF THE ASSAULT/SPEAK
TO THE OFFENDER

20/05/2022 21:48 hours 11920 11920 - (Q-DIGI033)
Call Script THRIVE/NDM Completed

20/05/2022 21:52 hours 11920 11920 - (Q-DIGI033)
STRAIGHT TO VOICEMAIL CALLING THE INFT, LEFT A VM ASKING TO CALL
BACK TO BOOK APPT

20/05/2022 21:55 hours 11920 11920 - (Q-DIGI033)
Emailed inft

20/05/2022 21:55 hours 11920 11920 - (Q-DIGI033)
-

20/05/2022 21:55 hours 11920 11920 - (Q-DIGI033)
04/91081/22

20/05/2022 21:55 hours 11920 11920 - (Q-DIGI033)
WILL DEFER FOR THE AM TO BOOK PR DUE TO NO ANSWER & THE TIME
NOW. NO ONGOING RISK OR THREAT, SUITABLE TO DEFER

20/05/2022 21:56 hours 11920 11920 - (Q-DIGI033)
Deferral Authorised by:- 11920 O.EMMETT,LC

20/05/2022 21:56 hours	11920	11920 - (Q-DIGI033)
Reason for Deferral:- NOT AVAIL		
21/05/2022 08:55 hours	12880	12880 - (Q-DIGI030)
CALLING INFT		
21/05/2022 08:56 hours	12880	12880 - (Q-DIGI030)
-		
21/05/2022 08:58 hours	12880	12880 - (Q-DIGI030)
INFT HAPPY WITH PR - HE LIVES AROUND 15MILES FROM SKEM STATION, PLS CAN THIS BE DONE VIA PHONE CAL? INFT HPPY WITH THIS.		
21/05/2022 08:58 hours	12880	12880 - (Q-DIGI030)
-		
21/05/2022 08:59 hours	12880	12880 - (Q-DIGI030)
Status Changed Manually Received->Further Action Required		
21/05/2022 08:59 hours	12880	12880 - (Q-DIGI030)
Status/Priority changed as a result of new Diary Appointment		
21/05/2022 08:59 hours	12880	12880 - (Q-DIGI030)
SBSURG Incident successfully deferred on diary save to , WorkstationGroup SB QUEST 23/05/2022 19:30:00		
23/05/2022 20:21 hours	2659	2659 - (WEBSTORM)
Crime for S.47 Assault, Please Close.		
23/05/2022 21:20 hours	13311	13311 - (S-CAL129)
No of Arrests 0 Cautions 0 No. of Reports 1		
23/05/2022 21:20 hours	13311	13311 - (S-CAL129)
Disposal Codes: ',103'		
23/05/2022 21:20 hours	13311	13311 - (S-CAL129)
No. of Arrests: 0 F.A. 0=N 1=Y: 0 No. of Reports: 1		
23/05/2022 21:20 hours	13311	13311 - (S-CAL129)
Handling Officer: 2659		
23/05/2022 21:20 hours	13311	13311 - (S-CAL129)
Qualifiers No Qualifier		
23/05/2022 21:20 hours	13311	13311 - (S-CAL129)

Other Factors FACTORS1-NO QUALIFIERS

23/05/2022 21:20 hours 13311 13311 - (S-CAL129)
LC-20220520-1499 HAS BEEN DISPOSED

Victim Management Incident Log Status: No Log Records Yet

Add Victim Management Comment

NSIR DETAILS

Notifiable: No Change to Notifiable: No Change from Notifiable: No
Informant Type: Reporting Method:
Incident occurred between: 01/01/1900 : and Incident Reported: 20/05/2022
01/01/1900 : 21:40

CLOSURE DETAILS

Date / Time Closed: 23/05/2022 212008 hours
Response: Planned Result: Arrested: 0
Crime: N Assault Police: N
Motorway: Press: Spatial:
Briefing Sheet: N Management: N INTL: N
Emergency Changed: Details:
Case Closed: N Follup Required: N Log Audited: N

ALARM DETAILS

Alarm Cause: Alarm Type:

CRIME DETAILS

Crime Ref: 04/92788/22 HOC: Location:
OIC:

REPEAT VICTIMISATION DETAILS

Victim Surname: Victim Forename: Victim DOB: 01/01/1900
Victim Type: Person Index: 0 Person/Property Index: 0
Property Index: 0 Graded Response:

PERFORMANCE STATISTICS

Off Attended: 0 Call Handling Time: 3m 23sec Times Changed
Total Time from Despatch To Scene: 0m 0sec
Call Handling Completion to 4224m 6sec Time for first Resource to 0m 0sec

ORMSKIRK SUPERSTORE

Printed: 17/11/2022

Visit Details:

Premises ID: 11738	Time: 11:40
Reference: TRADING STANDARDS	
Date: 09/08/2022	
Address:	Main Phone: [REDACTED]
16 AUGHTON STREET	Alt Phone: [REDACTED]
ORMSKIRK	Email: [REDACTED]
LANCASHIRE	Fax: [REDACTED]
L39 3BW	

Description:

JOINT TRADING STANDARD OP WITH PC 5734

ORMSKIRK SUPERSTORE, AUGHTON STREET. A LARGE AMOUNT OF ILLEGAL TOBACCO/CIGARETTES AND E-CIGARRETES HAVE BEEN SEIZED. THE SHOPS LICENCE WILL ALSO BEEN RECOMMENDED FOR A REVIEW.

Officers:

5734 ROWE, FIONA - CONSTABLE

Responsible People:

Notes:

Narratives:

ORMSKIRK SUPERSTORE

Printed: 17/11/2022

Visit Details:

Premises ID: 11738	Time: 10:05
Reference:	
Date: 07/09/2022	
Address:	Main Phone: [REDACTED]
16 AUGHTON STREET	Alt Phone: [REDACTED]
ORMSKIRK	Email: [REDACTED]
LANCASHIRE	Fax: [REDACTED]
L39 3BW	

Description:

ENTERED THE STORE, WHICH ONLY HAD ONE FEMALE STAFF MEMBER PRESENT. UPON OUR ENTRANCE THIS FEMALE STAFF MEMBER IMMEDIATELY DISAPPEARED INTO THE REAR OFFICE. I OBSERVED THAT SEVERAL TIMES IN THE COURSE OF OUR INTERACTIONS THE FEMALE STAFF MEMBER DISAPPEARED INTO THE REAR OFFICE. THE FEMALE STAFF MEMBER STATED THAT MR BAIZ HAD BEEN AT THE STORE EARLIER BUT WAS NO LONGER PRESENT. I ASSISTED WITH A SEARCH OF THE REAR OFFICE AND THE YARD TO THE REAR OF THE PROPERTY. DURING THIS SEARCH LAUREN MANNING FOUND A BLACK BIN BAG BY THE SIDE OF A BIN CONTAINING ILLEGAL TOBACCO PRODUCTS THAT WAS THEN SEIZED BY TRADING STANDARDS. WHILE I WAS PRESENT, MICHAELA MURRAY NOTED THAT THERE WAS NO STAFF MEMBER AT THE STORE PRESENT WITH A PERSONAL LICENCE TO SELL ALCOHOL.

A DARK-SKINNED MALE WHO I NOW KNOW TO BE STAR KHALID BAIZ ENTERED THE PREMISES AND BECAME QUITE AGITATED AND BELLIGERENT WITH THE LICENSING OFFICER AND TRADING STANDARDS. MR BAIZ THEN BECAME OBSTRUCTIVE WHEN ASKED TO SHOW THE STORE CCTV, REFUSING TO ASSIST WITH VIEWING IT.

MY COLLEAGUE PCSO MORLEY LOCATED THE PASSCODE FOR THE CCTV VIEWING SYSTEM, AND UPON VIEWING THE CCTV IT CLEARLY SHOWED THAT UPON MY ARRIVAL AT 1005 HOURS, THE FEMALE STAFF MEMBER BEGAN TO STACK BOXES OUTSIDE THE BACK DOOR FOR MR BAIZ TO PICK UP AND WALK AWAY WITH. I DID A TIME CHECK ON THE CCTV AT 1138 HOURS ON 07/06/2022 AND FOUND IT TO BE SHOWING A TIME OF 23:22 ON 06/09/2022. I LEFT THE STORE AT 1150 HOURS.

Officers:

7364 GORNALL, SAMUEL - POLICE STAFF
7750 MORLEY, STEPHANIE - Police Staff

Responsible People:

Notes:

Narratives:

ORMSKIRK SUPERSTORE

Printed: 17/11/2022

Visit Details:

Premises ID: 11738	Time: 12:55
Reference:	
Date: 12/09/2022	
Address:	Main Phone: [REDACTED]
16 AUGHTON STREET	Alt Phone: [REDACTED]
ORMSKIRK	Email: [REDACTED]
LANCASHIRE	Fax: [REDACTED]
L39 3BW	

Description:

RETURN VISIT FOLLOWING INSPECTION LAST WEEK

PREMISES HAS MADE ZERO ATTEMPTS TO CORRECT THE ISSUES IDENTIFIED DURING THE PREVIOUS INSPECTION

CCTV IS TIMED WRONG, ONLY RECORDS FOR A COUPLE OF DAYS, REFUSAL LOG IS PREFILLED IN (SUGGESTING THEY'RE LYING ABOUT ANY REFUSALS), STAFF MEMBER TUTTED AND SIGHED WHEN I ASKED ABOUT TRAINING RECORDS - ASK IF MY PRESENCE WAS AN INCONVENIENCE TO HER AND SHE WAS UNABLE TO PROVIDE ME WITH ANY SOLID EVIDENCE OF TRAINING SHE HAS COMPLETED. NO P/L HOLDER ON SITE, CCTV LOG NOT COMPLETED SINCE MAY 2021, INCIDENT LOG NOT COMPLETED SINCE APRIL 2021

DUE TO THE LACK OF WILLINGNESS TO ADDRESS THESE ISSUES I DECIDED TO ISSUE A SECTION 19 CLOSURE NOTICE.

Officers:

MICHAELA MURRAY WEST LANCASHIRE BOROUGH COUNCIL SENIOR LICENSING OFFICER
6884 CONNOLLY, STEPHEN - CONSTABLE

PC 6884 Stephen Connolly
South Licensing Team
Preston Police Station
Telephone: 01772 209785
Email: SouthLicensing@lancashire.police.uk
13th September 2022



Lancashire
Constabulary

FAO Mr Farhad Salehi
Ref: Ormskirk Superstores Inspection 12/09/22

Mr Salehi,

I attended your store yesterday as a follow up visit to an inspection which was undertaken last week on 7th September by several authorities. It is my understanding that during this inspection there were numerous issues identified with your premises failing to comply with its premises licence conditions.

My inspection yesterday found that no attempts had been made to rectify these issues and I have recorded the following: -

- CCTV time is nearly 12 hours fast
- CCTV is only retained on the hard drive for 6 days
- Refusal's register had been prefilled in with numerous mention on "No ID" with one entry even stating a time. This undermines any records within this register and suggests dishonesty is taking place with record keeping
- No entries in the CCTV logbook since May 2021
- No entries in the incident logbook since April 2021
- No persons on site held a personal licence
- Staff member was unable to provide me with any training records and acted like my presence was an inconvenience to her.
- Staff member present was unable to operate the CCTV and there was a 'post-it note' with the access code next to the hard drive.

I wish to now draw your attention to the following licence conditions from the premises licence: -

- The premises shall install and maintain a digital CCTV system
- The CCTV system shall have sufficient hard drive storage capacity to store a minimum of 31 days.
- A CCTV log will be completed on a weekly basis to record all elements of the CCTV System is maintained in good working order and recordings date and time stamped.
- Only nominated staff shall be trained in the operation of the CCTV system to ensure rapid data retrieval & downloads of footage can be provided to the Police & the Local Authority Officer upon reasonable request in accordance with the Data Protection Act.
- CCTV shall be continually recording during licensable hours. In the event of a failure of the CCTV system for any reason, a record of the failure will be recorded in the premises log and immediate steps will be made to rectify the problem.
- The DPS will provide training to staff in relation to alcohol sales and to authorise the employees the DPS considers competent to sell alcohol on their behalf in writing. A written sale of Alcohol register will be maintained at the premises
- An incident log must be kept at the premises. Log records will be retained for a period of 12 months from the date it occurred. It will be made immediately available on request to an authorised person' (as defined by section 13 of the Licensing Act 2003), an authorised trading standards officer or the police, and must record the following.

(a) All crimes reported to the premises (where relevant to the licensing objectives)

(b) Any incidents of disorder

- A written register of refusals will be kept including a description of the people who have been unable to provide required identification to prove their age. Such records shall be kept for a period of 12 months and will be collected by the designated premises supervisor and produced to the police or an 'authorised person' (as defined by section 13 of the licensing act 2003) or an authorised trading standards officer the local authority/council on demand.
- All staff engaged in the sale of alcohol to be trained in Challenge 25. Training records shall be kept on the premises and produced to the police or an 'authorised person' (as defined by section 13 of the licensing act 2003) or an authorised trading standards officer of the local authority/council on demand
- The premises shall operate a Challenge 25 policy. Such policy shall be written down and kept at the premises. The policy shall be produced on demand by the police, an 'authorised person' (as defined by section 13 of the licensing act 2003) or an authorised Trading Standards Officer.
- All staff, including the Designated Premises Supervisor (DPS) must undertake Challenge 25 refresher training at least every 6 months the details of which must be recorded in the training manual and disclosed to any Responsible Authority on reasonable request.
- Whenever licensable activities are taking place at least one member of staff present within the premises must hold a Personal Licence.

Your premises was deemed to be lacking to adhere to these conditions and immediate improvement is required.

Due to the two recent inspections and failure to comply with your premises licence conditions I decided to issue the premises with a closure notice made under section 19 of the Criminal Justice and Police Act 2001.

I now wish to draw your attention to section 20 of the Criminal Justice and Police Act 2001 – this section states that Lancashire Constabulary can apply to a justice of the peace at a Magistrates' Court for a closure order if the continued non-compliance of the premises licence conditions continues.

