

Public Document Pack

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Date: Wednesday, 7 December 2022

Dear Sir or Madam

The Licensing Sub-Committee – Thursday, 15 December 2022, 10.30 am – Kenn Room

A meeting of the Licensing Sub-Committee will take place as indicated above.

The agenda is set out overleaf.

Yours faithfully

Assistant Director Legal & Governance and Monitoring Officer

To: Members of the Licensing Sub-Committee

Councillors:

Caroline Cherry, Andy Cole and Roz Willis.

This document and associated papers can be made available in a different format on request.

Agenda

1. **Election of Chairperson for the meeting (Agenda item 1)**
2. **Apologies for absence and notification of substitutes (Agenda item 2)**
3. **Declaration of Disclosable Pecuniary Interest (Standing Order 37) (Agenda item 3)**

A Member must declare any disclosable pecuniary interest where it relates to any matter being considered at the meeting. A declaration of a disclosable pecuniary interest should indicate the interest and the agenda item to which it relates. A Member is not permitted to participate in this agenda item by law and should immediately leave the meeting before the start of any debate.

If the Member leaves the meeting in respect of a declaration, he or she should ensure that the Chairperson is aware of this before he or she leaves to enable their exit from the meeting to be recorded in the minutes in accordance with Standing Order 37.

4. **Adoption of hearing procedure (Agenda item 4) (Pages 5 - 6)**
5. **Review of Premises Licence under Licensing Act 2003 - Bargain Booze, Unit 12 Triangle Centre, Kenn Road, Clevedon, North Somerset BS21 6EL (Agenda item 5) (Pages 7 - 64)**

Report of the Director of Public Health and Regulatory Services (attached)

6. **Urgent business permitted by the Local Government Act 1972 (Agenda item 6)**

For a matter to be considered as an urgent item, the following question must be addressed: "What harm to the public interest would flow from leaving it until the next meeting". If harm can be demonstrated, then it is open to the Chairperson to rule that it be considered as urgent. Otherwise the matter cannot be considered urgent within the statutory provisions.

Exempt Items

Should the Licensing Sub-Committee wish to consider a matter as an Exempt Item, the following resolution should be passed -

"(1) That the press, public, and officers not required by the Members, the Chief Executive or the Director, to remain during the exempt session, be excluded from the meeting during consideration of the following item of business on the ground that its consideration will involve the disclosure of exempt information as defined in Section 100I of the Local Government Act 1972."

Also, if appropriate, the following resolution should be passed –

“(2) That members of the Council who are not members of the Licensing Sub-Committee be invited to remain.”

Mobile phones and other mobile devices

All persons attending the meeting are requested to ensure that these devices are switched to silent mode. The chairman may approve an exception to this request in special circumstances.

Filming and recording of meetings

The proceedings of this meeting may be recorded for broadcasting purposes.

Anyone wishing to film part or all of the proceedings may do so unless the press and public are excluded for that part of the meeting or there is good reason not to do so, as directed by the Chairman. Any filming must be done as unobtrusively as possible from a single fixed position without the use of any additional lighting, focusing only on those actively participating in the meeting and having regard to the wishes of any members of the public present who may not wish to be filmed. As a matter of courtesy, anyone wishing to film proceedings is asked to advise the Chairman or the Assistant Director Legal & Governance and Monitoring Officer’s representative before the start of the meeting so that all those present may be made aware that it is happening.

Members of the public may also use Facebook and Twitter or other forms of social media to report on proceedings at this meeting.

Emergency Evacuation Procedure

On hearing the alarm – (a continuous two tone siren)

Leave the room by the nearest exit door. Ensure that windows are closed.

Last person out to close the door.

Do not stop to collect personal belongings.

Do not use the lifts.

Follow the green and white exit signs and make your way to the assembly point.

Do not re-enter the building until authorised to do so by the Fire Authority.

Go to Assembly Point C – Outside the offices formerly occupied by Stephen & Co

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Agenda Item 4

North Somerset Council

Licensing Sub-Committee

Procedure to be followed for meetings of the Licensing Sub-Committee when considering applications for the review of a premises licence under the Licensing Act 2003

The Chairman introduces members of the Sub-Committee and officers present, and explains the procedure to be followed

1 The Chairman invites the Licensing Officer to outline the application. All parties may then ask questions for clarification only

2 The Chairman invites the party having called for a review of the premises licence to clarify the reasons for the review. All parties may then ask questions or make comment at the discretion of the Chairman

3 The Chairman then invites any persons having made relevant representations to clarify the representations. All parties may then ask questions of or make comment at the discretion of the Chairman

4 The Chairman will then invite the premises licence/premises licence holder's representative holder to respond. All parties may then ask questions of or make comment at the discretion of the Chairman

5 The parties are then invited to sum up

6 The Sub-Committee then withdraws to consider the submissions and to make its deliberations

7 On returning to the meeting with all parties present, the Chairman/Legal Adviser to the Sub-Committee will announce the decision

Please note:-

The Chairman appointed for the meeting shall have absolute control of the Hearing and the ruling of the Chairman shall be final.

The Legal Advisor to the Sub-Committee can assist the Chairman during the Hearing and may interrupt proceedings when it is considered necessary to ensure that the Sub-Committee is able to determine the application fairly.

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North Somerset Council

REPORT TO: The Licensing sub-committee

DATE OF MEETING: Thursday 15 December 2022

SUBJECT OF REPORT: Application to Review the Premises Licence for Bargain Booze, Unit 12 Triangle Centre, Kenn Road, Clevedon, Somerset

TOWN OR PARISH: Clevedon

OFFICER/MEMBER PRESENTING: Director Of Public Health and Regulatory Services

KEY DECISION: NO

RECOMMENDATIONS

That the Committee considers the evidence presented within the application made by Avon and Somerset Constabulary to review the Premises Licence and takes any remedial action deemed appropriate in relation to the premises licence.

1. Summary Of Report

An application for the review of the premises licence for Bargain Booze, Unit 12, Triangle Centre, Clevedon, was received from Avon and Somerset Constabulary on 27 October 2022.

Intelligence was received regarding the premises which was highlighted to the Police and Trading Standards from a local secondary school and from members of the public that Nitrous Oxide canisters, alcohol and vapes were being sold to persons under 18 years of age.

There were a number of multi-agency inspections carried out at Bargain Booze over a period of time where such items were seized as evidence.

Conditions attached to the premises licence offered by the Licence holder at the time of application were also not being adhered to on a number of occasions.

The Police have concerns that there is a pattern of non-compliance by the Premises Licence Holders and Designated Premises Supervisor and disregard in promoting or supporting the licensing objectives.

2. Policy

- 2.1 The North Somerset Licensing Authority's Statement of Licensing Policy (2021-2025) applies to the application made. In particular, paragraphs 40-48 of the Licensing Policy relate to the review application.
- 2.2 Regard must be given to the Statutory Guidance issued under section 182 of the Licensing Act 2003 and the Licensing Act itself.

3. Details

- 3.1 The review application was received from Avon and Somerset Constabulary on 27 October 2022 requesting a review of the Premises Licence number NSC/027767. A copy of the application made is shown at **Appendix A**
- 3.2 The licence review application relates to the premises situated at unit 12, Triangle Centre, Kenn Road, Clevedon. The premises is an off licence/convenience store. The Licence has licensable activities including the sale of alcohol for consumption off the premises only.
- 3.3 The review application relates to the following licensing objectives:
 - a) Crime & Disorder
 - b) Public Safety
 - c) Prevention of public nuisance
 - d) Protection of children from harm
- 3.4 The Police have concerns that a pattern of non-compliance and disregard in promoting or supporting the licensing objectives was forming. This is following complaints received from members of the public and a local secondary school.

The grounds for review are based on the sale of Nitrous Oxide canisters (NOS) gas, alcohol and vapes to persons under the age of 18 years and breaches of Premises Licence conditions.

