



Alcohol & Gambling Licensing Sub-Committee

A meeting of the Alcohol & Gambling Licensing Sub-Committee will be held at the Remote Meeting via Zoom on Tuesday 20 June 2023 at 10.00 am

Agenda

1.	Appointment of Chairman for the meeting of the Sub-Committee
2.	Declarations of Interest Members are asked to declare any interest and the nature of that interest that they may have in any of the items under consideration at this meeting. Note: Any Member with a disclosable pecuniary interest will not be able to participate in the hearing, and should therefore notify Democratic Services in advance so that arrangements may be made for an alternate Member to attend.
3.	Application for a Premises Licence, Sarah (Restaurant), 5 Alexandra Terrace, Northampton, NN2 7SJ (Pages 5 - 28) Report of the Senior Licensing Enforcement Officer

Catherine Whitehead
Proper Officer
12 June 2023

Alcohol & Gambling Licensing Sub-Committee Members:

Councillor Mike Warren (Chair)

Councillor Sally Beardsworth

Councillor Brian Sargeant

Information about this Agenda

Apologies for Absence

Apologies for absence and the appointment of substitute Members should be notified to democraticservices@westnorthants.gov.uk prior to the start of the meeting.

Declarations of Interest

Members are asked to declare interests at item 2 on the agenda or if arriving after the start of the meeting, at the start of the relevant agenda item

Local Government and Finance Act 1992 – Budget Setting, Contracts & Supplementary Estimates

Members are reminded that any member who is two months in arrears with Council Tax must declare that fact and may speak but not vote on any decision which involves budget setting, extending or agreeing contracts or incurring expenditure not provided for in the agreed budget for a given year and could affect calculations on the level of Council Tax.

Evacuation Procedure

If a continuous fire alarm sounds you must evacuate the building via the nearest available fire exit. Members and visitors should proceed to the assembly area as directed by Democratic Services staff and await further instructions.

Access to Meetings

If you have any special requirements (such as a large print version of these papers or special access facilities) please contact the officer named below, giving as much notice as possible before the meeting.

Mobile Phones

Please ensure that any device is switched to silent operation or switched off.

Queries Regarding this Agenda

If you have any queries about this agenda please contact Richard Woods / Maisie McInnes, Democratic Services via the following:

Tel: 07391411365

Email: democraticservices@westnorthants.gov.uk

Or by writing to:

West Northamptonshire Council
One Angel Square
Angel Street
Northampton
NN1 1ED

PREMISES LICENCE APPLICATION

Sarah (Restaurant), 5 Alexandra Terrace, Northampton NN2 7SJ

Alcohol and Gambling Licensing Sub-Committee

Date 10.00am 20th June 2023

Remote Hearing via ZOOM

1.0 Purpose of Report

- 1.1 To consider an application for a new premises licence in accordance with section 16 of the Licensing Act 2003 (“the Act”) made by Armaan Restaurants Ltd (“the Applicant”) in respect of Sarah, a restaurant premises at 5 Alexandra Terrace, Northampton NN2 7SJ (“the Application”).

2.0 Summary

- 2.1 The Application, which can be found at **Appendix A**, was received by West Northamptonshire Council on 23rd April 2023.

3.0 Application Details

- 3.1 The premises are intended for use as a restaurant premises selling alcohol as ancillary to food.

The licensable activities applied for in the Application are:

- **Late-night Refreshment (indoors)**
Monday - Sunday 23.00 – 00.00hrs
- **The Sale of Alcohol by Retail (on-premises only)**
Monday – Sunday 12.00 – 00.00hrs

The proposed designated premises supervisor is Mr Nareman Kadir Ahmed a holder of a personal licence issued by Peterborough City Council.

Opening times proposed in the application are:

Monday – Sunday 08.00 – 00.00 (midnight)

4.0 Consultations/Representations

- 4.1 When an application for a new premises licence or club premises certificate is received, the applicant must display a “Blue Site Notice” (“the Notice”) at or

near the premises and serve a copy of the application on the responsible authorities defined under the Act. For electronic applications it is a requirement of the local authority to serve a copy of the Application on the responsible authorities.

This gives responsible authorities and any member of the public the opportunity to make written relevant representations in relation to the application to the local authority within 28 calendar days of receiving the notice or the date on which the notice was first displayed at or near the premises. The last date for making relevant representations in relation to this Application was 21st May 2023.

- 4.2. The Notice was displayed at the premises and notification of the Application was published in the Northants Chronicle and Echo, as verified by licensing officers.
- 4.3 West Northamptonshire Council has received one relevant representation from Northamptonshire Police, and it can be seen at **Appendix C**.
- 4.4 There have been no representations from any of the responsible authorities or the public.