This closure notice can and will be used as evidence towards any applications regarding yourself or your premises in the future.

I have also included in a separate document a formal request under the Data Protection Act 2018 for CCTV of the inspection dated 7th September 2022. Failure to provide Lancashire Constabulary with this footage will be deemed a breach of your premises licence.

Please do not hesitate to contact me should you wish to discuss.

Regards



PC 6884 Stephen Connolly

OFFICIAL USE ONLY

Please read the separate DP1 User Guide on Sherlock on how to complete this form
Complete this form electronically and ensure emailed securely



**Lancashire
Constabulary**

PERSONAL DATA REQUEST FORM (DP1)

(Request to external organisation for the disclosure of personal data to the police Under Schedule 2, Part 1 (2) of the Data Protection Act 2018 and GDPR Article 6(1)(d))

TO:	Farhad Salehi
POSITION (WHERE KNOWN):	Premises Licence Holder
ORGANISATION:	Ormskirk Superstore
ADDRESS:	16 Aughton Street
	Ormskirk
	L39 3BW

SECTION 1 - REQUEST DETAILS

1. The personal data I require relates to the following individual(s) [include any relevant police reference number(s), name of individual, dob, address, gender, age, alias names]

No personal data is required.

2. Brief details of why required [describe as far as possible, without prejudicing investigation]

The CCTV is requested to show the multi-agency inspection of the premises on 7th September 2022 and support on-going investigation.

3. I require the following information

CCTV from all cameras at the premises on 7/09/22 between 0930-1100hrs (please note this will need to be calculated due to inaccuracies of the timestamp on the hard drive)

4. I am making enquiries which are concerned with:

The prevention and detection of crime

The prosecution of offenders

Protecting the vital interests of a person

5. I request that the personal data and other information should be provided to me in the following manner [consider factors such as protective marking]

In person Phone

Post Email

SECTION 2 - DECLARATION

I confirm that the personal data requested are needed for these purposes and failure to provide the information will, in my view be likely to prejudice these matters.

I confirm that the individual(s) whose personal data is sought should not be informed of this request as to do so would be likely to prejudice the matters described above

NAME (INCLUDING RANK):	PC Stephen Connolly
COLLAR NUMBER:	6884
CONTACT NUMBER:	07970600217
EMAIL ADDRESS:	Ste.Connolly@Lancashire.Police.Uk
SIGNATURE (ELECTRONIC ACCEPTED)	
DATE	13/09/2022

[To be countersigned by a senior officer when only limited or no details can be given]

NAME (INCLUDING RANK):	
COLLAR NUMBER:	
CONTACT NUMBER:	
EMAIL ADDRESS:	
SIGNATURE (ELECTRONIC ACCEPTED)	
DATE	

If your organisation subsequently receives a request for a copy of this document (eg: under GDPR/ the Data Protection Act 2018 or the Freedom of Information Act) please contact the Lancashire Constabulary Data Protection Officer

GUIDANCE NOTES

This form replaces the Section 29(3) Form which has become redundant by virtue of new data protection legislation. It is used by the police as a means of making a formal request to other organisations for personal data where disclosure is necessary for the purposes of the prevention or detection of crime or the apprehension or prosecution of offenders. It places no compulsion on the recipient to disclose the information, but should provide necessary reassurance that a disclosure for these purposes is appropriate and in compliance with the Data Protection Act 2018 and the General Data Protection Regulation (GDPR).

Crime and Taxation - The GDPR regulates the processing of personal data where it is done so for non-Law Enforcement purposes. Article 23 of the GDPR permitted the UK Parliament to create, via legislation, exemptions from particular elements within the GDPR which would otherwise compromise the public interest.

Consequently Parliament used the Data Protection Act 2018 to set out exemptions from the GDPR which apply in some circumstances. They mean that some of the data protection principles and subject rights within the GDPR do not apply at all or are restricted when personal data is used or disclosed for particular purposes.

The most relevant exemption for Law Enforcement is that within the Data Protection Act 2018 at Schedule 2 Part 1 Paragraph 2 (Crime & taxation: general). This applies where personal data is disclosed by an organisation subject to the GDPR to the police for the purposes of *the prevention or detection of crime or the apprehension or prosecution of offenders*.

It restricts the application of the GDPR data protection principles and subject rights (as listed in the Data Protection Act 2018 at Schedule 2 Part 1 Paragraph 1) to the extent that the application of those provisions would be likely to prejudice *the prevention or detection of crime or the apprehension or prosecution of offenders*.

In effect the exemption means that an organisation can provide personal data to the police where necessary for the prevention or detection of crime or the apprehension or prosecution of offenders without fear of breaching the GDPR or Data Protection Act 2018.

Vital Interests – GDPR Article 6(1)(d) provides a lawful basis for organisations to disclose personal data to the police where the disclosure *is necessary in order to protect the vital interests of the data subject or of another natural person*.

Completion Guidance

Police officers or staff completing this form should type and tab between the fields on the form. The information required field should provide the recipient with sufficient information to allow them to locate the information sought. Where a signature and/or counter signature are required the form will need to be printed off and signed manually. Some organisations may require a counter signature to be added to the form. Normally this should be the supervisor or line manager of the person completing the form, but may be a higher rank if reasonably required by the recipient.

Further guidance on the use of this form may be obtained from the force Data Protection Officer please email data.protection@lancashire.pnn.police.uk

From: [Rowe, Fiona](#)
To: [Connolly, Stephen - 6884](#)
Cc: [Boon, Megan](#); [Bent, John](#)
Subject: RE: Ormskirk Superstores
Date: 14 September 2022 13:19:06
Attachments: [image002.png](#)
[image003.png](#)
[image004.png](#)

Hello,

I remember the day the boxing was on between Usik and Joshua on the 20th August, the shop was open for the entire time the match was on so that must have been until around 00:00hrs if that helps? I'm not sure what time it is licenced until.

I can confirm that it is still selling illegal E-cigs

Thanks
Fiona





Phone: 01772209785
Mobile: 07970600217
Email:
southlicensing@lancashire.police.uk
Preston Police Station
Lancaster Road North
Preston
PR1 2SA
www.lancashire.police.uk

From: Boon, Megan <megan.boon@lancashire.police.uk>
Sent: 13 September 2022 12:05
To: Connolly, Stephen - 6884 <Ste.Connolly@lancashire.police.uk>
Cc: Bent, John <John.Bent@lancashire.police.uk>; Rowe, Fiona <Fiona.Rowe@lancashire.police.uk>
Subject: Re: Ormskirk Superstores

Hi Ste,

Just in relation to the below email chain, myself, PC Rowe and PCSO Todd took part in an inspection with Training Standards, on the Ormskirk Superstore (a couple of weeks ago).

We seized endless amounts of illegal e-cigs and counterfeit cigarettes, and Training Standards did say they would be putting their licence under review.

Since then, myself, Fiona and Jess have walked past the shop 2 or 3 times when on night safe, patrol, etc, and every time I could see the illegal e-cigs back on the shelves on full display. I would also agree that there is always a large number of teenagers that linger about the shop entrance and down its side alley way.

Kind Regards,

Megan

Get [Outlook for Android](#)

From: Bent, John <John.Bent@lancashire.police.uk>
Sent: Tuesday, September 13, 2022 9:10:04 AM
To: WestLancsNPTGroup <WestLancsnptgroup@lancashire.police.uk>
Cc: Connolly, Stephen - 6884 <Ste.Connolly@lancashire.police.uk>
Subject: Ormskirk Superstores

All,

Please be aware of the below when dealing with this premises

ORMSKIRK SUPERSTORE

Printed: 17/11/2022

Visit Details:

Premises ID: 11738	Time: 19:30
Reference: Date: 23/09/2022	Main Phone: [REDACTED]
Address: 16 AUGHTON STREET	Alt Phone: [REDACTED]
ORMSKIRK	Email: [REDACTED]
LANCASHIRE	Fax: [REDACTED]
L39 3BW	

Description:

FURTHER JOINT VISIT WITH TRADING STANDARDS.

DPS ONCE AGAIN NOT PRESENT, NO PERSONAL LICENCE HOLDER ON SITE, CCTV STILL TIMED INCORRECTLY, HD ALSO SHOWED THAT FOOTAGE IS NOW RECORDING FOR 12 DAYS WHICH WOULD SUGGEST WHEN I LAST REVIEWED IT THE FOOTAGE RECORDINGS APPEAR TO HAVE BEEN TAMPERED WITH AND THE HD WIPED.

REVIEW FOOTAGE FOLLOWING INFO FROM CBM THAT THEY HAD SEEN THE PREMISES OPEN UNTIL THE EARLY HOURS - OTHER FOOTAGE SHOWED STAFF SPLITTING PACKETS OF CIGARETTES, PUTTING ONE IN CUSTOMERS MOUTH AND LIGHTING IT FOR THEM - THESE CUSTOMERS PRESENTED AS NO OLDER THAN 16.

T/S RECOVERED ANOTHER QUANTITY OF COUNTERFEIT TOBACCO AND NON-COMPLIANT E-CIGS. T/S ALSO LOCATED A LARGE, POINTED METALLIC OBJECT. ONE MEMBER OF STAFF CLAIMED IT WAS TO ORGANISE CANS ON THE SHELF WHILST THE OTHER CLAIMED IT WAS A KEBAB SKEWER, ADVISED THAT THERE IS NO LEGAL REASON FOR IT TO BE BEHIND THE TILL AND IT WAS SEIZED.

ALSO NOTED DURING VISIT WAS AN OPEN BAG OF BALLOONS TO THE REAR OF THE TILL WHICH APPEARED TO BE GETTING SOLD SEPARATELY JUDGING FROM THE CONTENTS OF A SEALED BAG.

Officers:

6884 CONNOLLY, STEPHEN - CONSTABLE
9024 NEWSHAM, MICHAEL - Special Constable

Responsible People:

[REDACTED]

Notes:

[REDACTED]

Narratives:

[REDACTED]

From: [Boon, Megan](#)
To: [Connolly, Stephen - 6884](#)
Cc: [Rowe, Fiona](#)
Subject: Re: Ormskirk Superstores
Date: 04 October 2022 14:55:20
Attachments: [image006.png](#)
[image008.png](#)
[image009.png](#)

Hi Ste,

Just a quick update. Whilst doing late shifts for Freshers Week, myself and Fiona witnessed the shop keeper at Ormskirk superstore go into the back store cupboard and sell a medium sized nitrous oxide cannister to a lad in his twenties.

We wasn't fully sure on the legislation surrounding this, but believed that it wasn't illegal for the lad to be in possession of it, but that the shop shouldn't be selling it for recreational use?

Fiona has submitted this on intel, but just thought I'd let you know.

Thanks,

Megan

Get [Outlook for Android](#)

ORMSKIRK SUPERSTORE

Printed: 17/11/2022

Visit Details:

Premises ID: 11738	Time: 12:10
Reference:	
Date: 21/10/2022	
Address:	Main Phone: [REDACTED]
16 AUGHTON STREET	Alt Phone: [REDACTED]
ORMSKIRK	Email: [REDACTED]
LANCASHIRE	Fax: [REDACTED]
L39 3BW	

Description:

ANOTHER UNANNOUNCED VISIT COMPLETED.

DPS FINALLY PRESENT AT PREMISES, CLAIMED TO HAVE BEEN AWAY FOR BEREAVEMENT BUT WASN'T ABLE TO SAY EXACTLY WHEN HE RETURNED TO THE UK.

CONFIRMED THAT HE WAS AWARE OF THE ISSUES RAISED DURING HIS ABSENCE AND OTHER THAN SOME DUBIOUS REFUSALS LOGS HAD MADE ZERO IMPROVEMENTS, CLAIMED TO HAVE BEEN TOO BUSY.

DPS WAS LEFT UNDER NO UNCERTAIN CIRCUMSTANCES THAT HE ISN'T TAKING THE RESPONSIBILITY EXPECTED OF HIM AND IS AWARE OF THE IMPENDING REVIEW APPLICATION, DPS JUST KEPT BLAMING HIS STAFF.

CCTV ONLY RECORDS FOR 2 WEEKS, NOT THE REQUIRED 31 DAYS, STILL NOT CHANGED TIME. DPS WAS AWARE OF ISSUES BUT AGAIN NOT ACTED TO RESOLVE THEM.