- 3.5 A number of multi-agency inspections were carried out at the premises where a number of items were seized.
- 3.6 There are residential and commercial properties in the proximity of the licensed premises.
- 3.7 A copy of the current Premises Licence is shown at **Appendix B**
- 3.8 The Designated Premises Supervisor for the premises is Mr Harpreet Sehmbi Personal Licence number SGCO42230 issued by South Gloucestershire Council
- 3.9 The Premises Licence has been in force since 23 November 2008. The premises Licence has been held by Harpreet Sehmbi, Harminder Kaur Sehmbi & Kulwant Kaur since 23 November 2008
- 3.10 On the 22 November 2022 correspondence was received from Avon and Somerset Constabulary containing a list of conditions that they would like the Licensing Committee to consider. A copy of these conditions was sent by email to Mr Sehmbi's agent on the same day and can be seen at **Appendix C**.

4. Consultation

- 4.1 In accordance with the requirements of the Act, Avon and Somerset Constabulary have served copies of the application to review the premises licence upon the responsible authorities, the licensing authority and the Premises licence holders.
- 4.2 A notice of application for the review of a Premises Licence was first displayed on 28 October 2022 at Bargain Booze, Unit 12 Triangle Centre, Kenn Road, Clevedon and at the offices of the Licensing Authority, Weston-super-Mare Town Hall, in a central and conspicuous place for a period of not less than 28 consecutive days.
- 4.3 An electronic version of the notice was also placed on the North Somerset Council website.
- 4.4 Representations regarding the review application made were invited from interested parties and responsible authorities.
- 4.5 As a result of the consultations carried out no further representations were received.

5. Financial Implications

Costs - None

Funding - None

6. Legal Powers And Implications

- 6.1 The Licensing Authority recognises that its licensing function is only one means of securing the delivery of the service. The Licensing Authority will therefore continue to work in partnership with other stakeholders, such as the Police, Crime & Disorder Partnerships and the Vehicle and Vehicle Standards Agency (DVSA) towards the promotion of any licensing objectives.
- 6.2 In undertaking this licensing function, the Licensing Authority has regard to the following legislation:
 - Environmental Protection Act 1990
 - Health Act 2006
 - The Smoke-free (Premises and Enforcement) Regulations
 - The Equality Act 2010
 - The European Convention on Human Rights, which is applied by the Human Rights Act 1998
 - The Rehabilitation of Offenders Act 1974 (Exceptions) (Amendment) Order 2002
 - Licensing Act 2003
 - Gambling Act 2005
- 6.3 The Licensing Authority also has regard to any other relevant legislation, strategies, policies and guidance in its decision-making

7. Climate Change and Environmental Implications

There are no climatic or environmental implications within this report.

8. RISK MANAGEMENT

- 8.1 Regularly reviewing licensing policies and practices and using a risk-rated approach to both proactive and reactive enforcement reduces the risk to the Authority. Ensuring MoU agreements are in place with external partner agencies will also help strengthen roles and responsibilities surrounding Licensing work.

9. Equality Implications

No equality impact assessment has been required as part of this report.

10. Corporate Implications

- 10.1 An appeal against the decision of the Licensing Authority may be made to the Magistrates' Court by the applicant for the review, the holder of the Premises Licence, or any other person who made relevant representation to the application, within 21 days of receipt in writing of any decision made.

11. Options Considered

- 11.1 The authority must, having regard to the application, and any relevant representations, take such of the steps mentioned below as it considers appropriate for the promotion of the licensing objectives.
- 11.2 The steps outlined in section 52 (4) of the Licensing Act 2003 which can be considered are:
- (a) to modify the conditions of the licence;
 - (b) to exclude a licensable activity from the scope of the licence;
 - (c) to remove the designated premises supervisor;
 - (d) to suspend the licence for a period not exceeding three months;
 - (e) to revoke the licence;
- 11.3 In deciding whether to use the powers outlined above, the licensing authority is required, as far as possible, to seek to establish the cause or causes of the concerns which the representations identify. Any remedial action taken should generally be directed at these causes and should always be no more than an appropriate and proportionate response.
- 11.4 Any detrimental financial impact that may result from the licensing authority's decision should be appropriate and proportionate to the promotion of the licensing objectives in the circumstances that gave rise to the application for the review.

Author

Caz Horton
Licensing Officer
Public Health and Regulatory Services
Telephone number: 01934 426800

Appendices

Appendix A - Copy of the application made.

Appendix B – Copy of the premises licence for Bargain Booze.

Appendix C - Copy of suggested conditions.

Background papers

Licensing Act 2003 and associated Regulations.

Guidance to the Licensing Act issued under section 182 of the Licensing Act 2003.

North Somerset Council Statement of Licensing Policy (2021-2025)

APPENDIX A



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 or typed in **black ink**. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I Andrew Jones 6730 / Andy Manhire 8552 (Police Licensing Officers)

(insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 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 Bargain Booze 12 Kenn road, Triangle centre, Clevedon, North Somerset. BS21 6EL	
Post town Clevedon	Post code (if known) BS21 6EL
Name of premises licence holder or club holding club premises certificate (if known) Mr Harpreet Sehmbi + Mrs Harminder Sehmbi	
Number of premises licence or club premises certificate (if known) NSC/027767	

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)	x
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

Avon & Somerset Constabulary
North Somerset Police Centre
Weston Gateway Business Park
Filers Way
Weston-Super-Mare
North Somerset
BS24 7JP

Telephone number (if any)

E-mail address (optional)

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 checked="" type="checkbox"/>
3) the prevention of public nuisance	<input checked="" 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)

The Police have concerns following complaints from members of the Public and local Secondary School, that Nitrous Oxide canisters (NOS) gas are being sold from an Off Licence being Bargain Booze in Clevedon, North Somerset.

Following a number of multi agency inspections at the premises there is clear evidence following seizure of items, that there is a concerning pattern of non-compliance and a disregard in promoting or supporting the Licensing objectives.

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

The Avon and Somerset Constabulary as a responsible authority wish to submit formal review proceedings relating to the Premises Licence holders Mr Harpreet Sehmbi + Mrs Harminder Sehmbi who are the business owners at the franchised Off Licence of Bargain Booze, located at 12 Kenn road, Triangle Centre, Clevedon, North Somerset.

Mr Harpreet Sehmbi + Mrs Harminder Sehmbi are the Premises Licence Holders at a similar franchised business of Bargain Booze, located at 471 Southmead road, Southmead, Bristol.

A check with Company House records reveals that the business is registered as HS & HK Ltd, trading as Bargain Booze and the Company directors being Harminder Kaur Sehmbi and Harpreet Sehmbi

The Designated Premises Supervisor (DPS) at the Clevedon Store is Mr Harpreet Sehmbi who is the holder of a personal licence granted by South Gloucestershire Council and has operated the store following the grant of a Premises Licence in 2008. The (DPS) at the Southmead Bargain Booze store in Bristol is Mr Sehmbi's wife Mrs Harminder Sehmbi.

According to Police Licensing records there is a further family connected shop premises at Bargain Booze, 370-372 Filton Avenue, Filton, Bristol with the premises Licence holders being Sehmbi, Kaur & Sehmbi and the DPS is Harjinder Singh Sehmbi 76yrs.

At 10.30 a.m. on the 16th of July 2020 a Licensing visit was conducted at the premises of Bargain Booze Clevedon by Andrew Jones Police Licensing Officer, local Police beat manger PC Ross Kirby and Caz Horton from North Somerset Council licensing.

The Licensing visit was prompted by two earlier reported complaints to the Police – the first from Clevedon Secondary School and the second a members of the public / customer at the Clevedon store, reporting that staff were selling Nitrous Oxide Canisters (NOS) gas from under the counter to under 18's for cash. (Copy of Police Logs attached).

The Licensing visit was recorded on PC Kirby's body worn camera, where we introduced ourselves to the staff member working behind the counter being Chirag Patel 25yrs born India and stated he was on a dependence visa which expired 20/10/2020.

The DPS was contacted by the Police Licensing officer, who attended the store and the complaints and concerns were discussed with Mr Sehmbi.

In response to the concerns - Mr Sehmbi admitted that they had sold the (NOS) gas canisters to customers who were checked as being over 18 years and sales were clarified that they were for catering purposes only.