5.0 Attendance

5.1 The Council is also required to send a notice of hearing to all persons and responsible authorities that have submitted a relevant representation and request confirmation of their intention to attend that hearing. A notice of hearing was sent to the following persons, as well as the Applicant on 31st May 2023:

- Mr Paul Byatt – Agent for Armaan Restaurants Ltd
- PC Sandy Tracey (Northamptonshire Police)

6.0 Plan of Premises Layout & Location

Please see a copy of a premises plan submitted with the Application at **Appendix B**.

7.0 Options

7.1 If relevant representations are received, then at the end of the consultation period the licensing authority must hold a hearing to consider them. It must take such steps as it considers appropriate for the promotion of the licensing objectives, which are:

- the prevention of crime and disorder;

- public safety;
- the prevention of public nuisance; and,
- the protection of children from harm.

7.2. The options available to the Sub-Committee are to;

- Grant the Application with or without any exclusions of licensable activity applied for
- Grant it and add appropriate conditions to the new Premises License or
- refuse it.

8.0 Financial & Resource Implications

8.1. If the decision of the Sub-Committee is appealed to the Magistrates Court, then West Northamptonshire Council may be liable for any costs, should that appeal succeed.

9.0 Legal Implications

9.1. Where relevant representations are made by a responsible authority or other person, and which are about the likely effect of the grant of the application on the promotion of the four licensing objectives, a hearing must be held to consider them.

9.2. Paragraph 9.38 of the revised statutory guidance issued under section 182 of the Act, effective from 20th December 2022, sets out that;

“In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the licensing authority must give appropriate weight to

- *The steps that are appropriate to promote the licensing objectives;*
- *The representations (including supporting information) presented by all parties;*
- *This guidance;*
- *Its own statement of licensing policy”*

- 9.3. Having regard to the relevant representations, the Sub-Committee must take such reasonable and proportionate steps as it considers **appropriate**, if any, for the promotion of the four licensing objectives. These steps are restricted to either;
- (a) Granting the licence subject to conditions consistent with the operating schedule accompanying the application, modified to such extent as the authority considers appropriate for the promotion of the licensing objectives, and any mandatory conditions;
 - (b) Excluding from the scope of the licence any of the licensable activities to which the application relates;
 - (c) Refusing to specify a person in the licence as the Designated Premises Supervisor;
 - (d) Rejecting the application.
- 9.4. A decision must be made within the period of five working days beginning the day on which the hearing was held. A written notice containing the full reasons for that decision must be supplied forthwith to the Applicant and any person or responsible authority that submitted a relevant representation
- 9.5. The applicant and any person or responsible authority that submitted a relevant representation may appeal to a Magistrates' Court if they are aggrieved at the decision of the Sub-Committee. Any such appeal must be submitted by way of complaint to the Court within 21 days commencing with the day on which the person in question received a copy of the written notice of the decision.

Legal implications added by James Chadwick, Principal Lawyer.

10.0. Committee

Each application must be considered on its own merits and any conditions attached to licences and certificates must be tailored to the individual style and characteristics of the premises and events concerned. This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions. Standardised conditions should be avoided and indeed, may be unlawful where they cannot be shown to be necessary for the promotion of the licensing objectives in any individual case.

Additional Documents	Title
A. B. C. D.	Application for new premises licence (redacted of personal information) Premises Plans Relevant Representation Police Further Police Evidence
Report Author	Martin O'Connell Senior Licensing Enforcement Officer

APPENDIX A – APPLICATION

Application for a premises licence to be granted under the Licensing Act 2003

Reference	PL509918814
Date	2023-04-23 08:12:23
Introduction	
<p>Once this form has been submitted, the contact person will receive a PDF copy of the application for their records. Consultation dates and site notice templates (where applicable) will also be on this email.</p> <p>Before completing this form please read the guidance notes</p> <p>Designated Premises Supervisor (DPS) consent form</p> <p>Please also ensure the proposed DPS completes and submits the Designated Premises Supervisor Consent form, your application will not be complete, and consultation will not start until we have this. There are two ways to do this:</p> <ol style="list-style-type: none">1. You can download the word document form and attach it to this form.2. You can complete our online form <p>You will also need to upload a premises plan of the area to be licensed, for information on what this should contain please visit the gov.uk legislation site.</p> <p>If you are applying as an individual or individuals, you will need to upload proof of your right to work in the UK within this form.</p>	
Data protection	
<p>In this form, we will ask for some personal information (such as name, address, postcode) in order to fulfil your request for information or services.</p> <p>This information will be held securely and will be used to provide you with the service you have requested.</p> <p>Any processing will be performed in line with the requirements of the Data Protection Act 2018 and the General Data Protection Regulation.</p> <p>West Northamptonshire Council is registered as a Data Controller with the Information Commissioner's Office under the reference number ZA896620.</p> <p>Further details about how we process personal data can be found in our privacy notice.</p>	