DISCUSSED STAFF HAVING THE METAL SKEWER BEHIND TIL AND DPS CLAIMED IT WAS FOR ARRANGING THE CANS/BOTTLES - ASKED HOW THEY'RE KEEPING THEM TIDY WITHOUT AND DPS CLAIMED IT WAS A MESS (IT WASN'T)

REVIEWED TILL RECEIPTS FROM 1ST OCT - 5 SEPARATE TRANSACTIONS SHOWING AFTER HOURS TRANSACTIONS TAKING PLACE AFTER AUTHORISED HOURS FOR ALCOHOL

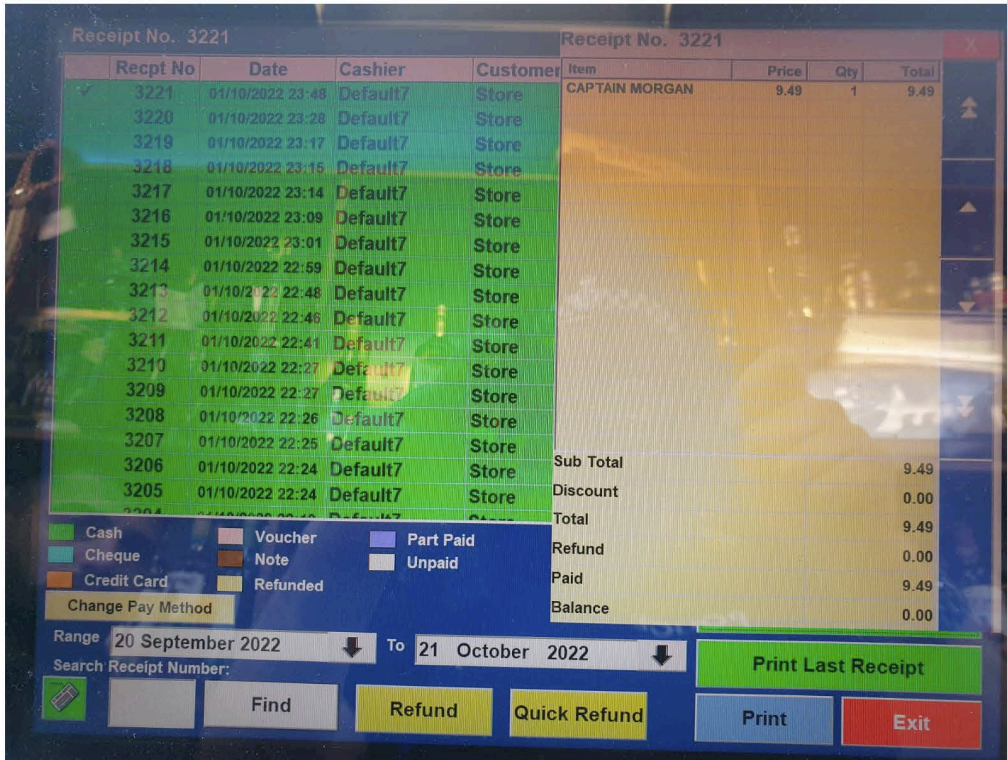
DPS ADVISED THAT I WOULD NOW BE CONSIDERING SEEKING A SEC 20 CLOSURE ORDER AS THEY HAVE CONTINUED SELLING ALCOHOL WITHOUT AUTHORITY DESPITE ALREADY BEING TOLD TO CEASE.

Officers:

6884 CONNOLLY, STEPHEN - CONSTABLE

Responsible People:

ID: 23884 Name: FARHAD SALEHI



Captured: 21-10-2022 13:30

Picture shows 1 x sale of alcohol after licensable hours at 23:48hrs

Photo below shows 2 x sales after licensable hours

Receipt No	Date	Cashier	Customer
4067	14/10/2022 14:59	Default7	Store
4066	14/10/2022 14:57	Default7	Store
4065	14/10/2022 14:28	Default7	Store
4064	14/10/2022 13:30	Default7	Store
4063	14/10/2022 13:24	Default7	Store
4062	14/10/2022 13:10	Default7	Store
4061	14/10/2022 13:00	Default7	Store
4060	14/10/2022 12:53	Default7	Store
4059	14/10/2022 12:30	Default7	Store
4058	14/10/2022 12:19	Default7	Store
4057	14/10/2022 11:55	Default7	Store
4056	14/10/2022 11:42	Default7	Store
4055	14/10/2022 11:41	Default7	Store
4054	13/10/2022 23:03	Default7	Store
✓ 4053	13/10/2022 23:02	Default7	Store
4052	13/10/2022 22:54	Default7	Store
4051	13/10/2022 22:52	Default7	Store

Change Pay Method

Range 20 September 2022

Captured: 21-10-2022 13:26

Photo below shows 1 x sale after licensable hours

Receipt No	Date	Cashier	Customer
3583	08/10/2022 14:13	Default7	Store
3582	08/10/2022 14:09	Default7	Store
3581	08/10/2022 13:29	Default7	Store
3580	08/10/2022 13:28	Default7	Store
3579	08/10/2022 13:23	Default7	Store
3578	08/10/2022 12:53	Default7	Store
3577	08/10/2022 12:50	Default7	Store
3576	08/10/2022 12:41	Default7	Store
3575	08/10/2022 12:26	Default7	Store
3574	08/10/2022 12:21	Default7	Store
3573	08/10/2022 12:09	Default7	Store
3572	08/10/2022 11:37	Default7	Store
3571	08/10/2022 11:26	Default7	Store
3570	08/10/2022 11:14	Default7	Store
3569	08/10/2022 10:39	Default7	Store
✓ 3568	08/10/2022 00:11	Default7	Store
3567	07/10/2022 23:16	Default7	Store

Item	Price	Qty	Total
GOODS	13.79	1	13.79
GOODS	1.75	1	1.75
Sub Total			15.54
Discount			0.00
Total			15.54
Refund			0.00
Paid			15.54
Balance			0.00

Change Pay Method

Range 20 September 2022 To 21 October 2022

Search Receipt Number: []

Print Last Receipt

Find Refund Quick Refund Print Exit

Captured: 21-10-2022 13:28

Photo below shows 3 x sales after licensable hours

Receipt No	Date	Cashier
4693	20/10/2022 16:48	Default7
4692	20/10/2022 16:28	Default7
4691	20/10/2022 16:28	Default7
4690	20/10/2022 16:26	Default7
4689	20/10/2022 16:16	Default7
4688	20/10/2022 16:08	Default7
4687	20/10/2022 14:09	Default7
4686	20/10/2022 14:08	Default7
4685	20/10/2022 14:07	Default7
4684	20/10/2022 13:57	Default7
✓ 4683	19/10/2022 23:09	Default7
4682	19/10/2022 23:09	Default7
4681	19/10/2022 23:00	Default7
4680	19/10/2022 22:57	Default7
4679	19/10/2022 21:31	Default7
4678	19/10/2022 21:21	Default7
4677	19/10/2022 21:21	Default7

Captured: 21-10-2022 13:20

Photo below shows 8x sales after licensable hours

Receipt No	Date	Cashier
4360	16/10/2022 11:53	Default7
4359	16/10/2022 11:53	Default7
✓ 4358	16/10/2022 00:02	Default7
4357	15/10/2022 23:50	Default7
4356	15/10/2022 23:49	Default7
4355	15/10/2022 23:38	Default7
4354	15/10/2022 23:31	Default7
4353	15/10/2022 23:30	Default7
4352	15/10/2022 23:27	Default7
4351	15/10/2022 23:24	Default7
4350	15/10/2022 23:23	Default7
4349	15/10/2022 23:21	Default7
4348	15/10/2022 23:15	Default7
4347	15/10/2022 23:13	Default7
4346	15/10/2022 23:08	Default7
4345	15/10/2022 23:06	Default7
4344	15/10/2022 23:04	Default7

Captured: 21-10-2022 13:25

Further to my previous statement.

On 26th November 2022 at approximately 22:52hrs I attended Ormskirk Superstores for an unannounced inspection of the premises. The DPS was present and upon reviewing the CCTV noted that the footage was retained from 4th November 2022, the DPS advised that there was a new hard drive fitted on this day. I also noted that the CCTV was running 56 minutes fast.

Upon reviewing the CCTV footage I noted that there were times where the DPS was not present, I asked if those working at the premises had a personal licence which he advised that he had trained the other staff members to have a personal licence, I advised him that he could not train someone to have a personal licence and that they needed to attend a course, pass and apply to their local authority for a personal licence. The DPS then claimed that Star BAIZ had obtained a personal licence but was unable to provide me with any details of it.

I advised that it was a licence condition that a personal licence holder had to be on site whilst licensable activity was being undertaken. The DPS replied that he was always there but would sometimes leave but come back. I advised the DPS that this was not sufficient and reminded him that the condition was imposed following the previous review.

I asked the DPS to email me with the details of any staff members with personal licences as when previously asked they all confirmed they didn't have one. The DPS agreed to send an email by 28th November with the details. At the time of writing (1730hrs 30/11/22) no email has been received from the DPS. A search of the Public Licensing Register at 1720hrs on 30/11/22 for Sefton Council, the authority where BAIZ lives proved negative for a personal licence in his name.

During my inspection I also reviewed the CCTV log, since my previous visit this had been updated however had not been completed since November 3rd 2022, the licence states that it must be completed weekly.

The incident log had seen a couple of basic entries and there had been several completed entries in the refusals register, however it was the same register which had pre-completed "no ID" entries. The training records that were presented to me were very poor and out of date. An examination of the till receipts showed that there had been no out of hours transactions over the last few days.

The DPS continues running his premises whilst not complying with the premises licence, despite undergoing another review of the premises licence.


PC 6884 Stephen Connolly





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Receipt No. 3221

Receipt No. 3221

Receipt No	Date	Cashier	Customer	Item	Price	Qty	Total
3221	01/10/2022 23:48	Default7	Store	CAPTAIN MORGAN	9.49	1	9.49
3220	01/10/2022 23:28	Default7	Store				
3219	01/10/2022 23:17	Default7	Store				
3218	01/10/2022 23:15	Default7	Store				
3217	01/10/2022 23:14	Default7	Store				
3216	01/10/2022 23:09	Default7	Store				
3215	01/10/2022 23:01	Default7	Store				
3214	01/10/2022 22:59	Default7	Store				
3213	01/10/2022 22:48	Default7	Store				
3212	01/10/2022 22:46	Default7	Store				
3211	01/10/2022 22:41	Default7	Store				
3210	01/10/2022 22:27	Default7	Store				
3209	01/10/2022 22:27	Default7	Store				
3208	01/10/2022 22:26	Default7	Store				
3207	01/10/2022 22:25	Default7	Store				
3206	01/10/2022 22:24	Default7	Store				
3205	01/10/2022 22:24	Default7	Store				
				Sub Total			9.49
				Discount			0.00
				Total			9.49
				Refund			0.00
				Paid			9.49
				Balance			0.00

- Cash
- Cheque
- Credit Card
- Voucher
- Note
- Refunded
- Part Paid
- Unpaid

Change Pay Method

Range 20 September 2022 To 21 October 2022

Search Receipt Number:

Find
Refund
Quick Refund

Print Last Receipt

Print
Exit

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Image shows sale of Captain Morgans Rum for £9.49 at 23:48hrs on Saturday 1st October 2022. Premises is licensed until 23:30hrs

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Receipt No. 3568

Recpt No	Date	Cashier	Customer	Item	Price	Qty	Total
3583	08/10/2022 14:13	Default7	Store	GOODS	13.79	1	13.79
3582	08/10/2022 14:09	Default7	Store	GOODS	1.75	1	1.75
3581	08/10/2022 13:29	Default7	Store				
3580	08/10/2022 13:28	Default7	Store				
3579	08/10/2022 13:23	Default7	Store				
3578	08/10/2022 12:53	Default7	Store				
3577	08/10/2022 12:50	Default7	Store				
3576	08/10/2022 12:41	Default7	Store				
3575	08/10/2022 12:26	Default7	Store				
3574	08/10/2022 12:21	Default7	Store				
3573	08/10/2022 12:09	Default7	Store				
3572	08/10/2022 11:37	Default7	Store				
3571	08/10/2022 11:25	Default7	Store				
3570	08/10/2022 11:14	Default7	Store				
3569	08/10/2022 10:39	Default7	Store				
✓ 3568	08/10/2022 00:11	Default7	Store				
3567	07/10/2022 23:16	Default7	Store				

Item	Price	Qty	Total
Sub Total			15.54
Discount			0.00
Total			15.54
Refund			0.00
Paid			15.54
Balance			0.00

Change Pay Method

Range 20 September 2022 To 21 October 2022

Search Receipt Number:

Print Last Receipt

Find Refund Quick Refund Print Exit

Legend:
Cash (Green), Cheque (Cyan), Credit Card (Orange), Voucher (Pink), Note (Brown), Refunded (Yellow), Part Paid (Purple), Unpaid (White)

Photo shows 1 x sale at 00:11hrs on Saturday 8th October 2022. Premises is only licensed until 23:30hrs

Receipt No.	Date	Cashier	Cu
4067	14/10/2022 14:59	Default7	Sto
4066	14/10/2022 14:57	Default7	Sto
4065	14/10/2022 14:28	Default7	Sto
4064	14/10/2022 13:30	Default7	Sto
4063	14/10/2022 13:24	Default7	Sto
4062	14/10/2022 13:10	Default7	Sto
4061	14/10/2022 13:00	Default7	Sto
4060	14/10/2022 12:53	Default7	Sto
4059	14/10/2022 12:30	Default7	Sto
4058	14/10/2022 12:19	Default7	Sto
4057	14/10/2022 11:55	Default7	Sto
4056	14/10/2022 11:42	Default7	Sto
4055	14/10/2022 11:41	Default7	Sto
4054	13/10/2022 23:03	Default7	Sto
4053	13/10/2022 23:02	Default7	Sto
4052	13/10/2022 22:54	Default7	Sto
4051	13/10/2022 22:52	Default7	Sto
4050	13/10/2022 22:51	Default7	Sto

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- Cash
- Cheque
- Credit Card
- Voucher
- Note
- Refunded
- Part Paid
- Unpaid

Change Pay Method

Range 20 September 2022

Picture shows 2 x sales at 23:02hrs & 23:03hrs on Thursday 13th October 2022. Premises is licensed until 23:00hrs.

Recpt No	Date	Cashier	C
4360	16/10/2022 11:53	Default7	S
4359	16/10/2022 11:53	Default7	S
✓ 4358	16/10/2022 00:02	Default7	St
4357	15/10/2022 23:50	Default7	St
4356	15/10/2022 23:49	Default7	St
4355	15/10/2022 23:38	Default7	St
4354	15/10/2022 23:31	Default7	St
4353	15/10/2022 23:30	Default7	St
4352	15/10/2022 23:27	Default7	St
4351	15/10/2022 23:24	Default7	St
4350	15/10/2022 23:23	Default7	St
4349	15/10/2022 23:21	Default7	St
4348	15/10/2022 23:15	Default7	St
4347	15/10/2022 23:13	Default7	St
4346	15/10/2022 23:08	Default7	St
4345	15/10/2022 23:06	Default7	St
4344	15/10/2022 23:04	Default7	St

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Picture shows 5 x transaction between 23:31hrs on Saturday 15th October 2022 and 00:02hrs on Sunday 16th October 2022. Premises is only licensed until 23:30hrs.