Mr Sehmbi stated the canisters were located on top of the counter on visible view of customers on sale, but following recent media coverage and concerns to public health and safety he made the decision to stop selling the product and removed them from sale, which were then stored under the counter. This consisted of x8 boxes of (NOS) gas canisters containing x24 canisters (Cream chargers) in each box total (192), which were disclaimed.

It was noted that there was a small plastic Tupperware box with a red lid which contained a small amount of cash located under the counter near to where the (NOS) gas canisters were stored.

Mr Sehmbi was warned and advised regarding any future sales and supply of (NOS) products to under 18's for recreational use and that future routine checks would be made.

The Police were satisfied at this point that Mr Sehmbi understood his responsibilities and stated he would not be selling (NOS) gas canisters in the future.

At 11.15 a.m. on 20th of October 2021 following a complaint to the Council from a member of the public a Licensing visit was conducted by Police Licensing Officer Andrew Jones and Caz Horton from North Somerset Council Licensing officer. During the visit and inspection there were concerns with regards the Tobacco and vape products on display and under the counter. Officers from North Somerset Trading Standards attended the store and a quantity of illegal vaping products were confiscated. (Statement from Jay Capel – N.S. Trading Standards officer refers).

At 11.00 a.m. on Wednesday the 24th of August 2022, following a complaint to local Police (PCSO) that (NOS) gas canisters were being sold from the store, a Licensing visit was conducted by Andrew Jones Police Licensing, Caz Horton Council Licensing and Jay Capel from Trading Standards.

The Officers identified themselves to the staff member behind the counter, being a Jimmit Patel who had been working at the store on the previous visit in 2021.

During the inspection conducted by Jay Capel there were concerns raised with regards the non-compliance of the 'Slush drinks machine', in operation on the shop counter top. This was regarding the weights and measures of alcohol products being sold to customers from the machine. (Statement from Jay Capel – N.S. Trading Standards officer refers).

Prior to further inspection of the premises the shop assistant was asked if any (NOS) gas canisters or illegal tobacco products were being sold from the store, to which he replied "No".

Jay Capel (TS) continued the inspection of the shelves behind the till and under the counter and found x14 boxes containing x24 (NOS) gas canisters – Cream Chargers total (336), x2 boxes of cream whippers – one full box (20) and (4) remaining in second box (aka – 'Crackers' which is understood to be used in conjunction with party balloons to enable the inhalation of nitrous oxide gas), 11 packets of 12 large balloons – all of which were together on the same shelf area.

Note – The colourless gas comes in small metal canisters which are put in a 'Cracker' or a whipped cream dispenser, so the contents can be released into a balloon and inhaled by the user'(s) (Attached Home office information documentation – Police HQ drugs team refers).

Also beside the till was a small plastic Tupperware box with a red lid containing a large amount of cash and handwritten notes, relating to sales.

Also on a nearby counter shelf was an amount of illegal / illicit vape products which were seized. (Statement from Jay Capel – N.S. Trading Standards officer refers).

The shop assistant stated the cash in the plastic box was from the sale of the (NOS) gas canisters which did not go through the till, but not to inform his boss. He was cautioned by Caz Horton which he stated he understood.

A short time later the local Neighbourhood Police Sergeant Marc Stephens attended the store and the inspection continued with his body worn camera recording.

The cash seized in the plastic box with the red lid was counted and found to contain a total of £895 in B of E notes and £22 in £1 coins making a total of £917.

Mr Sehmbi the (PLH) + (DPS) attended the store following contact by the Police Licensing Officer, who outlined the reason for the joint visit and what items had been seized during the inspection. Caz Horton cautioned Mr Sehmbi who stated he understood.

Mr Sehmbi provided an explanation that the (NOS) gas canisters were for certain customers who were interested in baking cakes – the balloons were for customers holding parties and the cash was an overspill from the till and for his credit card payments.
Also the vape products were left over from a previous Trading Standards inspection.

The Police Licensing officer spoke with Mr Sehmbi and confirmed / checked the CCTV system was working correctly and was recordable for 28 days as per the Licence conditions and the complete hard drive was later seized for evidential purposes.

On 24th of September 2022, the Police Licensing Officer Louise Mowbray conducted a Licensing inspection at the family run Bargain Booze, 370-372 Filton Avenue, Horfield, Bristol, where a box of cream whippers (aka) 'Crackers' were located behind the till and a large full Oxide gas cylinder about a foot high 580g labelled 'Fast Gas' located in the storeroom, both of which were seized and disclaimed.

Mr Sehmbi attended the premises and gave explanations for the items.

It was noted by the Licensing officer on exiting the store that empty silver (NOS) gas canisters and blue plastic caps, that cover the large Nitrous Oxide gas cylinders - littered the pavement outside. (Statement from Police Licensing officer, Louise Mowbray refers)

I have included Trading Standards evidence in the application in showing a pattern of behaviour by Mr Sehmbi in trying to deceive the authorities in making illegal sales, without any consideration to public health or safety.

Whilst the sale of illegal tobacco / vapes is not directly related to the Premises Liquor Licence - the suspected recreational sale of (NOS) gas canisters shows that Mr Sehmbi is not promoting the Crime and Disorder Licensing objective and that he has no concern for the safety of his customers, as illegal tobacco / vape products + (NOS) gas canisters often contain dangerous substances and as such is failing to promote the Public Safety objective.

In addition - the fact that there is historic evidence from Trading Standards of a test purchase in 2012 where alcohol under-age sales offences were proved and an Action Plan implemented which again highlights the fact that the (PLH) has not promoted the Licensing objectives previously and has continued in this pattern of behaviour.

The Police have no confidence in Mr Sehmbi's current business operation at the shop following warnings and is aware of the risks + dangers in selling / supplying (NOS) gas canisters to under 18's following the inspection in 2020.

Mr Sehmbi has been given every opportunity / advice and warnings on non-compliance with Trading Standards evidence and pushing the boundaries of the Premises Licence but has continued in his venture in making cash sales of (NOS) gas canisters and a similar pattern of behaviour not only at the Clevedon store but emphasised at the recent Police visit at the Bristol store.

The fact that Mr Sehmbi at the recent Licensing inspection at the Clevedon store, was again found with a large amount of (NOS) gas canisters, but this time with further under counter equipment - to include 'Crackers', balloons and a large amount of cash provides evidence that supply offences for recreational use - requires further Criminal Police investigation.

At this stage - the Police body worn recordings / photographic / CCTV evidence cannot be provided and shown to the Licensing committee, due to the fact a Criminal investigation is pending by the Police, which involves this evidence.

There has been recent growing media coverage + medical evidence of the dangers and long term damage to the health of users being exposed to the (NOS) gas product for recreational use.

In short the Police therefore feel that they have no option but to ask the committee to revoke the Premises Licence for the reasons and evidence highlighted.

However - if the committee decides not to revoke the Premises Licence, we would ask that the Police be consulted for suggested additional conditions

Have you made an application for review relating to this premises before **Please tick yes**

If yes please state the date of that application

Day	Month	Year

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 *Andy Jones*

Date 27/10/2022

Capacity Police Licensing Officer

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.

Statement of witness

(Criminal Procedure Rules, r 16.2; Criminal Justice Act 1967, s 9)

Statement of IRENE ESTHER JAY CAPEL

Age of Witness over 18

This statement consisting of five pages 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.