Do you agree with the above?	I agree
Which area does the premises to be licensed fall in?	Northampton
Premises details	
Premises trading name	Sarah
Does the premises have a postcode?	Yes
Address	5 Alalexandra terrace, Northampton, Northamptonshire, NN2 7SJ
As the premises doesn't have a postal address please included details description and where possible Ordnance Survey Grid Reference	
Premises telephone number	
Non-domestic rateable value of premises	11000
Property band	Band B (£4301.00 to £33,000.00)
Is your primary function the sale of alcohol?	No
Please state who you are applying for a premises licence as	A person other than an individual
Please specify	As a limited company/limited liability partnership
Please specify why you are completing this form	I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities

Application details	
Name	Armaan Restaurants Ltd
Address	5 Alexandra Terrace, Northampton, Northamptonshire, NN2 7SJ
Applicant or Organisation description	Private Limited Company
Registered number	14631611
Applicant or Organisation telephone number	01553 630993
Applicant or Organisation email address	licensedintuition@hotmail.com
Operating schedule	

Do you want the premises licence to start as soon as possible?	Yes
Do you want the licence to be valid only for a limited period?	No
Give a general description of the premises	Restaurant that serves alcohol as ancillary to the meal.
Please specify how many people are expected to attend	30
Please select range of the number people expected to attend the premises at any one time?	Less than 5000
What licensable activities do you intend to carry on from the premises	Provision of late-night refreshment, Supply of Alcohol
Are there any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children?	No
Late-night refreshment	
Will the activity take place indoors or outdoors or both?	Indoors
Please give any additional information	Approx 30 cover restaurant that caters for eat in or take out hot and cold food. Alcohol will only be made available for consumption in the restaurant and ancillary to a meal.
What days will your activity take place?	Monday, Tuesday, Wednesday, Thursday, Friday, Saturday, Sunday
Monday - Start and end times	Starts at 23:00 and ends at 00:00 (midnight)
Tuesday - Start and end times	Starts at 23:00 and ends at 00:00 (midnight)
Wednesday - Start and end times	Starts at 23:00 and ends at 00:00 (midnight)
Thursday - Start and end times	Starts at 123:00 and ends at 00:00 (midnight)
Friday - Start and end times	Starts at 23:00 and ends at 00:00 (midnight)
Saturday - Start and end times	Starts at 23:00 and ends at 00:00 (midnight)
Sunday - Start and end times	Starts at 23:00 and ends at 00:00 (midnight)
State any seasonal variations for late-night refreshment	none

Please state any non-standard timing where you intend to use the premises for late-night refreshment at different times to those listed	none
Supply of alcohol	
Will the supply of alcohol be of consumption on premises, off the premises or both?	On the premises
Please give any additional information	
What days will your activity take place?	Monday, Tuesday, Wednesday, Thursday, Friday, Saturday, Sunday
Monday - Start and end times	Starts at 12:00 and ends at 00:00 (midnight)
Tuesday - Start and end times	Starts at 12:00 and ends at 00:00 (midnight)
Wednesday - Start and end times	Starts at 12:00 and ends at 00:00 (midnight)
Thursday - Start and end times	Starts at 12:00 and ends at 00:00 (midnight)
Friday - Start and end times	Starts at 12:00 and ends at 00:00 (midnight)
Saturday - Start and end times	Starts at 12:00 and ends at 00:00 (midnight)
Sunday - Start and end times	Starts at 12:00 and ends at 00:00 (midnight)
State any seasonal variations for supply of alcohol	none
Please state any non-standard timing where you intend to use the premises for supply of alcohol at different times to those listed	none
Designated premises supervisor	
State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor. Please see the declaration about the entitlement to work in the checklist at the end of the form.	
First name	Nareman Kadir
Last name	Ahmed
Date of birth	01/10/1980
Personal licence number	066424
Issuing licensing authority	Peterborough City Council

Do you want to upload your completed Designated premises supervisor form or complete our online form?	Upload completed document
Please upload Designated Premises Supervisor consent form	Document successfully uploaded.
Please confirm that you understand the consent form must be submitted by the prospective Designated Premises Supervisor in order for the application to be deemed complete.	