Change Pay Method

Range

- Cash
- Cheque
- Credit Card
- Voucher
- Note
- Refunded
- Part Paid
- Unpaid

Receipt No	Date	Cashier
4693	20/10/2022 16:48	Default7
4692	20/10/2022 16:28	Default7
4691	20/10/2022 16:28	Default7
4690	20/10/2022 16:26	Default7
4689	20/10/2022 16:16	Default7
4688	20/10/2022 16:08	Default7
4687	20/10/2022 14:09	Default7
4686	20/10/2022 14:08	Default7
4685	20/10/2022 14:07	Default7
4684	20/10/2022 13:57	Default7
4683	19/10/2022 23:09	Default7
4682	19/10/2022 23:09	Default7
4681	19/10/2022 23:00	Default7
4680	19/10/2022 22:57	Default7
4679	19/10/2022 21:31	Default7
4678	19/10/2022 21:21	Default7
4677	19/10/2022 21:21	Default7
4676	19/10/2022 21:19	Default7

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Picture shows 2 x sales made at 23:09hrs on Wednesday 19th October 2022. PC Connolly noted on his statement that one of these sales was for “4 x 500ml can of San Miguel”. The premises is only licensed until 23:00hrs.

THE LICENSING ACT 2003 - REPRESENTATION FROM RESPONSIBLE AUTHORITY

LANCASHIRE COUNTY COUNCIL TRADING STANDARDS SERVICE

I am Lauren Manning, Senior Trading Standards Officer, employed by Lancashire County Council Trading Standards Service.

I have delegated authority to exercise the County Council's powers and duties under relevant Trading Standards related Acts of Parliament and in this capacity to provide written and oral representations on behalf of the Lancashire County Council Head of Service for Trading Standards.

I make this statement using facts and matters within my own knowledge. Any facts and matters that are not within my own knowledge are true to the best of my knowledge and belief.

Lancashire County Council Trading Standards Service wishes to make representations in support of the application from Lancashire Constabulary to review the premises licence at Ormskirk Superstore, 16 Aughton Street, Ormskirk L39 3BW. The licence holder and designated premises supervisor at the premises is Mr Farhad Salehi.

Trading Standards applied for a review of the premises licence for Ormskirk Superstore on 5th January 2022, following an illicit tobacco seizure and underage sales of cigarettes and e-cigarettes at the premises. Four additional licence conditions were added by the Committee at the hearing on 28th February 2022, including a requirement for all persons (including the DPS) involved in the sale of licensable products to undertake the Lancashire County Council Check 25 online training. I have checked our records from 1st March 2022 to 5th December 2022 and can confirm that Mr Farhad Salehi has not completed the online Check 25 training. No other members of staff at the shop have completed the training.

I have checked our Trading Standards databases for information relating to the premises since the review on 28th February 2022 and can confirm the following:

20th April 2022 – test purchase attempt for alcohol and e-cigarettes using two 16 year old volunteers. Sale refused.

23rd June 2022 – Trading Standards were notified of a Police operation involving Mr Farhad Salehi on 26th May 2022. Officers from Merseyside Police stopped Mr Salehi in his vehicle in Southport. Officers searched the vehicle and seized numerous packs of illicit tobacco and cigarettes, as well as approximately £10,000 in cash. Mr Salehi was arrested.

His home address in Southport was searched and numerous illicit tobacco products were seized. A large number of the cigarettes and tobacco have been confirmed to be counterfeit.

Mr Salehi answered 'no comment' to all questions when interviewed by Police.

30th June 2022 – complaint received from a member of the public alleging that the shop is selling e-cigarettes to underage children.

9th August 2022 – Inspection of premises carried out. Staff member present: Ms Raimonda Gerulienė. 208 packs of illicit tobacco products were discovered and seized. 3 of the packs were found open in the till, 2 packs were found on the shelf with alcohol, 24 packs were in a plastic bag behind the counter. The rest were found in the store room.

555 non compliant e-cigarettes were also seized which were on open display. The law prohibits the sale of e-cigarettes with a capacity greater than 2ml, the products must possess a UK name and address for traceability, and important safety warnings must be present.

7th September 2022 – The premises were visited by Michaela Murray from West Lancashire Borough Council Licensing Department and Lancashire Police. A short time later I arrived at the premises with a colleague. Upon arrival I was informed by one of the officers from Lancashire Police that the member of staff, Raimonda Gerulienė, had disappeared several times into the store room at the back of the shop for a long period of time when officers first arrived. PCSO Gornall and I then reviewed the CCTV footage at the premises, which showed Ms Gerulienė and a male who I know to be the Director of Ormskirk Superstore Ltd, Mr Star Khalid Baiz, exiting the rear of the premises with a number of boxes. Ms Gerulienė hastily stacked the boxes outside the back door, and Mr Baiz was collecting them and moving them away from the area. He was believed to be putting them inside a vehicle, only part of which was in view of the camera.

The vehicle moved away, and approximately 8 minutes later Ms Gerulienė can be seen on the CCTV taking a phone call at the shop counter. She is then seen to remove a black bin bag out of the back door, and place it between the bins at the back of the shop.

Upon viewing this CCTV I went outside via the back door of the shop, and retrieved the black bin bag which I seized. This bag contained the following illicit tobacco products: 10 packs of Richmond cigarettes, 10 packs of Marlboro Gold, 70 packs of Milano capsules, 10 non compliant Elux e-cigarettes. It is believed that the boxes that were removed from the premises also contained illicit tobacco products.

12th September 2022 – complaint received from a member of the public who purchased an Elux Legend e-cigarette from Ormskirk Superstore on 15th August 2022. She was asked if it was ok for them to remove the packaging before providing it to her, which she agreed to and the staff member put it in a paper bag. The complainant stated that the e-cigarette exploded, and she took it back to the shop to complain a couple of days later. She said that the member of staff called to three men who were outside the shop, who approached the complainant and were very aggressive. They stated they would not give a refund and threatened to drag her out of the shop if she did not leave. She was left feeling shaken and upset by the incident.

23rd September 2022 – inspection of premises carried out by Trading Standards and Lancashire Police. Mr Star Khalid Baiz present. 17 packets of illicit Rothmans cigarettes were found concealed inside a Hoover in the storeroom, plus 1 packet of Rothmans seized from inside the till.

Approximately 200 non compliant e-cigarettes were seized from under the counter – all of the e-cigarettes on open display were legal and compliant. Given the fact that e-cigarettes had previously been seized from these premises I would suggest that concealing them under the counter was a deliberate action. I noted a large number of empty boxes of these non compliant e-cigarettes in the bin behind the counter, suggesting that staff were removing the boxes of the products before handing them to customers, which I would suggest is being done so that customers are not seen leaving the shop carrying illegal products. Further e-cigarettes were seized from the back room.

Investigations are ongoing.

RELEVANT INFORMATION

- Supplying (including possessing for supply) tobacco products bearing trademarks without the consent of the proprietor of the mark (counterfeit) is an offence contrary to the Trade Marks Act 1994;
- Supplying (including possessing for supply) tobacco products which are not in plain packaging is an offence, contrary to the Standardised Packaging of Tobacco Products Regulations 2015;
- Supplying (including possessing for supply) tobacco products that do not display compliant health warnings is an offence, contrary to the Tobacco and Related Products Regulations 2016;
- Improperly marked tobacco products deny consumers valuable information about the dangers of smoking. Counterfeit tobacco is normally sold much cheaper than its genuine counterparts – typically half the price – which undermines price-based strategies to prevent smoking by making it more accessible to adults and children. Cut price tobacco presents unfair competition to legitimate retailers in the area and typically deprives the taxman of £6.17 for cigarettes and £11.30 for hand rolling tobacco, in terms of lost duty and VAT. In the case of counterfeit products there is a further risk in that, unlike their genuine counterparts, there are no controls over what goes into making them or on the levels of harmful substances they might contain. These products have also been found not to comply with requirements to self extinguish if left unattended.

Paragraphs 11.27 & 11.28 of the statutory guidance issued under Section 182 of The Licensing Act 2003 (Home Office April 2018) states that:

'There is certain criminal activity that may arise in connection with licensed premises that should be treated particularly seriously. These are the use of the licensed premises

...for the sale or storage of smuggled alcohol and tobacco.

It is envisaged that licensing authorities, the police, the Home Office (Immigration Enforcement) and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where reviews arise and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that revocation of the licence – even in the first instance – should be seriously considered.

During the previous hearing that took place on 28th February 2022, Mr Salehi stated that he was not aware of illegal cigarettes being sold from the shop and that he would ensure that incidents that had occurred at the premises were not repeated. The Sub-Committee concluded that there was no evidence to substantiate that Mr Salehi was complicit in the illegal activity.

Since the previous hearing there have been 3 seizures of illegal tobacco from the shop, in addition to seizures of illicit tobacco from Mr Salehi's vehicle and his home address. The evidence now indicates that Mr Salehi is personally heavily involved in the illegal sale and supply of illicit tobacco. He can no longer place the blame on members of staff and claim to be tackling the issues by sacking those staff members.

In the opinion of Lancashire County Council Trading Standards Service the information presented is clear evidence that the licensing objective of the prevention of crime and disorder has been disregarded at these premises.

Lancashire County Council Trading Standards respectfully requests that the Committee considers whether revocation of the premises licence for Ormskirk Superstore would be an appropriate finding in the circumstances.


I believe the contents of this statement to be true.

Signed: 

Date: 06/12/2022

Lauren Manning (Senior Trading Standards Officer)
4th Floor Lancashire Point
County Hall
Pitt Street
Preston
PR1 0LD

Contact telephone number: 01772 533344

Email address: 

Lancashire County Council

Statement of Witness
(Criminal Procedure Rules, r 16.2;
Criminal Justice Act 1967, s9)

STATEMENT OF (name of witness): Chris Wilkinson
Age of witness: Over 18
Occupation of witness: Trading Standards Manager

This statement (consisting of 1 page 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.

Dated the 20th December 2022.

Signed: CWILKINSON

I am employed by Lancashire County Council Trading Standards Service as a Trading Standards manager based at County Hall, Pitt Street, Preston PR1 0LD.

On Friday the 16th of December 2022 I visited Ormskirk Superstore, 16 Aughton St, Ormskirk, L39 3BW to carry out a test purchase of cigarettes.

I entered the store at around 8.10 pm. As I entered, I saw a member of staff moving from behind the counter. The member of staff was male and of middle eastern appearance. He was tall and slim with dark curly hair. He was wearing a white hoodie and looked to be around 30 years of age. I asked him if he had any cheap Richmond cigarettes. He stated that he did and I asked for one packet. He moved back behind the counter and took a packet of cigarettes from under the counter. He said they were £6 and handed them to me. I handed over £20 and received £14 change. I noticed that he did not place the money in the till but into a wallet that was placed in front of the till. Following the sale I left the store. I produce in evidence, x1 packet of Richmond cigarettes, marked as exhibit **CW/1**. The cigarettes were not in standardised packaging and were suspected to be counterfeit. Later that day I handed the cigarettes to a colleague, Lauren Manning.

Signature: CWILKINSON - 20/12/2022

From: Gareth Dowling <[REDACTED]>
Sent: 22 November 2022 08:00
To: Licensing Enquiries <Licensing.Enquiries@westlancs.gov.uk>
Subject: Re: FW: Premise licence review - Ormskirk Super Store

Hi

I would like to support the licence review of Ormskirk Superstore. I have taken part in one previously, where I outlined many, many concerns with the business. My fears at the time appear to have been well founded. Although the last review only considered issue in relation to cigarettes, therefore leaving the Borough Council with little legal ability to take action, we had hoped the exercise would have meant better compliance with their legal duties. It was clear however that their flagrant disregard to the law in relation to cigarettes was indicative of their general attitude to the law, and it has become clearly apparent.

Any establishment that seeks to harm the residents of West Lancashire, is quite simply, not welcome.

I thank those responsible for bringing forward this licence review and trust the committee will take appropriate action.

I will seek to speak at any hearing.

Many thanks,
Gareth

ORMSKIRK SUPERSTORE, AUGHTON STREET, ORMSKIRK

7 September 2022

Conditions not in place at the time of visit:-

CCTV

- Incorrect time
- Staff on the day could not/or would not operate the system

Proxy Signs

- No proxy signs on display

Alcohol Sales authorisation list

- None on site

Incident log

- Last completed on: 7 April 2021

Signs to exit quietly

- None on site

Refusals Reister

- Last entry 5/9/2021

Challenge 25 Training Policy training records

- None in the store or any proof this had been issued
- No training manual to be reviewed
- No written policy to be viewed
-

Personal Licence

- Both the staff at the time of the visit had no personal licence

Refresher training course – challenge 25

- No evidence of any challenge 25 was in place and certainly no refresher training (the review was February therefore the condition refresher training every 6 months had been breached.

Key, Lyndsey

From: Farhad Salehi [REDACTED]
Sent: 13 December 2022 11:28
To: Jordan, Samantha
Subject: Re: Body Cam Footage 1
Attachments: IMG_0080.MP4; IMG_0071.MOV; IMG_0070.MOV; IMG_0073.MP4; IMG_0072.MP4; IMG_0079.MP4

Why his asking questions to star he don't speak English he don't understand no word of English and he did not understand him at all he don't know what his talking about the officer talking and acting like he made a bigger mistake in his life and I seen this officer 3 or 4 times coming to my premises I know how he acts and how he talks and why his not telling council about our good things we did and his not showing other videos and I have sent him a lot of videos over 18 years old buying vape and other products for under age why his not doing nothing about that I have band too many people I have trained my staff and people work in big store like AZDA or LIDL or ALDI or MORRISON or bargain booz they don't all have personal license I have asked too many of peoples that work there they don't hold personal license and why no one doing nothing about that. And I will send you all the videos I have a lot of videos like that proving under age sending people to buy stuff for them

[Sent from Yahoo Mail for iPhone](#)

On Tuesday, December 13, 2022, 11:05 am, Jordan, Samantha <Samantha.Mullen@westlancs.gov.uk> wrote:

Message classification: **OFFICIAL**

Please acknowledge receipt.