1 My name is Irene **CAPEL** and I am known as Jay **CAPEL**. I am employed by North
2 Somerset Council as a part of the Public Health and Regulatory Services as a Principal
3 Trading Standards Officer. I have 22 years' experience in Trading Standards
4 enforcement, including being the Lead Officer for age-restricted products which
5 incorporates tobacco products and licensing issues. I am a duly authorised officer for
6 the purposes of the Consumer Protection Act 1987.
7 On 09 August 2022 information was received, via a colleague within the North
8 Somerset Council Community Response Team, from PCSO Caroline **HARRIS** that
9 nitrous oxide (NO₂) cannisters were being sold to youngsters from Bargain Booze
10 Plus, 12 Clevedon Triangle Centre, Clevedon, Somerset, BS21 6HX. According to
11 Company House records this business is registered as **HS & HK Limited**, (company
12 no. 07836023), trading as Bargain Booze Plus and the Company Directors are
13 Harminder Kaur **SEHMBI** (Dob: Dec 1974) and Harpreet **SEHMBI** (Dob: Aug 1972).
14 On 24 August 2022 I accompanied Andy **JONES**, the Licensing Officer with the Avon
15 and Somerset Constabulary, and Caz **HORTON**, a Licensing Officer with the North
16 Somerset Council Public Health and Regulatory Services, to Bargain Booze Plus, 12

17 Clevedon Triangle Centre, Clevedon, Somerset, BS21 6HX. We entered the premise
18 at approx. 11.15hrs and a male, later identified as Jimmit **PATEL**, was behind the
19 counter and was dispensing cans of "Thatcher's Cider" into the "Slushy" machine. The
20 business was offering for sale "cider slushys" into open plastic cups through the use
21 of a "slushy machine". The Weights and Measures (Intoxicating Liquor) Order 1988
22 requires draught sales of beer, lager and cider to be made in quantities of 1/3 pint, 1/2
23 pint, 2/3 pint or multiples of 1/2 pints. It should be measured using either an automatic
24 metering system or glasses of a relevant quantity. All such equipment and glasses
25 should be 'Government stamped' e.g., crown stamp or CE/UKCA mark. I inspected
26 the clear plastic cups being used to sell the draft alcohol, which were also being used
27 to dispense the non-alcoholic slushy into, along with the machine and they did not bear
28 any of the markings mentioned or offer any confidence that the above requirements
29 were being met. Therefore, the business could be found guilty of a short weight
30 offence under the Weight and Measures Act 1985.

31 I asked Mr. **PATEL** if illegal tobacco or NO2 cannisters were being sold from the
32 premise. He replied "no". I inspected behind the counter where the till was located
33 and found on a shelf to the right of the till 14 boxes of 24 x NO2 cannisters, 11 packets
34 of balloons and 2 partly empty boxes of aluminium cream whippers. These items were
35 being kept together. A plastic Tupperware type box with a red lid was found besides
36 the till. We were told by Mr. **PATEL** that this was the money for the sale of the NO2
37 cannisters that was not being put through the till. The plastic box had the words "cream
38 charger" written on the lid and side and contained a quantity of bank notes. I witnessed
39 Mr. **JONES** count the money.

40 I continued to search the shelves behind the counter and found in total 21 disposal
41 nicotine containing vape bars, known as "disposable vapes", that did not comply with

42 the Tobacco and Related Products Regulation 2016. They did not comply with the
43 Regulations because the warning label and tank sizes were incorrect. These items
44 were duly seized and consisted of 9 x "Aloe Melon Ice 1500 Geek Bars Pro" and 4 x
45 "Reymont Melon Ice 1688" disposable vapes, which were found in a plastic bag on a
46 shelf to the far left of the counter, and 8 x "Random 7000 Tornado" disposable vapes
47 were found in the original packaging on the shelf to the right of the till immediately in
48 front of the NO2 cannisters and the associated paraphernalia.

49 At approx. 11.30hrs Mr. Harpeet **SEHMBI**, a director of **HS & HK Limited**, attended
50 the premise. I introduced myself and explained that illegal disposable vapes had been
51 found and would be seized. Mr. **SEHMBI** said that they were left over "from the last
52 time". This relates to a previous seizure of illegal disposable vapes made on 20
53 November 2021 as mentioned below. Mr. **SEHMBI** told us that he had a lot of
54 customers who were cake decorators, and the NO2 cannisters were sold for "cake
55 decorating", and the money in the plastic box had been put aside for credit card
56 payments. Whilst on the premise no other cake decorating items were found. I asked
57 Mr. **SEHMBI** if illegal tobacco was being sold from the premises and he replied it was
58 not. I conducted an initial search of the storage area at the back of the premises and
59 on the first floor and no illegal tobacco products were found. Bags of balloons, the
60 same as the ones found under the counter, were found in the rear storage area on top
61 of boxes of alcohol. Mr. **SEHMBI** said that customers purchased them for children's'
62 parties and they were not on display because there was no room for them. He took
63 these and put them onto a display unit on the shop floor. Whilst on the premise no
64 other children's' party items were found.

65 At my requested Mr. **SEHMBI** downloaded a copy of the electric point of sale (EPOS)
66 refusal report for 15 August 2022 to 24 August 2022. The report indicated that in total

67 5 refusals had been made for age-restricted products (alcohol, tobacco, and instant
68 lottery), during that period. The training records for Mr. **PATEL** were also produced at
69 my requested which I duly signed and dated. Mr. **SEHMBI** was advised of the weights
70 and measures requirements for dispensing and selling draft alcoholic drinks.

71 I have had no further involvement in the investigation of this matter and previous
72 dealing with this business is as listed:

73 On 25 May 2022 this Service received a complaint from a member of the public, and
74 subsequently from the Avon and Somerset Constabulary, alleging that alcohol was
75 frequently being sold to individuals under the age of 18 without proof-of-age checks
76 being made. In response a generic advice letter was sent to **HS & HK Limited**, at the
77 address mentioned above. As a result of receiving this letter Mr. **SEHMBI** telephoned
78 me, and we had a conversation about the systems in place to prevent underage sales.
79 This consists of a training package supplied by the Bargain Booze franchise and,
80 during this conversation, Mr. **SEHMBI** claimed that underage sales were made
81 because of "proxy sales".

82 On 20 November 2021, Principal Trading Standards Officer David **HOWARD**
83 accompanied by Ben **HAYES**, a Principal Trading Standards Officer seconded to the
84 Regional Trading Standards Investigation Team and who specialises in illegal tobacco
85 investigations, attended the premise as a part of Operation CeCe. Operation CeCe is
86 a National Trading Standards (NTS) led action administered by Trading Standards
87 South West (TSSW) at a local level aimed at cutting off illegal tobacco supplies and to
88 disrupt criminal activity at a local retail level. Intelligence had been received that this
89 business were selling illegal tobacco. During that visit no illegal tobacco was found
90 but 150 x "Geek Pro Vape Bars" disposable vapes, were seized because they did not

91 comply with the Tobacco and Related Products Regulation 2016. These were
92 subsequently forfeited by Mr. **SEHMBI**.
93 On 13 February 2012, Principal Trading Standards Officer David **HOWARD** conducted
94 a test purchase and an underage volunteer, (aged 17 years and 02 months), was not
95 asked to produce proof-of-age identification and purchased 4 x 440ml cans of "John
96 Smith Extra Smooth Beer". On this occasion the business was able to establish a due
97 diligence defence and an action plan was implemented. The North Somerset Trading
98 Standards Service has also attended the premise on 16 August 2011, following
99 intelligence from the Avon and Somerset Constabulary alleging that a 15-year-old child
100 had purchased alcohol, and again on 25 July 2019 because of unsubstantiated claims
101 that illegal (bootleg) vodka was being sold.

102
103

104 Signed: Jay Capel (witness)

105 Date: 28 October 2022

WITNESS STATEMENT

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

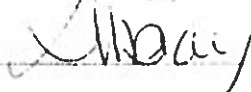
URN

Statement of 9976 Louise Mowbray

Age if under 18 Over 18 (if over insert 'over 18') Occupation Police Licensing Officer

This statement (consisting of 3 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 18/10/22

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

I am Police Staff 9976 Louise Mowbray, a Police Licensing Officer employed by Avon & Somerset Constabulary.

I have been a Licensing Officer for 10 years, part of my role is to conduct licensing inspections in order to check for compliance with the law and conditions of the Premises Licence.

On Saturday 24th September I was on duty stationed at Southmead Police Station.

At 1805hrs in company with PC 2985 Archer and PC 2225 Nash we attended Bargain Booze 370-372 Filton Avenue, Horfield, Bristol, BS7 0BE to complete a licensing inspection.