Opening times	
What days will your premises be open to the public?	Monday, Tuesday, Wednesday, Thursday, Friday, Saturday, Sunday
Monday - Start and end times	Opens at 08:00 and closes at 00:00 (midnight)
Tuesday - Start and end times	Opens at 08:00 and closes at 00:00 (midnight)
Wednesday - Start and end times	Opens at 08:00 and closes at 00:00 (midnight)
Thursday - Start and end times	Opens at 08:00 and closes at 00:00 (midnight)
Friday - Start and end times	Opens at 08:00 and closes at 00:00 (midnight)
Saturday - Start and end times	Opens at 08:00 and closes at 00:00 (midnight)
Sunday - Start and end times	Opens at 08:00 and closes at 00:00 (midnight)
Operating schedule conditions	
General – all four licensing objectives	<p>a) General – All Four Licensing objectives, (b,c,d and e)</p> <ul style="list-style-type: none"> • The licence holder shall operate and maintain a refusals register in respect of declined sales of alcohol where the attempted purchaser was suspected of being under 18 years of age or drunk. • Alcohol will only be supplied as ancillary to a meal. (Customers to be seated having ordered a 'substantial' meal.) • The refusals register shall be kept on the premises and be made available immediately upon request to an authorised officer of the Police or Local Authority.

<p>The prevention of crime and disorder</p>	<p>b) The prevention of crime and disorder</p> <ul style="list-style-type: none"> • CCTV WILL be provided in the form of a recordable system, capable of providing pictures of EVIDENTIAL QUALITY in all lighting conditions particularly facial recognition. Cameras shall encompass all ingress and egress to the premises and all areas where the sale/ supply of alcohol occurs. Equipment MUST be maintained in good working order, be correctly time and date stamped, recordings MUST be kept in date order, numbered sequentially and kept for a period of 28 days and handed to Police on demand. <p>The Premises Licence Holder must ensure that at all times the DPS and all appointed members of staff are capable and competent at downloading CCTV footage in a recordable format and be made available to the Police/Local Authority on demand.</p> <p>The Recording equipment shall be kept in a secure environment under the control of the DPS or other responsible named individual.</p> <ul style="list-style-type: none"> • The challenged 25 scheme will be implemented • To ensure that any person selling or supplying alcoholic drink under the authority of a personal licence holder follows the guidelines of the Challenge 25 scheme and asks for photo ID proof of age where they have reason to suspect that the individual may be under 25 years of age and to ensure that signs relevant to this condition are prominently displayed at the premises.
<p>Public safety</p>	<p>c) Public Safety</p> <ul style="list-style-type: none"> • The premises will conform to all statutory health and safety Requirements
<p>The prevention of public nuisance</p>	<p>d) The prevention of public nuisance</p> <ul style="list-style-type: none"> • Persons shall be discouraged from congregating outside of the premises. • The licence holder shall operate and maintain a refusals register in respect of declined sales of alcohol where the attempted purchaser was suspected of being under 18 years of age or drunk.

The protection of children from harm	<p>e) The protection of Children from harm</p> <ul style="list-style-type: none"> • The challenged 25 scheme will be implemented • To ensure that any person selling or supplying alcoholic drink under the authority of a personal licence holder follows the guidelines of the Challenge 25 scheme and asks for photo ID proof of age where they have reason to suspect that the individual may be under 25 years of age and to ensure that signs relevant to this condition are prominently displayed at the premises.
Please upload the premises plan	Document uploaded successfully.
Declaration	

Upon submitting this form I:

- will make payment on the next section of this form.
- have enclosed the plan of the premises.
- understand that this application and supporting documents will be sent to the responsible authorities and a redacted version will be published on the council's website.
- have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- understand that I must now advertise my application.
- understand that if I do not comply with the above requirements my application will be rejected.
- have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15) (Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships)

It is an offence, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application. Those who make a false statement may be liable on summary conviction to a fine of any amount.

It is an offence under section 24b of the immigration act 1971 for a person to work when they know, or have reasonable cause to believe, that they are disqualified from doing so by reason of their immigration status. Those who employ an adult without leave or who is subject to conditions as to employment will be liable to a civil penalty under section 15 of the immigration, asylum and nationality act 2006 and pursuant to section 21 of the same act, will be committing an offence where they do so in the knowledge, or with reasonable cause to believe, that the employee is disqualified.

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration

- [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).
- I/We apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003
- The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)


Name	Paul Byatt
Date	23/04/2023
Capacity	Licensing Agent - Licensed Inn Tuition.
Contact details	
First name	Paul
Last name	Byatt
Correspondence postal address	Sahara, 56, Brow Of The Hill, Leziate,, PE32 1EN
Email address	licensedintuition@hotmail.com
Telephone number	07704656469
Payment	
Total amount to pay today	190.00
Prepayment Timestamp	23/04/2023 08:10:15
Transaction status	successful
Transaction reference	0000594219
Postpayment Timestamp	23/04/2023 08:12:12