Regards

Samantha Jordan
Senior Licensing Officer
West Lancashire Borough Council

Tel: 01695 577177

Direct dial: 01695 583231
Fax: 01695 585126
West Lancashire Borough Council
Robert Hodge Centre, Stanley Way,
Skelmersdale WN8 8EE

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Key, Lyndsey

From: Farhad Salehi <[REDACTED]>
Sent: 14 December 2022 14:52
To: Jordan, Samantha
Subject: Re: Body Cam footage 2

I appreciate you and I have so many things to say this footage you sent me this lad is over 19 years old and the reason he lighting his cigarette inside is because most of the time our customers taking the lighter and not giving us back and we don't like to argue with people over the lighter and I Caught many customers with fake money and police don't do nothing about it and we got robbed so many times and police don't do nothing about it and we have band so many people because they was buying cigarettes for under age and we ask ID to everyone and Ormskirk is small town I recognise all my customers because they are all regular customers I asked ID couple of times so I know them very well now. I know where they live exactly what area on the road because it's been over a year that I'm in Ormskirk I'm running Ormskirk superstore Why is he not talking about so many people being nasty and horrible and racist to us we never report to the police We never Harass or never bothered police Since we are in Ormskirk, we never fight. We never find some trouble with anyone. It's because it doesn't mean every single person and I'm scared as a nice person is because we are being so nice to them even when when they are being horrible. Us I have done my best since last time, I promise I can't be perfect but I'll done my best and I will always do my best And I still have so many things to say
Thank you

[Sent from Yahoo Mail for iPhone](#)

On Wednesday, December 14, 2022, 1:53 pm, Jordan, Samantha <Samantha.Mullen@westlancs.gov.uk> wrote:

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From: Farhad Salehi <[REDACTED]>
Sent: 13 December 2022 15:17
To: Jordan, Samantha <Samantha.Mullen@westlancs.gov.uk>
Subject: Re: Body Cam footage 2

No I need translator on court day please

[Sent from Yahoo Mail for iPhone](#)

On Tuesday, December 13, 2022, 3:14 pm, Jordan, Samantha <Samantha.Mullen@westlancs.gov.uk> wrote:

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Hello

You need the body cam footage translating in to Kurdish?

Regards

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From: Farhad Salehi <[REDACTED]>
Sent: 13 December 2022 15:04
To: Jordan, Samantha <Samantha.Mullen@westlancs.gov.uk>
Subject: Re: Body Cam footage 2

I need a translation for the hearing day please thank you kurdish sorani

[Sent from Yahoo Mail for iPhone](#)

On Tuesday, December 13, 2022, 11:14 am, Jordan, Samantha <Samantha.Mullen@westlancs.gov.uk> wrote:

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From: Licensing Enquiries <Licensing.Enquiries@westlancs.gov.uk>
Sent: 14 December 2022 15:47
To: Jordan, Samantha <Samantha.Mullen@westlancs.gov.uk>; Murray, Michaela <Michaela.Murray@westlancs.gov.uk>
Subject: FW: Ormskirk super store

Message classification: **OFFICIAL**

From: Farhad Salehi [REDACTED]
Sent: 14 December 2022 15:28
To: Licensing Enquiries <Licensing.Enquiries@westlancs.gov.uk>
Subject: Ormskirk super store

Hello it's farhad salehi

I have so many things to say this footage you sent me this lad is over 19 years old and the reason he lighting his cigarette inside the shop is because most of the time our customers taking the lighter and not giving us back and we don't like to argue with people over the lighter and I Caught many customers with fake money and police don't do nothing about it and we got robbed so many times and police don't do nothing about it and we have band so many people because they was buying cigarettes for under age and we ask ID to everyone and Ormskirk is small town I recognise all my customers because they are all regular customers I asked ID couple of times so I know them very well now. I know where they live exactly what area on the road because it's been over a year that I'm in Ormskirk I'm running Ormskirk superstore Why is he not talking about so many people being nasty and horrible and racist to us we never report to the police We never Harass or never bothered police Since we are in Ormskirk, we never fight. We never find some trouble with anyone. It's because it doesn't mean every single person and I'm scared as a nice person is because we are being so nice to them even when when they are being horrible. Us I have done my best since last time, I promise I can't be perfect but I'll done my best and I will always do my best

And I still have so many things to say

I will send you a lot of videos to prove that is people buying products for under age is not ours seven under age at all. I am always doing my best. I have refuse so many customers and I have been writing down in a book.

Thank you

Key, Lyndsey

From: Farhad Salehi <[REDACTED]>
Sent: 17 December 2022 18:11
To: Jordan, Samantha
Cc: Murray, Michaela
Subject: Re: Body Cam footage 2
Attachments: IMG_0105.MP4; IMG_0105.MP4; IMG_0105.MP4; IMG_0105.MP4

There's another video this lad trying to buy vape for them I honestly refused Thousand people and I have employed someone to caught them who buying things for under age I will report them to the police and I have band too many people they are not allowed to come to Ormskirk super store at well because they are buying products for under age from now on I will report them to the police I really had enough

Thank you

[Sent from Yahoo Mail for iPhone](#)

On Wednesday, December 14, 2022, 3:07 pm, Jordan, Samantha <Samantha.Mullen@westlancs.gov.uk> wrote:

Hello

The footage I sent to you from the bodycam is footage Lancashire Constabulary plan to show and refer to at the hearing. As a Senior Licensing Officer it is my job to provide the footage to you before the hearing. If you plan to refer to any further footage can you please provide it to the Licensing Service before the hearing, email address: licensing.enquiries@westlancs.gov.uk

Regards

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From: Farhad Salehi [REDACTED]
Sent: 14 December 2022 14:52
To: Jordan, Samantha <Samantha.Mullen@westlancs.gov.uk>
Subject: Re: Body Cam footage 2

I appreciate you and I have so many things to say this footage you sent me this lad is over 19 years old and the reason he lighting his cigarette inside is because most of the time our customers taking the lighter and not giving us back and we don't like to argue with people over the lighter and I Caught many customers with fake money and police don't do nothing about it and we got robbed so many times and police don't do nothing about it and we have band so many people because they was buying cigarettes for under age and we ask ID to everyone and Ormskirk is small town I recognise all my customers because they are all regular customers I asked ID couple of times so I know them very well now. I know where they live exactly what area on the road because it's been over a year that I'm in Ormskirk I'm running Ormskirk superstore Why is he not talking about so many people being nasty and horrible and racist to us we never report to the police We never Harass or never bothered police Since we are in Ormskirk, we never fight. We never find some trouble with anyone. It's because it doesn't mean every single person and I'm scared as a nice person is because we are being so nice to them even when when they are being horrible. Us I have done my best since last time, I promise I can't be perfect but I'll done my best and I will always do my best
And I still have so many things to say

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Sent: 13 December 2022 15:04
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<Samantha.Mullen@westlancs.gov.uk>
Subject: Re: Body Cam footage 2

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Key, Lyndsey

From: Farhad Salehi [REDACTED] <[REDACTED]>
Sent: 17 December 2022 18:12
To: Jordan, Samantha
Cc: Murray, Michaela
Subject: Re: Body Cam footage 2
Attachments: IMG_0105.MP4

[Sent from Yahoo Mail for iPhone](#)

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whose details are above this notice.*

From: Farhad Salehi
(b) (6) <(b) (6)@westlancs.gov.uk>
Sent: 13 December 2022 15:04
To: Jordan, Samantha
<Samantha.Mullen@westlancs.gov.uk>
Subject: Re: Body Cam footage 2

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day please thank you kurdish

sorani

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Message
classification:
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Please
acknowledge
receipt.

Regards

Samantha Jordan
Senior Licensing
Officer
West Lancashire
Borough Council

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very seriously and
will keep your
personal data
secure at all times.*

Key, Lyndsey

From: Licensing Enquiries
Sent: 19 December 2022 15:56
To: Jordan, Samantha
Subject: FW: Ormskirk super store

Message classification: **OFFICIAL**

Fyi

From: Farhad Salehi <[REDACTED]>
Sent: 17 December 2022 15:59
To: Licensing Enquiries <Licensing.Enquiries@westlancs.gov.uk>
Subject: Re: Ormskirk super store

	Date
106	
107	16/2/22
108	

	Date
94	09:00
95	11:10

	Date	
58	5/11/21	13
59	5/11/21	17

	Date	
70	9/11/21	21

	Date	
82	06/12/21	18
83	09/12/21	19
84	15/12/21	

[Sent from Yahoo Mail for iPhone](#)

On Friday, December 16, 2022, 6:23 pm, Farhad Salehi <[REDACTED]> wrote:

There's my books

[It's Ormskirk super store](#)

There is another video that another person buying it for someone else who don't have ID with him and I didn't serve him he sent someone else I didn't know that he buying it for him other wise I wouldn't serve him aswell I will band him from now on

Key, Lyndsey

From: Licensing Enquiries
Sent: 19 December 2022 15:55
To: Jordan, Samantha
Subject: FW: Ormskirk super store
Attachments: IMG_0085.MP4

Message classification: **OFFICIAL**

Fyi

From: Farhad Salehi <[REDACTED]>
Sent: 16 December 2022 18:11
To: Licensing Enquiries <Licensing.Enquiries@westlancs.gov.uk>
Subject: Re: Ormskirk super store

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[Sent from Yahoo Mail for iPhone](#)

On Wednesday, December 14, 2022, 3:28 pm, Farhad Salehi <[REDACTED]> wrote:

Hello it's farhad salehi

I have so many things to say this footage you sent me this lad is over 19 years old and the reason he lighting his cigarette inside the shop is because most of the time our customers taking the lighter and not giving us back and we don't like to argue with people over the lighter and I Caught many customers with fake money and police don't do nothing about it and we got robbed so many times and police don't do nothing about it and we have band so many people because they was buying cigarettes for under age and we ask ID to everyone and Ormskirk is small town I recognise all my customers because they are all regular customers I asked ID couple of times so I know them very well now. I know where they live exactly what area on the road because it's been over a year that I'm in Ormskirk I'm running Ormskirk superstore Why is he not talking about so many people being nasty and horrible and racist to us we never report to the police We never Harass or never bothered police Since we are in Ormskirk, we never fight. We never find some trouble with anyone. It's because it doesn't mean every single person and I'm scared as a nice person is because we are being so nice to them even when they are being horrible. Us I have done my best since last time, I promise I can't be perfect but I'll done my best and I will always do my best

And I still have so many things to say

I will send you a lot of videos to prove that is people buying products for under age is not ours seven under age at all. I am always doing my best. I have refuse so many customers and I have been writing down in a book.

Thank you

Key, Lyndsey

From: Licensing Enquiries
Sent: 19 December 2022 15:56
To: Jordan, Samantha
Subject: FW: Ormskirk super store

Message classification: **OFFICIAL**

From: Farhad Salehi <[REDACTED]>
Sent: 17 December 2022 16:00
To: Licensing Enquiries <Licensing.Enquiries@westlancs.gov.uk>
Subject: Re: Ormskirk super store



[Sent from Yahoo Mail for iPhone](#)

On Friday, December 16, 2022, 6:23 pm, Farhad Salehi <[REDACTED]>

[Sent from Yahoo Mail for iPhone](#)

On Friday, December 16, 2022, 6:23 pm, Farhad Salehi <[REDACTED]>

[Sent from Yahoo Mail for iPhone](#)

On Friday, December 16, 2022, 6:23 pm, Farhad Salehi <[REDACTED]> wrote:

There's my books

It's Ormskirk super store

There is another video that another person buying it for someone else who don't have ID with him and I didn't serve him he sent someone else I didn't know that he buying it for him other wise I wouldn't serve him aswell I will band him from now on

Key, Lyndsey

From: Licensing Enquiries
Sent: 19 December 2022 15:57
To: Jordan, Samantha
Subject: FW: Ormskirk super store

Message classification: **OFFICIAL**

fyi

From: Farhad Salehi <[REDACTED]>
Sent: 17 December 2022 17:33
To: Licensing Enquiries <Licensing.Enquiries@westlancs.gov.uk>
Subject: Re: Ormskirk super store



	Date	Ti
22	16/6/21	15 ↓
23	18/6/21	11 15

	Date
34	8/9/21
35	12/9/21
36	18/9/21

	Date	
46	୧୨/୧୦/୧୧	୧
47	୧୩/୧୦/୧୧	୧

Observations	Staff name / Signature
To buy A and Cigaret	Farhad 

7

22/05/201

Monday

201

Premises: Ormskirk Superstore, 16 Aug

[Sent from Yahoo Mail for iPhone](#)

On Friday, December 16, 2022, 6:23 pm, Farhad Salehi <[REDACTED]> wrote:

Error! Filename not specified.

Error! Filename not specified.

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Error! Filename not specified.

Error! Filename not specified.

[Sent from Yahoo Mail for iPhone](#)

On Friday, December 16, 2022, 6:23 pm, Farhad Salehi <[REDACTED]>

There's my books **Error! Filename not specified.**

Error! Filename not specified.

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[It's Ormskirk super store](#)

There is another video that another person buying it for someone else who don't have ID with him and I didn't serve him he sent someone else I didn't know that he buying it for him other wise I wouldn't serve him aswell I will band him from now on

Key, Lyndsey

From: Jordan, Samantha
Sent: 20 December 2022 11:30
To: [REDACTED]
Subject: FW: Ormskirk super store
Attachments: IMG_0085.MP4

Categories: Egress Switch: Official (Not Encrypted)

Message classification: **OFFICIAL**

Samantha Jordan
Senior Licensing Officer
West Lancashire Borough Council

Tel: 01695 577177
Direct dial: 01695 583231
Fax: 01695 585126
West Lancashire Borough Council
Robert Hodge Centre, Stanley Way,
Skelmersdale WN8 8EE

www.westlancs.gov.uk <<http://www.westlancs.gov.uk/>>

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From: Licensing Enquiries <Licensing.Enquiries@westlancs.gov.uk>
Sent: 19 December 2022 15:55
To: Jordan, Samantha <Samantha.Mullen@westlancs.gov.uk>
Subject: FW: Ormskirk super store

Message classification: **OFFICIAL**

Fyi

From: Farhad Salehi <[REDACTED]@westlancs.gov.uk>
Sent: 16 December 2022 18:11
To: Licensing Enquiries <Licensing.Enquiries@westlancs.gov.uk>
Subject: Re: Ormskirk super store

It's Ormskirk super store

There is another video that another person buying it for someone else who don't have ID with him and I didn't serve him he sent someone else I didn't know that he buying it for him other wise I wouldn't serve him aswell I will band him from now on

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And I still have so many things to say

I will send you a lot of videos to prove that is people buying products for under age is not ours seven under age at all. I am always doing my best. I have refuse so many customers and I have been writing down in a book.