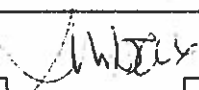
The visit was arranged following intelligence reports made to the police that the premises were selling nitrous oxide.

On arrival I spoke to Tajindra SINGH who was serving behind the counter and explained that the police were present to conduct a premises license check.

I asked if Tajindra SINGH was able to contact the Designated Premises Supervisor Harjinder SINGH SHEMBI (also known as ROCKY) and advise him of the police attendance.

Tajindra SINGH spoke to the DPS on a mobile phone and stated that the DPS would be attending shortly.

Signature:



Signature witnessed by:

2010/11

OFFICIAL-SENSITIVE (when completed)

Continuation of Statement of 9976 Louise Mowbray

Subsequently, I asked Tajindra SINGH if the licence check could be commenced whilst I awaited the arrival of the DPS, he confirmed that he was happy for the licence check to proceed.

Tajindra SINGH was unable to operate the CCTV, he stated that only Rocky knew how to do so.

Part A of the Premises Licence was displayed behind the counter.

Whilst awaiting the arrival of the DPS at 1820hrs, a box containing a number of whippers (also known as crackers), were located behind the till point.

It is my understanding that crackers are used in conjunction with party balloons to enable the inhalation of nitrous oxide.

The box of crackers was seized by PC 2225 Nash.

At 1825hrs located behind the storeroom door was a large nitrous oxide gas cylinder.

I would describe the cylinder as approximately one foot high, the net weight of 580g, labelled 'Fast Gas'.

The gas canister was full.

The gas canister was seized by PC Archer.

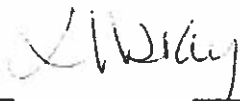
At 1830hrs I was stood at the main counter observing the till point when a white male, approx. 20-25 years old, ginger hair, wearing a black puffer jacket approached the counter.

He spoke to a member of staff and I heard him state 'can I have some Nos gas'. The male behind the counter replied 'we don't sell it anymore'.

The male left the premises.

I indicated this male to PC Archer, who followed the male outside. She questioned the male, but he denied asking for the Nos gas.

Signature:



Signature witnessed by:

2010/11

RESTRICTED (when complete)

Continuation of Statement of: 9976 Louise Mowbray

Rocky arrived at the premises at 1835hrs, I again explained the reason for the police visit.

A full premises licence check was conducted.

Following the premises licence check, Rocky was advised that a number of issues required addressing and that I would contact him further following the visit.

PC Archer then spoke to Rocky in connection with the gas cylinder seized that was located behind the storeroom door.

Rocky stated to PC Archer that a member of the public bought the item into the shop, placed it on the counter and asked if they sold any.

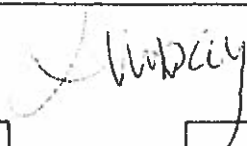
To which Rocky stated to the male that they didn't, Rocky they stated that the male left the premises leaving the gas cylinder behind.

Rocky stated he put the cylinder behind the door for safe keeping.

Rocky verbally disclaimed the gas cylinder to PC Archer.

On exiting the premises, a number of silver nitrous oxide canisters and blue plastic caps that cover the large nitrous oxide cylinders were littered on the pavement outside of the premises.

Signature:



Signature witnessed by:

2010/11

RESTRICTED (when complete)

WITNESS STATEMENT

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

URN [] [] [] [] []

Statement of 9976 Louise Mowbray

Age if under 18 Over 18 (if over insert 'over 18') Occupation Police Licensing Officer

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 18/10/22

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

I am Police Staff 9976 Louise Mowbray, a Police Licensing Officer employed by Avon & Somerset Constabulary.

I have been a Licensing Officer for 10 years, part of my role is to conduct licensing inspections in order to check for compliance with the law and conditions of the Premises Licence.

On Saturday 24th September I was on duty stationed at Southmead Police Station.

At 1845hrs in company with PC 2985 Archer and PC 2225 Nash we attended Bargain Booze 471 Southmead Road, Southmead, Bristol, BS10 5LZ to complete a licensing inspection.

As the police arrived at the premises the Designated Premises Supervisor Harjinder SINGH SHEMBI (also known as ROCKY) also arrived at the premises.

Rocky was advised that a premises licence check was to be undertaken.

The CCTV system was only showing footage from the 7th September 2022, Rocky advised that the system had been replaced resulting in the lack of data stored.

A copy of the invoice to the CCTV engineer was produced.

The staff training records were last updated in September 2020 and Rocky was advised that this requires attention.

No nitrous oxide was located at the premises.

Signature:

Signature witnessed by:

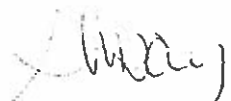
2010/11

OFFICIAL-SENSITIVE (when completed)

Continuation of Statement of: 9976 Louise Mowbray

I left the premises at 1900hrs.

Signature:



Signature witnessed by:

2010/11

Incident Created	26/06/2020	19:20:59
Address Validated	26/06/2020	19:20:59
Initial Input Complete	26/06/2020	19:21:04
Transfer Sent	27/06/2020	18:49:03
Transfer Accepted	27/06/2020	18:51:24
Incident Disposed	28/06/2020	15:12:15

Qualifiers

DISPOSAL QUALIFIERS	Alcohol
THEME	PUBLIC SAFETY

ISR Comments

Created from Location Check (Shadow Call Card)	26/06/2020	19:20:59	CH116	8411
PROBLEM: INFT WAS IN THE SHOP AND WITNESSED THE SHOP KEEPER SELLING BOXES OF 'NITROUS OXIDE' FOR £25 - THEY WERE ONLY ACCEPTING CASH PAYMENTS AND ALSO WERE STORED UNDER THE COUNTER IN PLAIN WHITE BOXES	26/06/2020	19:23:28	CH116	8411
WHEN INFT WAS WAITING IN THE QUEUE THEY SOLD - TWO BOXES TO A GIRL WHO LOOKED NO OLDER THAN 15	26/06/2020	19:23:28	CH116	8411
AND A BOX TO A MALE WHO WAS APPROX 17/18	26/06/2020	19:23:28	CH116	8411
THE INCIDENT HAS JUST HAPPENED WITHIN THE PAST 10 MINUTES	26/06/2020	19:23:32	CH116	8411
INCIDENT TYPE - SUSPICIOUS CIRCUMSTANCE	26/06/2020	19:23:35	CH116	8411
WEAPONS HAVE NOT BEEN USED/SEEN OR MENTIONED	26/06/2020	19:23:37	CH116	8411
THE PERSON(S) RESPONSIBLE IS STILL ON SCENE	26/06/2020	19:23:39	CH116	8411
DESCRIPTION OF PERSON(S) RESPONSIBLE	26/06/2020	19:23:41	CH116	8411
A VEHICLE IS NOT INVOLVED	26/06/2020	19:23:56	CH116	8411
INFT STATES THAT THE MALE BEHIND THE COUNTER - MALE	26/06/2020	19:24:36	CH116	8411
INDIAN	26/06/2020	19:24:36	CH116	8411
LATE 20'S / 30'S	26/06/2020	19:24:36	CH116	8411
SKINNY	26/06/2020	19:24:36	CH116	8411
THIS IS SUSPICIOUS BECAUSE: SHOP SELLING BOXES OF NITROUS OXIDE	26/06/2020	19:24:48	CH116	8411
COMMS STOV ASKED TO REVIEW	26/06/2020	19:24:50	EP107	9425
THERE IS NOBODY KNOWN AT THE SCENE TO HAVE BEEN IN CONTACT WITH COVID-19 OR HAS SYMPTOMS OF COVID-19	26/06/2020	19:24:51	CH116	8411
THIS REQUIRES POLICE ATTENDANCE	26/06/2020	19:24:53	CH116	8411
SOP OPENED: SUSPICIOUS-V3.PDF	26/06/2020	19:24:54	CH116	8411