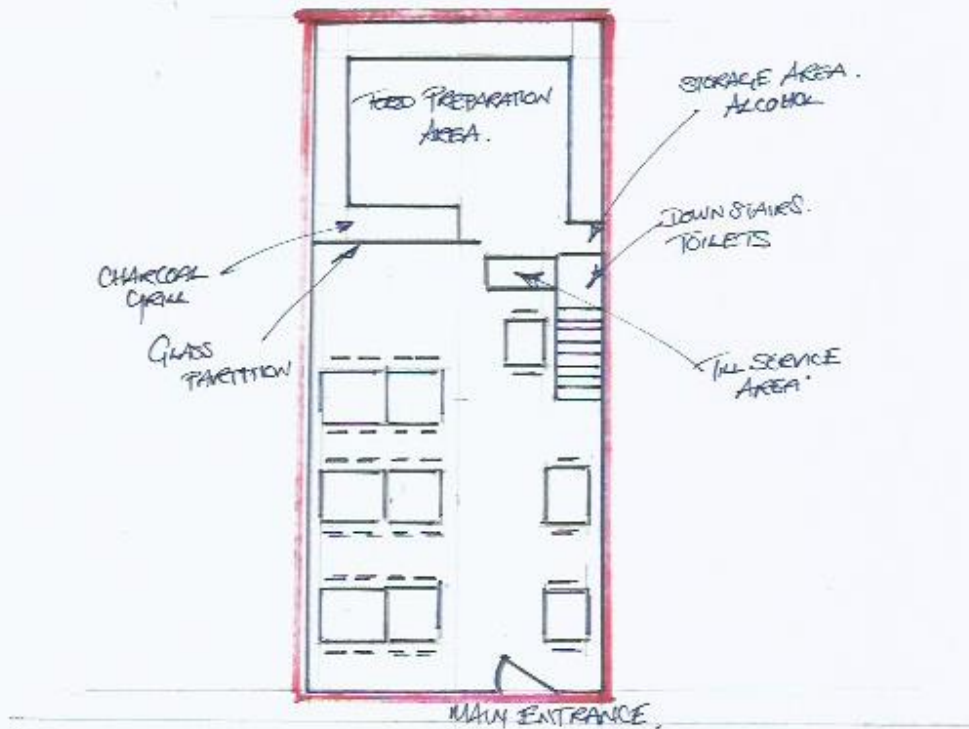
APPENDIX B – Premises Plans

16 April 2023.

'SARAH'
5 ALEXANDRA TERRACE.
NORTHAMPTON
NN2 7SJ

SCALE. 1:100

 LICENSED AREA.



ALEXANDRA ROAD. NN2 7SJ.

APPENDIX C – Representation from Northamptonshire Police

From: Tracey Sandy <Sandy.Tracey@northants.police.uk>

Sent: 10 May 2023 14:28

To: licensedintuition@hotmail.com

Cc: NBC Licensing <Licensing.NBC@westnorthants.gov.uk>; Liquor Licensing <LiquorLicensing@northants.pnn.police.uk>

Subject: Police Objection - New premises licence. Reference: PL509918814

Dear Mr Byatt,

I act on behalf of the Chief Officer of Northamptonshire Police, Mr Adderley, he has delegated responsibility and has authorised me to act on his behalf with regard to representations made by Northamptonshire Police to Licensing Authorities across the county of Northamptonshire.

As you aware after our telephone conversation yesterday, I was seeking advise on how to progress this application from a police perspective. As a result of advice, I am placing an objection to your Premises Licence application due to police concerns that should a premises licence be granted, your client will not support The Licensing Objectives moving forwards. There have been 2 separate police visits made to the premises, one on the 14th April and another on the 10th May where alcohol sales were made or offered without the correct legal authorisation in place. At this stage, Northamptonshire Police do not have any confidence in your client's ability to support the Licensing Act legislation should a licence be granted. We feel that due to the evidence we have collated this matter should be taken to a Sub-Committee hearing for a decision to be made as to whether a premises licence should be granted.

Regards,

Sandy

Police Constable 0010 TRACEY

Northamptonshire Police Licensing Constable (WEST)

Campbell Square Police Station
Upper Mounts, Northampton. NN1 3EL

Telephone 101 Ext. 346307

Mobile 07973 880381

Email Sandy.Tracey@northants.pnn.police.uk


Appendix D - Further Police Evidence

Statement of PC Sandy Tracey

Complete	GSC Class:	Reason:
If Req'd	Handling Conditions:	

MG11

Occurrence Ref:

WITNESS STATEMENT	
Criminal Procedure Rules, r. 16.2; Criminal Justice Act 1967, s. 9	
URN	
Statement of: Sandy TRACEY	
Age if under 18: 018 <small>(if over 18 insert 'over 18')</small>	Occupation: Police Officer
<p>This statement (consisting of _____ page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.</p>	
Signature: 	Date: 30/5/2023

This statement relates to a new premises licence application submitted by Armaan Restaurants Ltd to West Northamptonshire Council (Ref PL509918814) for Sarah Turkish Restaurant, 5 Alexander Terrace, Northampton, Northamptonshire, NN2 7SJ on the 23rd April, 2023 that Northamptonshire Police have made a representation against being granted. I act on behalf of the Chief Officer of Northamptonshire Police, Mr Adderley, he has delegated responsibility and has authorised me to act on his behalf with regards to representations made by Northamptonshire Police to Licensing Authorities across the county of Northamptonshire. I have objected to this application on Mr Adderley's behalf based on the grounds that we believe the premises will not support the Prevention of Crime and Disorder Licensing Objective should the licence be granted.