Thank you

Key, Lyndsey

From: Farhad Salehi <[REDACTED]>
Sent: 20 December 2022 19:35
To: Jordan, Samantha
Subject: Re: Review Hearing Ormskirk Superstore
Attachments: IMG_0110.MP4

There's another video from 2 minutes ago

Let's see if you can or police or this kid's family do something about it. We all know that we don't wanted in this country and all is about racism other wise why are you all and the police not doing something to English people and too many other shops in Ormskirk and other areas selling legal products and no one doing anything about it we can all see the difference between us the people from this country I ranged the police last week to come to our premises because it was 20 lads came outside our shops and at the back of the shop to attack us do u know how I know because 1 week before I asked ID to few of this lads they was outside the shop they start screaming and swearing and being racist and he told me that he will come back with all his friends and he smashes all the shops and burns it down and they did came back and I call the police to come down to the shop soon as possible because something will happen and I explained everything on the phone and do know what they never turn up I'm still waiting for the police to come no body is here to help me

I want to tell you something there is someone behind all this and behind all the reports against us I know most of the people getting paid from somebody to do all the things to close us down I have too many stories to tell you that Proof that this is all set up by someone

I'm not saying we are perfect because no one is perfect

I'm not saying I never made mistakes yes we are all making mistakes every one around the world I have done everything possible to make the council and police and community happy and safe

[Sent from Yahoo Mail for iPhone](#)

On Tuesday, December 20, 2022, 11:46 am, Jordan, Samantha <Samantha.Mullen@westlancs.gov.uk> wrote:

Message classification: **OFFICIAL**

Hello

Please find report and appendices attached in respect of the above.

Kind regards

Samantha Jordan
Senior Licensing Officer
West Lancashire Borough Council

Tel: 01695 577177

Direct dial: 01695 583231
Fax: 01695 585126
West Lancashire Borough Council

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Key, Lyndsey

From: Farhad Salehi <[REDACTED]>
Sent: 20 December 2022 19:40
To: Jordan, Samantha
Subject: Re: Review Hearing Ormskirk Superstore

This is the proof of that I ranged the police and they did not turn up

When we was in dangerous
situations



[Sent from Yahoo Mail for iPhone](#)

On Tuesday, December 20, 2022, 7:34 pm, Farhad Salehi <[REDACTED]> wrote:

There's another video from 2 minutes ago

Let's see if you can or police or this kid's family do something about it. We all know that we don't wanted in this country and all is about racism other wise why are you all and the police not doing something to English people and too many other shops in Ormskirk and other areas selling legal products and no one doing anything about it we can all see the difference between us the people from this country I ranged the police last week to come to our premises because it was 20 lads came outside our shops and at the back of the shop to attack us do u know how I know because 1 week before I asked ID to few of this lads they was outside the shop they start screaming and swearing and being racist and he told me that he will come back with all his friends and he smashes all the shops and burns it down and they did came back and I call the police to come down to the shop soon as possible because something will happen and I explained everything on the phone and do know what they never turn up I'm still waiting for the police to come no body is here to help me I want to tell you something there is someone behind all this and behind all the reports against us I know most of the people getting paid from somebody to do all the things to close us down I have too many stories to tell you that Proof that this is all set up by someone I'm not saying we are perfect because no one is perfect I'm not saying I never made mistakes yes we are all making mistakes every one around the world I have done everything possible to make the council and police and community happy and safe

[Sent from Yahoo Mail for iPhone](#)

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Key, Lyndsey

From: Licensing Enquiries
Sent: 21 December 2022 07:36
To: Key, Lyndsey; Jordan, Samantha
Subject: FW: Ormskirk super store
Attachments: IMG_0112.MP4

Message classification: **OFFICIAL**

From: Farhad Salehi <[REDACTED]>
Sent: 20 December 2022 20:35
To: Licensing Enquiries <Licensing.Enquiries@westlancs.gov.uk>
Subject: Ormskirk super store

There's another video

[Sent from Yahoo Mail for iPhone](#)

Key, Lyndsey

From: Licensing Enquiries
Sent: 21 December 2022 07:38
To: Key, Lyndsey; Jordan, Samantha
Subject: RE: Ormskirk super store

Message classification: **OFFICIAL**

From: Farhad Salehi <[REDACTED]>
Sent: 20 December 2022 19:47
To: Licensing Enquiries <Licensing.Enquiries@westlancs.gov.uk>
Subject: Ormskirk super store

It's Ormskirk super store
16 aughton street
L393bw
Ormskirk

There's another video from 2 minutes ago

Let's see if you can or police or this kid's family do something about it. We all know that we don't wanted in this country and all is about racism other wise why are you all and the police not doing something to English people and too many other shops in Ormskirk and other areas selling legal products and no one doing anything about it we can all see the difference between us the people from this country I ranged the police last week to come to our premises because it was 20 lads came outside our shops and at the back of the shop to attack us do u know how I know because 1 week before I asked ID to few of this lads they was outside the shop they start screaming and swearing and being racist and he told me that he will come back with all his friends and he smashes all the shops and burns it down and they did came back and I call the police to come down to the shop soon as possible because something will happen and I explained everything on the phone and do know what they never turn up I'm still waiting for the police to come no body is here to help me

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This is the proof of that I ranged the police and they did not turn up

When we was in dangerous situations This is the proof of that I ranged the police and they did not turn up
When we was in dangerous situations

This is the proof of that I ranged the police and they did not turn up

When we was in dangerous situations

I have sent too many videos to other email



Key, Lyndsey

From: Farhad Salehi <[REDACTED]>
Sent: 22 December 2022 18:11
To: Key, Lyndsey
Cc: Jordan, Samantha; Murray, Michaela
Subject: Re: Ormskirk Superstore, Ormskirk - Hearing Postponement and New Date
Attachments: IMG_0110.MP4; IMG_0113.MP4; IMG_0114.MP4; IMG_0105.MP4; IMG_0071.MOV; IMG_0079.MP4; IMG_0080.MP4; IMG_0072.MP4; IMG_0070.MOV; IMG_0073.MP4; IMG_0085.MP4; IMG_0084.MP4

Thank you for your email

I have sent a lot of videos to councils and police that I have a proof of a lot of people buying products for under age I will send you a lot of videos please have a look thank you I ranged the police couple of times to help us because a lot of under age was trying to attack us and the shop but unfortunately police didn't even turn up a lot of them swearing at us because we don't serve them and they start calling us a racist horrible

words



[Sent from Yahoo Mail for iPhone](#)

On Thursday, December 22, 2022, 1:00 pm, Key, Lyndsey <Lyndsey.Key@westlancs.gov.uk> wrote:

Message classification: **OFFICIAL**

Dear Mr. Salehi,

I am writing to advise you that the Licensing Hearing on the 4th January 2023 will no longer be taking place to ensure that an appropriate interpreter can be arranged. In addition, the Licensing Officers are currently off work due to ill health and a period of time will be required to consider the new S182 Guidance which was published this week.

As such, West Lancashire Borough Council intend to exercise the powers in Regulation 11 of The Licensing Act 2003 (Hearings) Regulations 2005 to extend the time limit within which a hearing must be held forthwith as it is considered in the public interest to do so.

We hereby give you Notice forthwith that the Review Hearing will now take place at **10.30 a.m. on 30th January 2023** at West Lancashire Borough Council, 52 Derby Street, Ormskirk L39 2DF.

I can also confirm that we have received various emails from you containing further information you wish to be considered as part of the Hearing and this information will now be reviewed by our legal team. You may wish to seek some independent legal advice in relation to the Hearing and your evidence submission.

Further correspondence will follow in due course, but if you have any further queries in the meantime, please contact me. The Council Offices close on 24th December at 12:00 and reopen on 3rd January, so we will not be able to take enquiries during this time.

Kind regards,

Lyndsey Key

Environmental Health Manager
West Lancashire Borough Council

Tel: 01695 583236

West Lancashire Borough Council,
Robert Hodge Centre, Stanley Industrial
Estate, Stanley Way, Skelmersdale
WN8 8EE

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steps to ensure this email and any attachments are virus free but it is the recipient's responsibility to ensure that they are.

Key, Lyndsey

From: Farhad Salehi <[REDACTED]>
Sent: 22 December 2022 18:47
To: Key, Lyndsey
Cc: Jordan, Samantha; Murray, Michaela
Subject: Re: Ormskirk Superstore, Ormskirk - Hearing Postponement and New Date
Attachments: IMG_0116.MP4; IMG_0115.MP4

Another video from today at 18:32
She tried to buy a vape for under age

[Sent from Yahoo Mail for iPhone](#)

On Thursday, December 22, 2022, 6:11 pm, Farhad Salehi <[REDACTED]> wrote:

Thank you for your email

I have sent a lot of videos to councils and police that I have a proof of a lot of people buying products for under age I will send you a lot of videos please have a look thank you I ranged the police couple of times to help us because a lot of under age was trying to attack us and the shop but unfortunately police didn't even turn up a lot of them swearing at us because we don't serve them and they start calling us a racist horrible

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[Sent from Yahoo Mail for iPhone](#)

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Tel: 01695 583236

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Key, Lyndsey

From: Farhad Salehi <[REDACTED]>
Sent: 22 December 2022 18:53
To: Jordan, Samantha
Subject: Re: Automatic reply: Review Hearing Ormskirk Superstore
Attachments: IMG_0080.MP4; IMG_0115.MP4; IMG_0116.MP4; IMG_0112.MP4; IMG_0084.MP4; IMG_0114.MP4; IMG_0113.MP4; IMG_0085.MP4; IMG_0071.MOV

I have sent a lot of videos to councils and police that I have a proof of a lot of people buying products for under age I will send you a lot of videos please have a look thank you I ranged the police couple of times to help us because a lot of under age was trying to attack us and the shop but unfortunately police didn't even turn up a lot of them swearing at us because we don't serve them and they start calling us a racist horrible

words

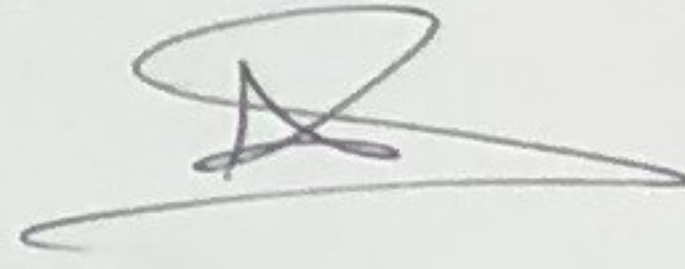
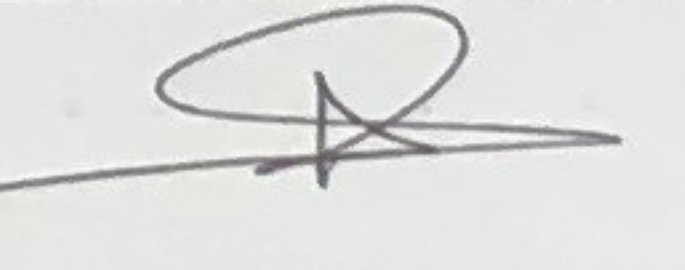
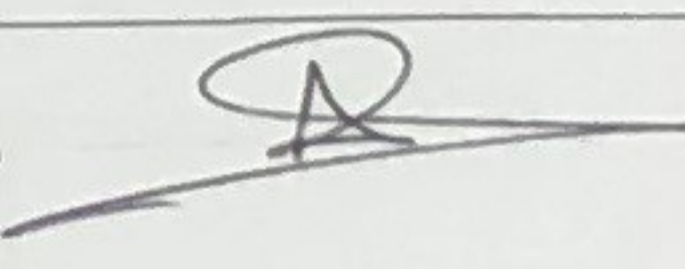
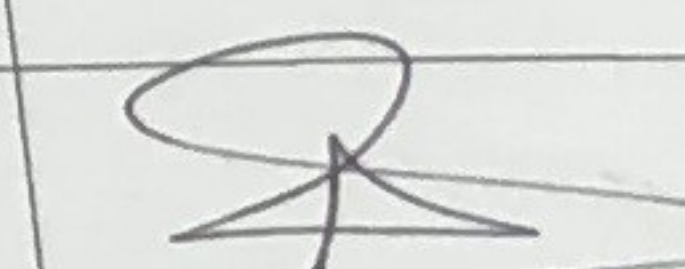
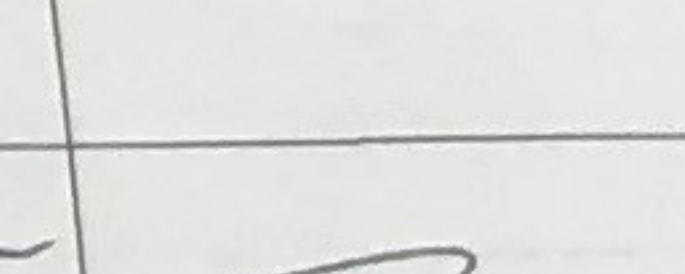
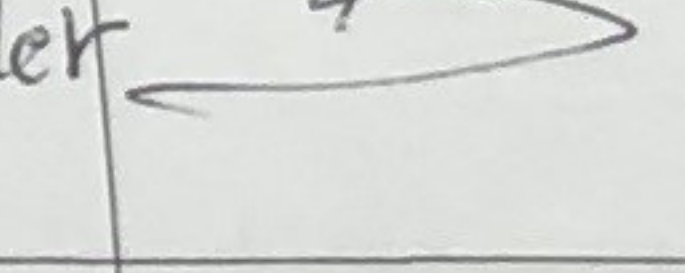