CALL SCRIPT SUSPICIOUS COMPLETED	26/06/2020	19:24:56	CH116	8411
	26/06/2020	19:25:19	EP107	9425
*COMMS SUPV ASKED TO REVIEW	26/06/2020	19:25:32	EP107	9425
Transfer To T/G 120 From Terminal CH116 Control	26/06/2020	19:27:31	CH116	8411
TRANSFER ACCEPTED BY EP107 FOR CONTROL	26/06/2020	19:38:36	EP107	9425
COMMENTS OPENED VIA POP-UP, Location Comments 12 CLEVEDON TRIANGLE CTR	26/06/2020	19:38:41	EP107	9425
TRANSFER TO SUP_QP FROM TERMINAL EP107 FOR ACTION Incident Grade Priority - High [CAD065G]	26/06/2020	19:41:11	EP107	9425
SUPV REVIEW: PSYCHOACTIVE SUBSTANCES ACT 2016 PREVENTS THE SALE OF NOS IF IT IS LIKELY TO BE CONSUMED BY THE PERSON TO WHICH IT IS SUPPLIED.	26/06/2020	19:43:47	EP102	9103
ALTHOUGH THIS HAS HAPPENED REASONABLY RECENTLY, WITH CURRENT DEMAND WE SIMPLY DO NOT HAVE THE CAPACITY TO RESOURCE THIS TONIGHT. WE DO NOT HAVE THE DETAILS OF THE PURCHASER.	26/06/2020	19:45:19	EP102	9103
T/S - PLEASE RECALL INFT AND ADVISE THEM THIS WILL BE PASSED TO THE NPT & REGRADE ACCORDINGLY.	26/06/2020	19:45:43	EP102	9103
TEAM SUPP TAG ADDED	26/06/2020	19:45:48	EP102	9103
Review=Y	26/06/2020	19:46:02	EP102	9103
TEAM SUPP TAG DELETED	26/06/2020	20:00:09	LAP86	9115
TS - LINE WENT TO VM, I HAVE LEFT A GENERIC VM FOR INFT SAYING ITLL BE PASSED TO BEAT AS PER SUPV COMMENTS	26/06/2020	20:01:54	LAP86	9115
Priority changed manually from Priority - High to Scheduled - NPT	26/06/2020	20:02:09	LAP86	9115
TRANSFER ACCEPTED BY EP102 FOR ACTION	26/06/2020	20:40:23	EP102	9103
COMMENTS OPENED VIA POP-UP, Location Comments 12 CLEVEDON TRIANGLE CTR	26/06/2020	20:40:28	EP102	9103
I HAVE LOOKED INTO THIS, WE AS POLICE DO NOT HAVE THE POWER TO LOOK UNDER THE COUNTER IN LICENCED PREMISE.	27/06/2020	18:33:39	WEBSERV	4469
I HAVE CONTACTED LICENSING IN THE HOPE THAT THEY ARE ON DUTY OVER THE WEEKEND.	27/06/2020	18:34:12	WEBSERV	4469
I WILL TRANSFER THIS LOG FOR INFORMATION TO OUR LICENSING DEPARTMENT, THE TWO ANDY'S AND TO NSCC LICENSINT TO DEAL	27/06/2020	18:35:03	WEBSERV	4469
CALL CARD WAS EMAILED TO:	27/06/2020	18:42:07	WEBSERV	4469
CALL CARD WAS EMAILED TO:	27/06/2020	18:44:15	WEBSERV	4469
CALL CARD WAS EMAILED TO:	27/06/2020	18:46:29	WEBSERV	4469
CALL CARD WAS EMAILED TO:	27/06/2020	18:47:53	WEBSERV	4469

THIS MATTER HAS BEEN REFERRED LICENSING TO DEAL, THEY HAVE MORE APPROPRIATE POWERS TO DEAL	27/06/2020	18:48:32	WEBSERV	4469
TRANSFER TO I/G 120 FROM TERMINAL WEBSERV FOR CONTROL	27/06/2020	18:49:03	WEBSERV	4469
TRANSFERRED BY WEBSTORM	27/06/2020	18:49:03	WEBSERV	4469
CALL CARD WAS EMAILED TO:3494@AVONANDSOMERSET.PNN.POLICE UK	27/06/2020	18:49:32	WEBSERV	4469
Transfer Accepted By EP106 For Control	27/06/2020	18:51:24	EP106	9185
Officer dealing CHANGED - PREVIOUS VALUE(S) of Officer dealing: 8564	28/06/2020	15:12:12	LAP68	8564
Disposal Codes: , 'PSC', 'I3'	28/06/2020	15:12:16	LAP68	8564
No of Arrests: N.F.A: No. of Reports:	28/06/2020	15:12:16	LAP68	8564
Officer dealing: 4469	28/06/2020	15:12:16	LAP68	8564
Qualifiers Alcohol	28/06/2020	15:12:17	LAP68	8564
AS-20200626-1156 CALL CARD DISPOSED.	28/06/2020	15:12:17	LAP68	8564
CALL CARD WAS EMAILED TO:	12/10/2022	07:55:17	WEBSERV	3442

Incident Note Pad

SUPPLYING, OR OFFERING TO SUPPLY, A PSYCHOACTIVE SUBSTANCE	26/06/2020	19:43:58	EP102	9103
.	26/06/2020	19:43:58	EP102	9103
(1)	26/06/2020	19:43:58	EP102	9103
A PERSON COMMITS AN OFFENCE IF	26/06/2020	19:43:58	EP102	9103
.	26/06/2020	19:43:58	EP102	9103
(A)	26/06/2020	19:43:58	EP102	9103
THE PERSON INTENTIONALLY SUPPLIES A SUBSTANCE TO ANOTHER PERSON,	26/06/2020	19:43:58	EP102	9103
.	26/06/2020	19:43:58	EP102	9103
(B)	26/06/2020	19:43:58	EP102	9103
THE SUBSTANCE IS A PSYCHOACTIVE SUBSTANCE,	26/06/2020	19:43:58	EP102	9103
.	26/06/2020	19:43:58	EP102	9103
(C)	26/06/2020	19:43:58	EP102	9103
THE PERSON KNOWS OR SUSPECTS, OR OUGHT TO KNOW OR SUSPECT, THAT THE SUBSTANCE IS A PSYCHOACTIVE SUBSTANCE, AND	26/06/2020	19:43:58	EP102	9103
.	26/06/2020	19:43:58	EP102	9103
(D)	26/06/2020	19:43:58	EP102	9103
THE PERSON KNOWS, OR IS RECKLESS AS TO WHETHER, THE PSYCHOACTIVE SUBSTANCE IS LIKELY TO BE CONSUMED BY THE PERSON TO WHOM IT IS SUPPLIED,	26/06/2020	19:43:58	EP102	9103

OR BY SOME OTHER PERSON, FOR ITS PSYCHOACTIVE EFFECTS.

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Avon and Somerset Constabulary

Working to make the communities of Avon and Somerset feel safe and be safe

From: >
Sent: 12 October 2022 08:00
To: Subject: STORM Incident Report: AS-20200714-0543

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AVON AND SOMERSET CONSTABULARY

ISR Report: **AS-20200714-0543 (CLOSED)**

14/07/2020 13:39:00	PSI, SUSPICIOUS	AS-20200714-0543 / AS	101	AS
Priority:(7) Resolution Without Deployment	SUSPICIOUS	AN	Officer Dealing:7047	
Operator:	Dispatcher:	AN002 (340873,171021)	Creator Wkstrn:EP134	

Address Information

BARGAIN BOOZE, BARGAIN BOOZE
12 CLEVEDON TRIANGLE CTR, , CLEVEDON, BS216HX

Proximity: Gazeteer Validation

- HAZARDS - NONE DECLARED BY OCCUPIER. -

Disposition Codes

SUS CIRC / INSECURE PREM - VEH

INFORMANT ADVISED (CONTL ROOM)

Complainant Information

CLI: Email:

CLEVEDON COMMUNITY SCHOOL, VALLEY RD CLEVEDON, BS216AH

THIRD PARTY Media Consent

Contact Vulnerable NPT ETA

Ethnicity: Date of Birth: Sex:

Notes:

Date / Time Information

Call Received	14/07/2020	13:39:00
Call Answered	14/07/2020	13:39:00
Incident Created	14/07/2020	13:39:00
Address Validated	14/07/2020	13:39:00
Initial Input Complete	14/07/2020	13:39:02
Incident Disposed	14/07/2020	13:46:25