I am the Licensing Officer for Northamptonshire Police, a post I have held since April 2020. I am responsible for overseeing all licenced premises within the West of Northamptonshire from a police perspective. I am responsible for around 1500-2000 Licensed Premises in the county. I have 29 years policing experience.

On Wednesday 12th April, 2023 I attended the above premises in a social capacity with two friends who are also police colleagues. At the time of our visit I was unaware whether the premises had a premises licence in place, I just assumed it had. During the course of the evening I began to have doubts as to whether the premises were being responsibly managed based on our negative experience. On arrival at around 19.30hrs we were shown to our table by the window by a very friendly, non-English speaking male staff member who was wearing a track suit with a hoodie and trainers as were his male colleagues. Within a very short time frame we realised the staff clearly had no experience in the hospitality industry as the service was completely bizarre and extremely poor. I believe they may have been employed without the correct

Signature:  Signature witnessed by:

October 2018

immigration rights to work in place and no official training around sales of alcohol.

I was sat with a view out onto the street, the restaurant was busy; a number of other tables were occupied and there were alcoholic drinks on the tables which were being consumed by customers who were sat down eating a meal. We were bought over food menus and a separate drinks menu. Whilst we browsed the food menu we ordered a bottle of Rose Wine at a value of £21 that was shown on the drinks and alcohol beverages menu. We waited some considerable time for our wine to be brought to the table. Whilst we waited I noticed one of the waiters leave the restaurant, I saw him cross the road and walk towards the off licence that is situated opposite the restaurant on the corner of Bective Road. I didn't think too much about it at the time and he returned a few minutes later. I saw him re-enter the restaurant with a bottle of wine in his hand and come straight over to our table with a bottle of Barefoot Pino Grigio Blush. This is a brand of wine that I am familiar with, Barefoot wines retail for between £6.50-£10 in most supermarkets and off-licences. The male explained to us that they didn't have the wine we asked for so he had gone out to an off licence and bought us this bottle instead. The wine was cold and we accepted it, as we were off duty we did not feel it appropriate to challenge him at that time.

We consumed our meal and asked for the bill. When the bill was presented it was a handwritten note of torn paper with an amount of £63 written on the note. I queried as to why we didn't receive an itemised, printed bill and the waiter initially told us he didn't understand me. I persisted and clarified what I had queried in a manner that he then understood. He told us there was a problem with the till and he couldn't print one out, he invited us to attend the counter with him and inspect the bill as it showed on the till. I did as he had suggested and walked up to the counter with him to look at the display on the till. The bill was headed with Armaan Restaurants Ltd, the food was shown as was the wine which they had charged us the £21 for that was shown on the menu. I engaged the male waiter in a brief conversation and asked him how long the restaurant had been open for, he told me 3 months. This whole experience concerned me but as we were a group of 3 females and most of the restaurant customers were male, as were the staff we decided to pay our bill and leave.

When I returned to work I checked on the West Northamptonshire Council's website to verify whether the premises were legally entitled to sell alcohol. There was no record of a premises licence in existence or of one having been applied for. I contacted the council and to confirm whether my findings were correct and they confirmed the same.

On the 23rd April, 2023 Northamptonshire Police received a Premises Licence application for the premises from their Licensing consultant, Mr Paul Byatt. I decided not to object to the application immediately. My rationale was to conduct a licensing visit to ascertain whether they were still selling alcohol unlawfully and that our experience on the night we attended wasn't just a 'rogue member of staff's actions' or 'a genuine

Signature:



Signature witnessed by:

March 2017

misunderstanding of the law based on a potential language barrier'.

I then reattended the restaurant on the 10th May in the company of my police colleague, PC Bryan. We did not identify ourselves as police officers and were wearing plain clothes. We arrived at around 1.30pm, the restaurant was open and trading but there were no customers present. We were met by a female of Asian/Arabic heritage who introduced herself as the manager. The female spoke English so we enquired regarding making a booking for an imminent birthday meal and asked to look at the menu. The female handed us a food menu and a separate alcoholic drinks/beverage menu. We asked her whether the wines shown on the menu were available and the female told us they were and if there were a specific wine we liked that wasn't shown they could arrange to get our choice in for our meal. There was no mention of them not having a licence or an offer to bring our own alcohol while they waited for their licence to be granted. Myself and PC Bryan left the restaurant after being satisfied that unauthorised alcohol sales were still taking place.