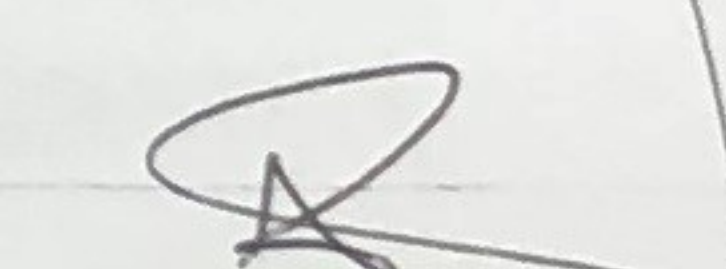
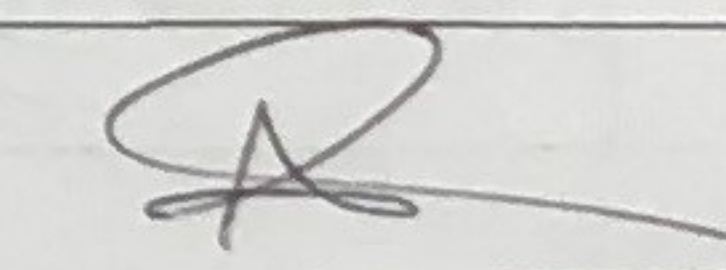
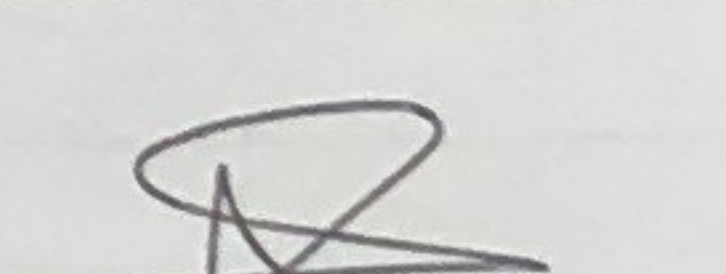
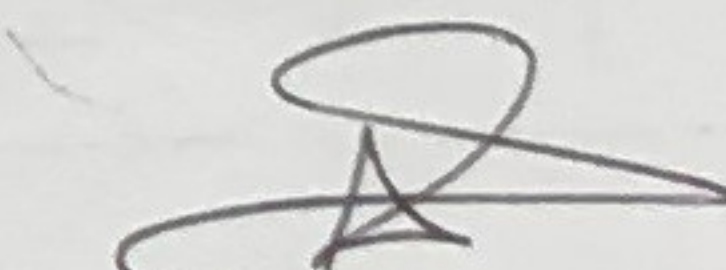
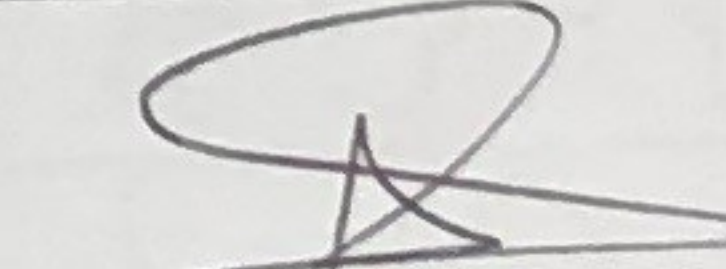
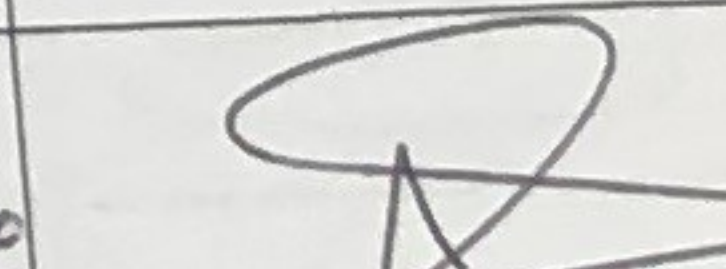


	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
106		13/2/22	no ID	he was asking Ciggi	Looked Under age No ID	
107	16/2/22	09:25	no-ID	she was asking VAPE	Never seen before Looked under age	Farhad
108	18/2/22	10:40	no-ID	he was asking about ciggi	Looked To young No-ID	Farhad
109	19/2/22	09:10	no-ID	she was asking VAPE	drank No-ID	Farhad
110	23/2/22	19:00	NO-ID	he was asking alcohol	make up & dressed but looked under age	Farhad
111	25/2/22	21:30	NO-ID	she was asking Tobacco	very drunk No-ID	Farhad

	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
112	26/2/22	10:23	no ID	he was asking grinder	No-ID-service	
113	27/2/22	11:36	no ID	she was asking a VAPE	Looked To young	
114	26/2/22 27/2/22		no ID	A girl Looked Under age		
115	27/2/22 31.08 2022	14:05	no ID	Boys about 10-12 years old asking lighter and elf bar	under age about 10-12 years old	
116	27/2/22 01.09.22	16:12	no ID	Two girls asking for elf bar,	Looks under age and don't have id. ero service	
117	27/2/22 05.09.22	10:20	no ID	Boy wants elf bar. He said he is 16 years old!	under age, ero service	

Premises: Ormskirk Superstore, 16 Aughton Street, Ormskirk, L39 3BW - Premises Licence No:

	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
94	09:00	17/01/22	NOT have ID	A girl Looked under age	No-ID service	
95	11:10	18/01/22	NOT have ID	she was asking Vape	Looked under age - No-ID	
96	11:40	21/01/22	no ID	he was asking Ciggi	Looked To young No-ID	
97	12:20	25/01/22	no ID	he was asking Alcohol	Never seen before Looked To young	
98	13:35	27/01/22	no ID	she was asking Vape	make up - dressed but looked under age	
99	15:10	28/01/22	no ID	she was asking Vape	No ID - service	

	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
100	10:00	04/02/22	no ID	he was asking Ciggi paper	Looked To young No ID	
101	12:15	05/2/22	no-ID	she was asking grinder	Looked under age	
102	14:30	07/2/22	no-ID	he was asking Ciggi	Looked To young No-ID	
103	21:00	09/02/22	no-ID	she was asking Tobacco	drank	
104	23:00	11/2/22	no-ID	he was asking Vape	very drunk No-ID	
105	20:00	13/2/22	no-ID	she was asking Alcohol	Never seen before Looked under age	

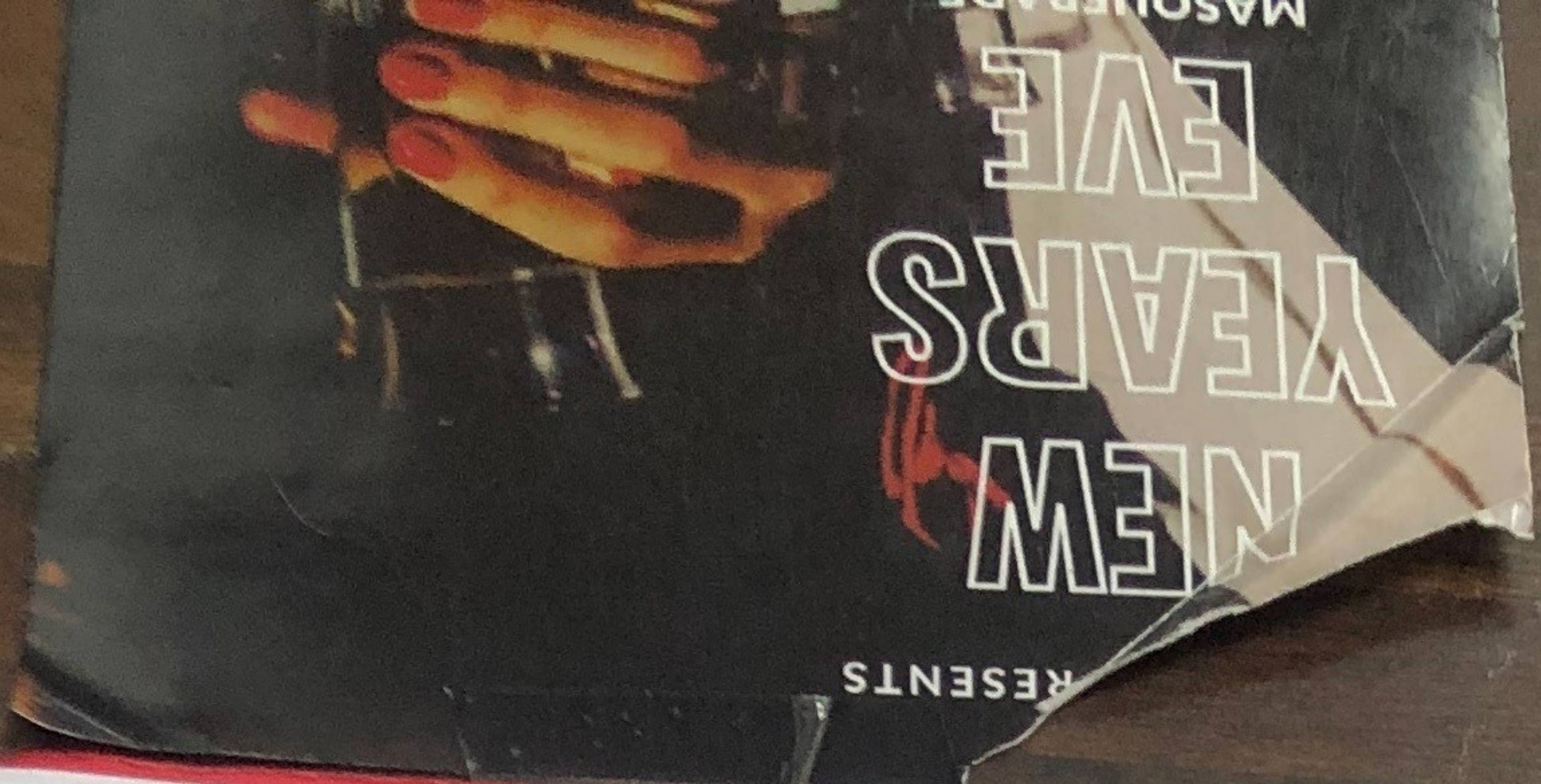
Premises: Ormskirk Superstore, 16 Aughton Street, Ormskirk, L39 3BW - Premises Licence No:

NEW YEARS
PRESENTS
FIVE YEARS

	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
58	5/11/21	13:15	no ID	She was ASKING VAPE	Looked young No-ID	Farhad
59	5/11/21	17:30	no ID	he was ASKING Alcohol	Looked under age-NoID	Farhad
60	6/11/21	10:30	no ID	newly ASKING VAPE	Never seen before Looked To young	Farhad
61	6/11/21	12:00	no ID	She was ASKING VAPE	makeUPe dressed UP but NoID looked under age	Farhad
62	6/11/21	20:00	no ID	he was ASKING Alcohol	very drunk	Farhad
63	7/11/21	11:30	no ID	he was ASKING ciggi	No ID cart service	Farhad

	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
64	7/11/21	13:00	no ID	he was ASKING ciggi	Looked To young-NoID	Farhad
65	8/11/21	12:30	no ID	she was ASKING VAPE	never seen before looked To young	Farhad
66	8/11/21	14:50	no ID	he was ASKING ciggi	Looked Under age-NoID	Farhad
67	8/11/21	21:30	no ID	she was ASKING VAPE	drunk No-ID	Farhad
68	9/11/21	9:30	no ID	he was ASKING ciggi	drunk	Farhad
69	9/11/21	12:50	no ID	he was ASKING clipper	Alcohol-very young-NoID	Farhad





	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
70	9/11/21	21:15	no ID	she was asking Alcohol	Never seen before Looked Under age No-ID	Farhad
71	10/11/21	10:15	no ID	he was asking ciggi	Looked young No-ID	Farhad
72	12/11/21	19:23	no ID	she was asking ciggi	Vape - No ID	Farhad
73	12/11/21	17:00	no ID	she was asking Vape	make up dressed up but No ID looked underage	Farhad
74	20/11/21	13:00	no ID	he was asking Alcohol	Looked under age	Farhad
75	22/11/21	14:20	no ID	he was asking Alcohol	Very young No ID	Farhad

	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
76	28/11/21	13:51	no ID	she was asking ciggi	No ID - service	Farhad
77	29/11/21	15:10	no ID	she was asking ciggi paper	Never seen before Looked Under age No-ID	Farhad
78	30/11/21	17:00	no ID	he was asking Vape	Alcohol No-ID - No service	Farhad
79	3/12/21	9:32	no ID	he was asking Vape	Looked Under age - No-ID	Farhad
80	3/12/21	11:45	no ID	she was asking ciggi	she is Looked Under age - No ID	Farhad
81	3/12/21	18:27	no ID	she was asking graende	No-ID - service	Farhad



	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
82	06/12/21	18:20	no ID	he was asking Alcohol	Looked very young	Farhad
83	09/12/21	19:00	no ID	she was asking Vape	Never seen before Looked under age No-ID	Farhad
84	15/12/21	21:00	no ID	she was asking ciggi	No-ID No service	Farhad
85	23/12/21	22:00	no ID	he was asking Grinder	Looked under age - No ID	Farhad
86	23/12/21	18:20	no ID	he was asking Alcohol	Never seen before looked too young	Farhad
87	25/12/21	17:35	no ID	she was asking ciggi paper	make up & dressed but No ID looked under age	Farhad

	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
88	28/12/21	14:00	no ID	a girl Looked under age	No-ID No service	Farhad
89	29/12/21	18:47	no ID	she was asking Alcohol	Looked very young No-ID	Farhad
90	3/01/22	13:00	no ID	aboy Looked under age	Alcohol	Farhad
91	04/01/22	10:14	no ID	he was asking Tobacco	Looked too young No-ID - No service	Farhad
92	05/01/22	15:00	no ID	he was asking Vape	Never seen before Looked under age No-ID	Farhad
93	17/01/22	19:00	no ID	she was asking ciggi	Looked under age	Farhad