Qualifiers

DISPOSAL QUALIFIERS

No Qualifiers

THEME

PUBLIC SAFETY

ISR Comments

Created from Location Check (Shadow Call Card)	14/07/2020	13:39:00	EP134	7047
PROBLEM: A MEMBER OF STAFF AND A MEMBER OF PUBLIC HAVE REPORTED TO THE SCHOOL THAT BARGAIN BOOZE ARE SELLING NOS CANNISTERS TO YOUNG CHILDREN - THE NOS CANNISTERS ARE STORED UNDER THE COUNTER	14/07/2020	13:39:39	EP134	7047
THE INCIDENT IS IN PROGRESS	14/07/2020	13:39:59	EP134	7047
INCIDENT TYPE - SUSPICIOUS CIRCUMSTANCE	14/07/2020	13:40:03	EP134	7047
WEAPONS HAVE NOT BEEN USED/SEEN OR MENTIONED	14/07/2020	13:40:07	EP134	7047
IT'S UNKNOWN IF THE PERSON(S) RESPONSIBLE ARE STILL ON SCENE	14/07/2020	13:40:12	EP134	7047
PERSON(S) RESPONSIBLE HAVEN'T BEEN SEEN	14/07/2020	13:40:14	EP134	7047
A VEHICLE IS NOT INVOLVED	14/07/2020	13:40:16	EP134	7047
THIS IS SUSPICIOUS BECAUSE: NOS CANNISTERS ARE BEING SOLD FROM A LICENSED PREMISES TO YOUNG CHILDREN	14/07/2020	13:40:30	EP134	7047
THERE IS NOBODY KNOWN AT THE SCENE TO HAVE BEEN IN CONTACT WITH COVID-19 OR HAS SYMPTOMS OF COVID-19	14/07/2020	13:40:32	EP134	7047
THIS REQUIRES POLICE ATTENDANCE	14/07/2020	13:40:34	EP134	7047
SOP OPENED: SUSPICIOUS-V3.PDF	14/07/2020	13:40:35	EP134	7047
CALL SCRIPT SUSPICIOUS COMPLETED	14/07/2020	13:40:36	EP134	7047
-	14/07/2020	13:40:38	EP134	7047
CREATING AN INTEL REPORT	14/07/2020	13:40:45	EP134	7047
-	14/07/2020	13:40:47	EP134	7047
CLOSING LOG FOR AWARENESS	14/07/2020	13:46:14	EP134	7047
-	14/07/2020	13:46:14	EP134	7047
Disposition code: ,'PSC','I1'	14/07/2020	13:46:25	EP134	7047
# Arrests # Cautions # Reports	14/07/2020	13:46:25	EP134	7047
Officer dealing 7047	14/07/2020	13:46:25	EP134	7047
Qualifiers,No Qualifiers	14/07/2020	13:46:25	EP134	7047
AS-20200714-0543 CALL CARD DISPOSED.	14/07/2020	13:46:25	EP134	7047
CALL CARD WAS EMAILED TO:	15/07/2020	07:07:03	WEBSERV	1825
CALL CARD WAS EMAILED TO:	12/10/2022	07:56:24	WEBSERV	3442

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Working to make the communities of Avon and Somerset feel safe and be safe

From: >
Sent: 12 October 2022 08:02
To: >
Subject: STORM Incident Report: AS-20200626-1156

From: >
Sent: 12 October 2022 08:01
To: >
Subject: STORM Incident Report: AS-20200626-1156

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ISR Report: AVON AND SOMERSET CONSTABULARY
AS-20200626-1156 (CLOSED)

26/06/2020 19:20:59	PSI, SUSPICIOUS	AS-20200626-1156 / AS	101	AS
Priority:(5) Scheduled - NPT	4469 COMPLETE	AN	Officer Dealing:4469	
Operator:	Dispatcher:	AN002 (340873,171021)	Creator Wkstn:CH116	

Address Information

BARGAIN BOOZE, BARGAIN BOOZE
12 CLEVEDON TRIANGLE CTR, , CLEVEDON, BS216HX

Proximity:

Gazeteer Validation

- HAZARDS - NONE DECLARED BY OCCUPIER. -

Disposition Codes

SUS CIRC / INSECURE PREM - VEH

INFORMANT NOT ADVISED

Complainant Information

CLI: Email:

WITNESS [N] Media Consent [?]
Contact Vulnerable NPT ETA

Ethnicity: Date of Birth:

Notes:

Date / Time Information

Call Received 26/06/2020 19:20:59

This document provides information on nitrous oxide, also known as 'laughing gas', and suggests some enforcement options for restricting its supply for recreational use.

What is nitrous oxide?

Nitrous oxide, also known as 'laughing gas', is a substance with a number of legitimate uses in medicine and catering. It is also the second most popular recreational drug amongst young people, with 7.6% of 16-24 year olds responding to the 2013/14 Crime Survey for England and Wales reporting nitrous oxide use in the last year. When inhaled, this substance can make users feel euphoric and relaxed, with some reporting hallucinations.



What are the legitimate uses?

It is a medical gas (a medicinal product) and, when mixed with oxygen, it is used to treat analgesia and as an anaesthetic. Use as a medicinal product typically involves large cylinders containing the gases which are administered to the patient using a face mask in a variety of settings such as hospitals, dental surgeries and by ambulance crews.

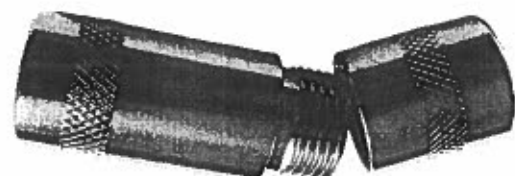
Nitrous oxide is also an approved food additive (E942) when used as a propellant for whipped cream. While there are no provisions in food additives legislation which would provide a basis for seizing nitrous oxide, there are a number of other enforcement options (see below). Nitrous oxide is also used in vehicle engines.

Where and how is it used recreationally?

Nitrous oxide is now being used recreationally in a number of settings such as clubs, private residences and parks, and is particularly prevalent at festivals. It is commonly sold in small metal canisters containing the gas (see picture page 4), which is then either transferred into a balloon for inhalation using a dispenser (see picture top right) or a 'cracker' (see picture bottom right). These small metal canisters are sold in bulk online presented for use as a whipped cream propellant.

What are the risks?

Inhaling nitrous oxide can be dangerous, and can lead to loss of blood pressure, fainting and even heart attack. Prolonged exposure to nitrous oxide may also result in bone marrow suppression and poisoning of the central nervous system. These risks are likely to be exacerbated if the exposure to the gas is combined with alcohol or other drugs.



What options are there for disrupting its supply?

(1) Intoxicating Substances (Supply) Act 1985

This Act prohibits the sale, to those under the age of 18, of substances which the seller has reason to believe may be inhaled for the purposes of intoxication. It was originally designed to prevent minors buying glue and other solvents, but has more recently been used in relation to other substances. For example, in 2013 West Yorkshire Police prosecuted a market seller under this Act for selling synthetic cannabinoids to a 16 year old. This Act is applicable to the sale of nitrous oxide when the supply is to a person under the age of 18, or to a person acting on behalf of someone under the age of 18.

The Intoxicating Substance (Supply) Act 1985 can be found here: <http://www.legislation.gov.uk/ukpga/1985/26/contents>.

(2) Street trading legislation and bye-laws

There is some local government legislation which may be useful for preventing people from trading in certain areas. For instance, councils can adopt legislation that makes it an offence to trade without consent or a licence on certain streets, or to undertake any form of street trading in certain streets and places (see Schedule 4 of the Local Government Miscellaneous Provisions Act 1982, and (within London) Schedule 38 of the London Local Authorities Acts 1990 and 2012). There may also be local bye-laws in place restricting unlicensed trade in parks and other areas.

Councils will undertake their own compliance and enforcement activity in relation to local street trading legislation and local bye-laws. Your council's town centre manager, licensing officers or trading standards officers should be able to provide further detail on local controls and on how relevant compliance activity can be coordinated.