On the same day I contacted Mt Byatt, the applicant's licensing consultant on the telephone and explained that I would be objecting to the application and why. Mr Byatt was extremely understanding towards police and frustrated with his client. He explained to me that he had made it completely clear to his client that they must not sell alcohol, especially whilst they waited for their licence application to be processed and that he had told them potential visits by the authorities may be conducted during the process. He apologised for his client's actions and assured me that he would get in touch with them and advise them again.

Based on my experiences with this restaurant and Mr Byatt's admission that he had made it abundantly clear to his client that they must not sell alcohol until the correct legal authority is in place does not provide Northamptonshire Police with the confidence we require in a future operator to uphold the law. I strongly believe that should a premises licence be granted the persons responsible for the licence will not trade within the confines of the Licensing Act 2003. Therefore, we have objected to this application based on our concerns that the Prevention of Crime and Disorder Licensing Objective will not be supported moving forwards and we respectfully request that the Licensing Sub-Committee supports Northamptonshire Police to send a clear message that unauthorised sales of alcohol will not be tolerated in our county.

If the Sub-Committee are minded to grant this licence we would like to opportunity to propose suitably worded, robust, fair and proportionate conditions for the premises licence's future operating schedule.

G Tracey

Signature: *G Tracey* Signature witnessed by:


March 2017

Statement of PC Bryan

Complete	GSC Class:	Reason:
If Req'd	Handling Conditions:	

MG11

Occurrence Ref:

WITNESS STATEMENT	
Criminal Procedure Rules, r. 16.2; Criminal Justice Act 1967, s. 9	
	URN <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
Statement of: David BRYAN	
Age if under 18: 018 (if over 18 <u>insert</u> 'over 18')	Occupation: Police Constable 113
This statement (consisting of 2 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.	
Signature: 	Date: 01/06/2023

This statement relates to a new premises licence application submitted by Armaan Restaurants Ltd to West Northamptonshire Council (Ref PL509918814) for Sarah Turkish Restaurant, 5 Alexandra Terrace, Northampton, Northamptonshire, NN2 7SJ on the 23rd April, 2023 that Northamptonshire Police have made a representation against being granted. I act on behalf of the Chief Officer of Northamptonshire Police, Mr Adderley, he has delegated responsibility and has authorised me to act on his behalf with regards to representations made by Northamptonshire Police to Licensing Authorities across the county of Northamptonshire.

I am the Licensing Officer for Northamptonshire Police, a post I have held since October 2005. I am responsible for overseeing all licenced premises within the North of Northamptonshire from a police perspective. I am responsible for around 1500-2000 Licensed Premises in the county. I have 27 years policing experience.

On the 10th May in the company of my police colleague, PC TRACEY, I attended the above mentioned premises we entered and did not identify ourselves as police officers and were wearing plain clothes. We arrived at around 1.30pm, the restaurant was open and trading but there were no customers present. We were met by a female of Asian/Arabic heritage who introduced herself as the manager. The female spoke English so we enquired regarding making a booking for an imminent birthday meal and asked to look at the menu. The female handed us a food menu and a separate alcoholic drinks/beverage menu. We asked her whether the wines shown on the menu were available and the female told us they were and if there were a specific wine or beer we liked that wasn't shown they could arrange to get our choice in for our meal. I was also told that if there was a preferred beer on the menu I wanted that they would make sure they stocked up on that particular beer. There was no mention of them not having a

Signature:  Signature witnessed by:

Continuation of Statement of:..... Page 2

licence or an offer to bring our own alcohol while they waited for their licence to be granted. Myself and PC TRACEY then left the restaurant after being satisfied that unauthorised alcohol sales were still taking place.

I make this statement in support of PC TRACEY's objection.

Signature:




Signature witnessed by:

Statement of PC Moston

Complete If Req'd	GSC Class:	Reason:
	Handling Conditions:	

MG11

Occurrence Ref:

WITNESS STATEMENT			
Criminal Procedure Rules, r. 16.2; Criminal Justice Act 1967, s. 9			
			URN <input type="text"/>
Statement of: Helena Moston			
Age if under 18: 0'18		(If over 18 <u>insert</u> 'over 18')	
		Occupation: Police Sergeant 1254	
<p>This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.</p> <p>On the evening of Wednesday 12th April 2023, I attended SARA Turkish Restaurant at 5 Alexandra Terrace, Kingsthorpe, Northampton.</p> <p>At approximately 19:00hrs on the above-mentioned date, I attended the restaurant with two friends for a social get together and a meal out as I heard this was a new restaurant and was keen to try it out at the time.</p> <p>Upon arrival, we were shown to our table by one of the waiters, who was not very well presented and was wearing a tracksuit. The restaurant had a separate menu for drinks which included a selection of alcoholic drinks as well as a wine list. We chose a bottle of Rose wine from the drinks menu to order and share for our table which was priced at around £21. Around 20 minutes later, we were still waiting for our drinks and were wondering what the delay in drinks were as the restaurant wasn't particularly busy. There were other customers present, but they had all been served food and drinks before we arrived. As we were sat at a table next to a window overlooking Kingsthorpe front, I noticed another waiter come back from the shop holding a plastic bag. This waiter came straight over to our table and said, "SORRY WE DON'T HAVE THE WINE YOU ORDERED SO I HAVE BEEN TO THE SHOP AND GOT YOU THIS" and showed us a bottle of Barefoot Pinot Blush which he had just purchased from the local corner shop and presented to us from the plastic bag he was carrying. We accepted the wine, albeit, we would have been happy to order something different from the menu but we weren't given the option or told they didn't have that wine in stock and they had already gone to the trouble of purchasing the wine for us.</p> <p>We then ordered a meal each and consumed the food and wine. The service was extremely slow and there was no check back on the food nor did they clear the plates. It was obvious the staff were lacking training in customer service and hospitality. When we asked for the bill, the waiter brought over a piece of blank paper with a handwritten number of the total amount with no breakdown of what we ordered. When challenged about this, the waiter said the printer was broken. One of my friends then requested a full breakdown of the bill which she eventually got after some hesitation and noticed they charged us £21 for the Barefoot wine.</p> <p>I was unaware at the time as to whether the restaurant held a licence to sell alcohol. I assumed they did as they were serving alcohol to customers.</p>			
Signature: 			Date: 31/05/2023


Signature: {{{sio1}}} Signature witnessed by:

Statement of PC Slinn

Complete If Req'd	GSC Class:	Reason:
	Handling Conditions:	

MG11

Occurrence Ref:

WITNESS STATEMENT					
Criminal Procedure Rules, r. 16.2; Criminal Justice Act 1967, s. 9					
	URN <table border="1" style="display: inline-table; border-collapse: collapse;"><tr><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td><td style="width: 20px; height: 20px;"></td></tr></table>				
Statement of: Lauren SLINN					
Age if under 18: over 18 <i>(if over 18 insert 'over 18')</i>	Occupation: Police Officer 200				
<p>This statement (consisting of 1 page 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.</p> <p>I am PC 200 Lauren SLINN and I currently work in the Management Of Sexual Or Violent Offenders (MOSOVO) department within Northamptonshire Police based at FORCE HEADQUARTERS, WOOTTON HALL, NORTHAMPTON, NN4 0JQ.</p> <p>This statement relates to a new premises licence application submitted to WEST NORTHAMPTONSHIRE COUNCIL for SARAH TURKISH RESTAURANT, 5 ALEXANDRA TERRACE, NORTHAMPTON, NN2 7SJ that Northamptonshire Police have made a representation against being granted.</p> <p>On Wednesday 12th April 2023 at approximately 1930hrs, I attended the above premises in a social capacity with two friends who are also police colleagues. The staff in the restaurant were wearing track suits, hoodies and trainers. Within a very short time frame we realised the staff clearly had no experience in the hospitality industry as the service was very poor.</p> <p>There were several other tables occupied in the restaurant and there were alcoholic drinks on the tables which were being consumed by customers who were sat down eating meals. We were brought over food menus and a separate drinks menu. Whilst we browsed the food menu, we ordered a bottle of Rose Wine at a value of £21 that was shown on the drinks and alcoholic beverages menu. We waited some considerable time for our wine to be brought to the table.</p> <p>After quite a long wait, the waiter brought a bottle of Barefoot Pinot Grigio Blush over to our table. This is a brand of wine that I am familiar with. Barefoot wines retail for between £6.50 and £10 in most supermarkets and off-licences. The waiter explained to us that they did not have the wine we had asked for so he had gone out and bought us this bottle instead. The wine was cold and we accepted it and as we were off duty we did not feel it appropriate to challenge him at the time.</p> <p>We consumed our meal and asked for the bill. When the bill was presented to us, it was a handwritten note of torn paper with an amount of £63 written on the note. One of my colleagues queried why we did not receive an itemised, printed bill and the waiter said that there was a problem with the till and he could not print one out.</p> <p>The waiter then invited us to attend the counter with him and inspect the bill as it showed on the till. My colleague did as he suggested and walked up to the counter with him to look at the display on the till. The food was shown, as was the wine, which they had charged us the £21 for that was shown on the menu. We paid our bill and left.</p> <p>I am happy for my statement to be read out at the licencing hearing but will be unavailable to attend. In my absence, I give my authority to my colleague to read out my statement on my behalf.</p>					
Signature:..... 	Date: 06/06/2023				