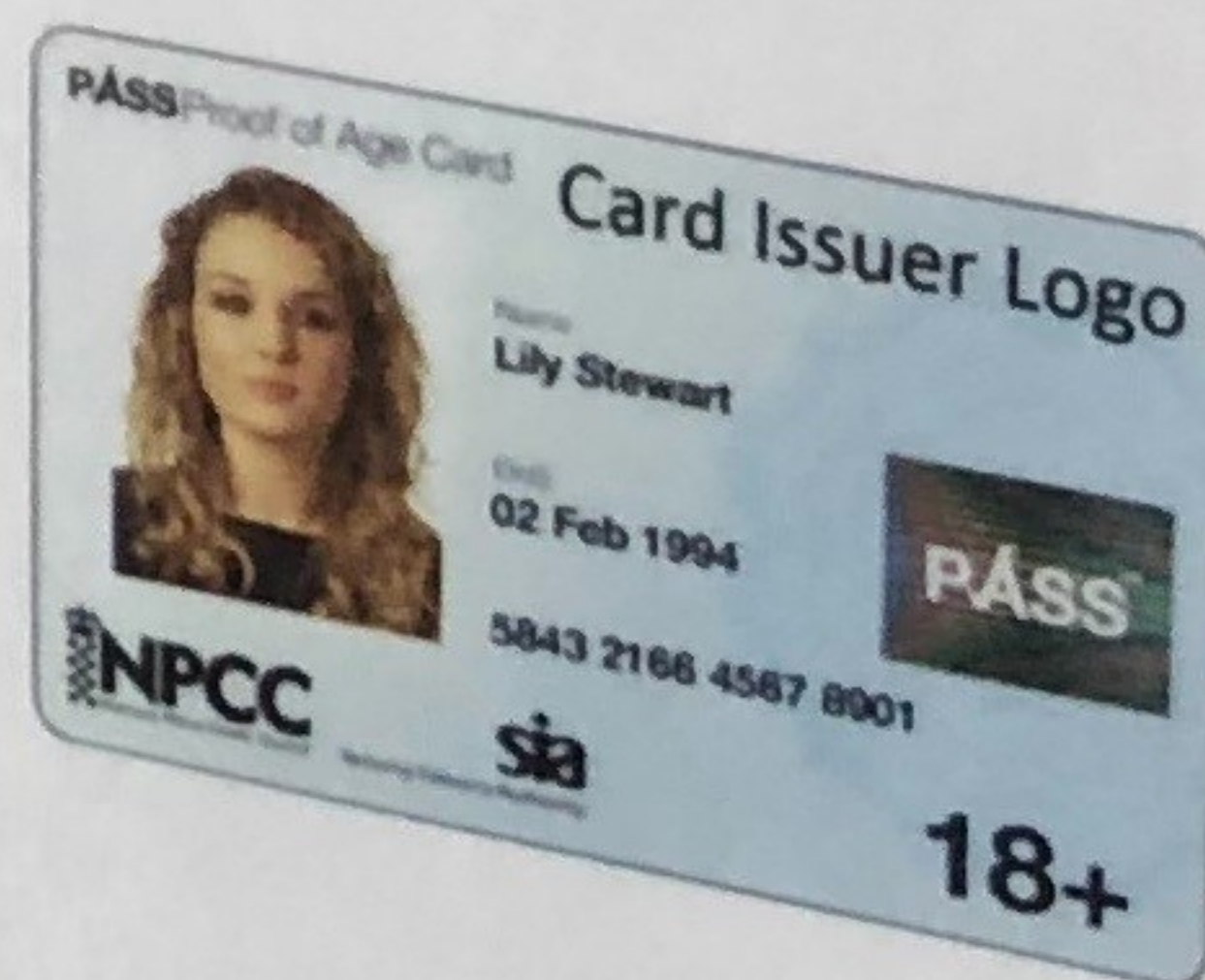
This business fully supports our Police and Trading Standards in the prevention and detection of crime and disorder using our CCTV system

CHALLENGE 21

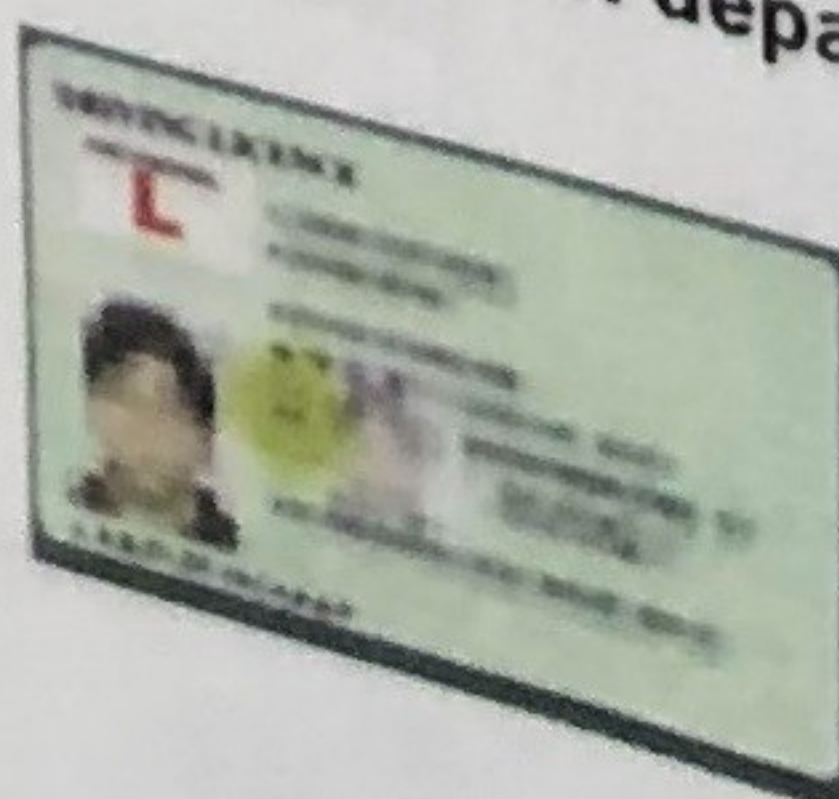
You might think you look over 18 but we don't – and it's 'MY' licence

No ID - No Serve

Don't try to buy alcohol for kids
We will report you



All ID presented must contain the following as outlined by the Home Office.
Photograph, date of birth, signature, holographic mark and issued by a government department.



JMC Licensing Consultants©2010

This product contains... which is a high substance

This product contains... which is a high substance

NEW YEARS EVE MASQUERADE

PRESENTS

	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
22	12/6/21	15:52	No ID	Boy and Girl they both asked for (alcohol)	They was Drunk	
23	18/6/21	11:58	No ID	she asked for (alcohol)	No ID (Alcohol)	
24	12/7/21	14:00	No ID	she asked for Vape	No ID	
25	13/7/21	10:00	no ID	a girl asked For vape	Looked underage	Farhad
26	16/07/21	11:25	no ID	Tring to buy a cigarette	Underage	
27	16/07/21	13:11	no ID	Tring to buy a ciggi	looked undvage	

	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
28	19/07/21	13:30	ID not have	a girl Tring To buy ciggi	Wearing makeup & clothes to look older	
29	3/08/21	17:04	no ID	Tow girl Tring To buy ecigg	Looked under 25.	Ali
30	5/08/21	19:00	no ID	4 girls and boy wanted vape	Drunk & undvage	Ali
31	05/08/21	19:31	no ID ID	a girl Tring To buy cigaret	looked under 25.	
32	15/08/21	10:14	no ID or Drunk	ASKING cigar	NO ID - looked young.	
33	9/9/21	17:42	no ID or Drunk	a boy tring to buy clipper	Acting older and confident but he looked young.	



	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
34	8/9/21	11:00	no ID	A boy ASKING Vape	Never seen before looked young	
35	12/9/21	13:31	no ID	a girl ASKING Vape	Drunk Looked young.	
36	18/9/21	14:15	no ID	a girls ASKING Vape	Wearing make-up dressed up no ID.	
37	27/9/21	20:06	no ID	She was ASKING Vape	Very young.	
38	11/10/21	22:16	no ID	She was ASKING ciggi	Drunk	
39	9/10/21	19:40	no ID	he was ASKING CLIPPER	No ID cant serve	 Farhad

	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
40	18/10/21	14:10	no ID	he was ASKING Vape	Very young	
41	20/10/21	15:22	no - ID	he was ASKING ciggi	No ID cart serve	 Farhad
42	22/10/21	16:36	no - ID	he was ASKING Vape	Never seen before looked too young	 Farhad
43	24/10/21	17:22	no - ID	he was ASKING Alcohol	Very young	 Farhad
44	26/10/21	18:42	no - ID	he was ASKING Alcohol	No ID cart serve	 Farhad
45	28/10/21	19:50	no - ID	he was ASKING Alcohol	make up dressed but No ID looked under age	 Farhad

Premises: Ormskirk Superstore, 16 Aughton Street, Ormskirk, L39 3BW - Premises Licence No:

NEW YEARS PRESENTS

	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
46	29/10/21	20/42	no ID	she was asking Alcohol	Never seen before looked To youngs No-ID	
47	29/10/21	22/05	no ID	he was asking Alcohol	Looked-No-ID youngs	
48	30/10/21	10:15	no ID	he was asking VAPE	No ID cart servise	
49	4/11/21	11:52	no-ID	he was asking CLIPPER	Very youngs No-ID	
50	4/11/21	14:32	no-ID	she was asking VAPE	Never seen before looked To youngs No-ID	
51	4/11/21	20:00	NO-ID	she was asking ciggi	Drank No-ID	

	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
52	2/11/21 3/11/21	9:30 9:30	no ID	he was asking VAPE	Looked Under age-No-ID	
53	3/11/21	12/50	no ID	she was asking CLIPPER	Never seen before Looked Under age No-ID	
54	3/11/21	14:37	no ID	she was asking ciggi	very youngs No-ID	
55	4/11/21	9:30	no ID	he was asking VAPE	Looked Under age-No-ID	
56	4/11/21	22:14	no ID	he was asking Alcohol	Drank	
57	5/11/21	10:30	no ID	he was asking VAPE	Never seen before No-ID	

	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
8	24/04/21 19:26	24/04/21 19:26	Looked under ABC and no ID	She was asking for Cigarette and I asked for ID	Trying to buy Vodka and Cigarette	Farhad
9	24/04/21 20:15	24/04/21 20:15	he was looking like he had been drinking before	he was Tall had back clothes he was over 20 years old but I didn't serve him	Trying to buy alcohol	Farhad
10						
11	25/04/21 16:10	25/04/21 16:10	he didn't have ID	he looked over 25 but no ID	Trying to buy Cigarette	Farhad
12	25/04/21 18:46	25/04/21 18:46	no ID	he looked over 30 years old	Trying to buy Cigarette	Farhad
13	25/04/21 21:05	25/04/21 21:05	no ID	he looked over 27 but no ID	Cigarette	Farhad
14						

	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
15	29/04/21	22:17	no ID	Man looked over 19 years old white clothes	Trying to buy Cigarette	Farhad
16	01/05/21	11:52	no ID	Lady looked over 25 years old	Cigarette	Farhad
17	03/05/21	17:06	no ID	alcohol Sack danial whisky	and cigarette	Farhad
18	08/05/2021	21:41	no ID	she looked over 20 years old blond hair	alcohol	Farhad
19	15/5/2021	17:25 19:25	No ID	She was looking 16 years / 15 years old	Vodka	Farhad
20	31/5/2021	14:49 AM	No ID	She asked for a drink I said no	alcohol	Farhad
21	01/6/2021	15:38	No ID	She asked for alcohol	alcohol	Farhad

	Date	Time	Reason	Name / description of person	Observations	Staff name / Signature
1	Sat 15 Jan 2002	22.25	Looked under 25	Female looked about 16 long black hair & glasses, height approx. 4'6" chubby, moustache. Red coat with black fur collar	Tried to buy a bottle of cider No ID	Sue Brown Staff
2	SAT 13/03/2021	18:25	Looked under 18	Female male looked under age I asked for ID and never get ID	he want to buy vodka long hair	Farhad Salehi Farhad Salehi
3	20/03/2021	21:00	Looked under 18	Female looked under age I asked for ID She didn't have no ID	Tried to buy cigarette	Farhad Salehi
4	20/03/2021	21:15	Looked under age	Male looked under age I asked for ID he said he will bring it tomorrow no chance	Tried to buy alcohol	Farhad Salehi
5	22/03/21 Monday	13:00	Looked over 25/years	I said I'm not allowed to sell alcohol today I said I'm sorry	Tried to buy beer	Farhad Salehi
6	22/03/2021 Monday	18:30	didn't look young over 40s	I explained that we are not allowed to sell alcohol at all	he want to buy beer	Farhad Salehi
7	22/03/2021 Monday	20:37	asked for alcohol	I explained that we are not allowed to sell alcohol	he looked over 20	Farhad Salehi

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19:37

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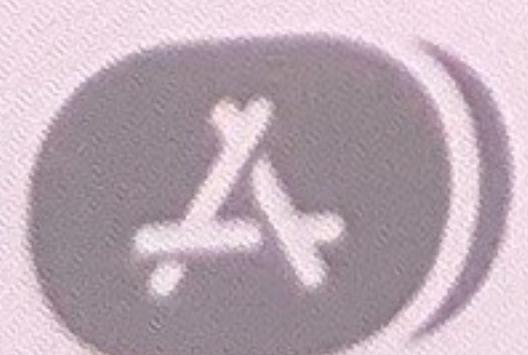


LancsPolice >

Text Message
Friday 17:42

-- LANCASHIRE POLICE --

THANKS FOR CONTACTING
LANCASHIRE POLICE. YOUR
REF: LC-20221216-1005



Text Message



