

**LICENSING SUB-COMMITTEE
SUPPLEMENTARY AGENDA**

16 September 2014

The following report is attached for consideration and is submitted with the agreement of the Chairman as an urgent matter pursuant to Section 100B (4) of the Local Government Act 1972

**6 ADDITIONAL INFORMATION RECEIVED FROM LICENSING AUTHORITY (Pages 1
- 4)**

Document attached

**Andrew Beesley
Committee Administration
Manager**

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STATEMENT OF WITNESS

(Criminal Procedure Rules r27.1(1);
Criminal Justice Act 1967, s.9, Magistrates' Court Act 1980, s.5B)

Statement of (name of witness)...Paul Jones.....

Age if under 18 (if over 18 insert "over 18") ...Over 18.....

Occupation of Witness ...Licensing Officer.....

This statement, consisting of two pages 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 I know to be false or do not believe to be true.

Dated...9th September 2014.....

Signed.....


My name is Paul Jones. I am a Licensing Officer for the London Borough of Havering. I have been employed in this role since September 2005. My duties include monitoring premises for compliance with the provisions of the Licensing Act 2003 (*'the Act'*). To this end I conducted a test purchase of alcohol at the premises known as *London Food Centre* located at 271 London Road Romford RM7 9NJ. This test purchase was undertaken in response to two allegations made by separate members of the public to the effect that alcohol was being sold from an unlicensed premises, namely *London Food Centre*. The most recent of these allegations was made on 4th September 2014. I arrived at *London Food Centre* at approximately 11:05 on 9th September 2014 in possession of the knowledge that the premises does not benefit from the authority to sell alcohol conferred by a premises licence: the premises is not licensed to sell alcohol. Upon entry to the shop I noted that there were two people present in the premises. One was an unshaven olive-skinned male apparently in his late forties/early fifties. He was standing on the shop floor. The second person was an olive-skinned female apparently in her twenties who was located behind the

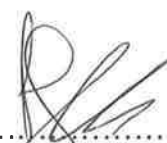
Signed


shop counter. I noted that a number of fabric sheets were hanging in front of a number of shelves in the shop covering any contents the shelves may have held. I asked, "Have you got any white wine?" The man said, "Yes, what would you like?" as he walked further into the shop. I followed him. He stopped in front of a sheet apparently covering a stack of shelves on the same side of the shop as the counter. He lifted the sheet exposing shelves of various types of wine including red, white and rosé. The man again asked me what I wanted. I indicated that I was looking for a cheap bottle of white wine. The man pointed to bottles of *Echo Falls Pinot Grigio* wine. "These are four-ninety-nine," he said. A label on the shelf stated that the cost of these bottles of wine was £4.99 although a sticker on the bottles suggested that the price was £5.99. I removed a bottle of *Echo Falls Pinot Grigio 2012* white wine from the shelf. The man dropped the sheet back in place. I took the bottle of wine to the counter. The young woman placed the bottle of wine into a black plastic carrier bag. She then placed the bottle in the black plastic bag into a second carrier bag coloured blue. I gave the young woman a £20 note. She gave me a £10 note and five £1 coins as my change. I left the premises. I got in my car and drove a short distance away whereupon I parked the vehicle. I made an entry in my notebook in relation to the test purchase. I also took a series of photographs of the bottle of wine. I provide copies of these photographs as exhibits PJJ/01-05. I further provide the bottle of wine and the two carrier bags as exhibit PJJ/06.



NOTE: Wherever possible statements should be on foolscap paper. If statements are typed double spacing should be used. Once side only of the paper should be used; a space should be left at the top of the first page for headings to be entered by the clerk of the court [justices' chief executive fo the court]; and each page should have a wide margin on the left.

Formerly form 13, Magistrates' Courts' (Forms) Rules 1981 (SI 1981/553), relating to rule 70 of the Magistrates' Courts Rules 1981, Section 9 of the Criminal Justice Act 1967 and section 5B of the Magistrates' Courts Act 1980].

Signed


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WINES

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