The Local Government Miscellaneous Provisions Act 1982 can be found here: <http://www.legislation.gov.uk/ukpga/1982/30>.

The London Local Authorities Act 1990 can be found here: http://www.legislation.gov.uk/ukla/1990/7/pdfs/ukla_19900007_en.pdf.

(3) Community Protection Notices (CPN) and Public Space Protection Orders (PSPO)

CPNs and PSPOs are powers available under the Anti-Social Behaviour, Crime and Policing Act 2014, and come into effect on 20 October 2014¹. CPNs can be issued by police, local authorities (and those designated by the council) and police community support officers (if designated by their Chief Constable) while PSPOs are only available for local authorities to use. The PSPO is designed to stop individuals or groups committing anti-social behaviour in a public space and allows councils to make an order imposing conditions on the use of that area which apply to everyone or to particular categories of person.

A PSPO can be made if the council is satisfied on reasonable grounds that the activities carried out in a public space:

¹ On 20 October 2014 the new powers in the Anti-social Behaviour, Crime and Policing Act 2014 will replace previous powers to tackle anti-social behaviour.

- have had or are likely to have a detrimental effect on the quality of life of those in the locality;
- are persistent or continuing in nature;
- are unreasonable, and
- justifies the restrictions imposed.

Before a PSPO is made, the council must consult with the local police, whatever community representatives it thinks appropriate and the owner or occupier of land within the restricted area.

Breach of the order is a criminal offence punishable by up to a level 3 fine.

CPNs can be issued to individuals over 16 or a business or organisation if the issuing agency is satisfied on reasonable grounds that their conduct is having a detrimental effect on the quality of life of those in the locality, is persistent or continuing nature and is unreasonable. Before a CPN can be served, a written warning must be issued informing the perpetrator of the problem behaviour, requesting them to stop, and the consequences of continuing. Enough time should be left between the issue of a written warning and the issue of a CPN to allow the individual or body to deal with the matter.

The notice can require the individual to stop doing specified things, and failure to comply with a notice is a criminal offence. A fixed penalty notice of no more than £100 can be issued if appropriate or an individual could receive up to a level 4 fine (a business could receive a fine of up to £20,000). A CPN or PSPO may provide further means by which the use of nitrous oxide can be restricted. If a CPN or PSPO is appealed it will be for a court to decide whether the statutory test has been met.

(4) General Product Safety Regulations 2005 (GPSR)

As they apply to retailers, these regulations require that a seller does not supply a product which they know to be, or should reasonably have presumed to be, dangerous under normal or reasonably foreseeable conditions of use. The GPSR are 'general' regulations designed for products where product-specific regulations do not exist, and have therefore been used in some areas to disrupt the supply of new psychoactive substances (so-called 'legal' highs).

Product-specific regulations do currently exist for nitrous oxide, for instance the Human Medicines Regulations and food additives legislation described above. However, it may be argued that the GPSR can be used to restrict the sale of nitrous oxide despite product-specific regulations being in place, provided that the purpose of the sale is not one which is covered by the product-specific regulations.

For instance, nitrous oxide being sold for recreational inhalation from canisters labelled 'whipped cream ingredient' is not a scenario either medicines or food additives legislation is designed to cover. In such cases, and if it can be shown that the sale of nitrous oxide for recreational inhalation makes it an 'unsafe product' as defined by the GPSR, then these regulations may be useful for restricting such sale.

Whether the GPSR are of use will depend on the circumstances of each case. Your council's trading standards officers should be able to provide further advice on whether the GPSR can be utilised in a particular case of nitrous oxide sale.

For further information on the GPSPB, and details on their use in disrupting the supply of new psychoactive substances, please refer to the Home Office's guidance on tackling the sale of new psychoactive substances in 'headshops' at: <https://www.gov.uk/government/publications/action-against-head-shops>. The regulations themselves can be found here: http://www.legislation.gov.uk/ukxi/2005/1803/pdfs/ukxi_20051803_en.pdf.

If you have any questions about this document please contact the Home Office Drugs Unit at: drugsearlywarning@homeoffice.gsi.gov.uk.

(5) Human Medicines Regulations 2012

Please note: the Medicines and Healthcare products Regulatory Agency (MHRA) have advised that nitrous oxide sold from the small canisters is not subject to the Human Medicines Regulations. If nitrous oxide is being sold from these canisters in your local area, please refer to the alternative enforcement options described below.

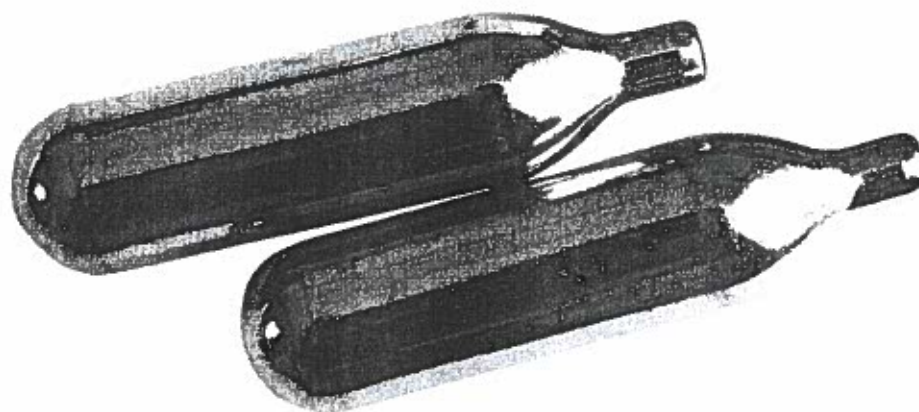
When sold as a medicinal product (typically in the large cylinders used in hospitals), nitrous oxide is governed by the provisions of the Human Medicines Regulations 2012, which place restrictions on who can supply and administer a medicinal product. Selling nitrous oxide which is classed as a medicinal product without MHRA authorisation breaches medicines legislation, which is a criminal offence. The decision on whether nitrous oxide falls within the definition of a medicinal product must be made on a case by case basis, depending on the particular circumstances of sale.

Decisions on how any substance of abuse is treated under medicines legislation is likely to be impacted by a July 2014 European Court of Justice judgement, which concluded that a substance being used solely for recreational purposes should not be classified as a medicinal product. You will need to discuss with your legal team the implications of this judgement for bringing a prosecution under medicines legislation in each case.

For further details about the Human Medicines Regulations and previous advice given under the Medicines Act 1968 please contact the MHRA at casereferrals@mhra.gsi.gov.uk, or to view the regulations go to <http://www.legislation.gov.uk/ukxi/2012/1916/contents/made>.

(6) Misuse of Drugs Act 1971

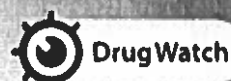
Nitrous oxide is not a controlled drug.



Information Sheet

Nitrous Oxide

Date: 29/3/2016
Version: 1.3



Classification: Dissociative anaesthetic.

Chemical name: N²O. Nitrous oxide. Nitrous oxide is an oxide of nitrogen'.



Background: Nitrous oxide has a number of industrial uses from an additive in drag racing engines to a propellant gas in the food industry. When mixed 50/50 with air (known as gas and air) it is used in surgery for its mild anaesthetic and analgesic effects. It is one of the safest inhalants/anaesthetics because it has little effect on critical body functions, which is why it is used to help relieve pain and anxiety for women giving birth² and in dentistry.

Commonly known as 'laughing gas', nitrous oxide demonstrations were a popular form of entertainment in Victorian Britain. Its popularity waned but nitrous oxide re-emerged in the new millennium as one of the most commonly used 'legal highs'. (See *Legal Status on page 3*)

CSEW³ shows past year use by 7.6% of 16-24 year olds - the highest level after cannabis, while, the Global Drug Survey⁴ shows nitrous oxide was used by 20% of UK respondents in the past year. With the exception of 2010, when nitrous oxide was mentioned 5 times, there have been either 1 or zero drug-related deaths per year where nitrous oxide was mentioned (England and Wales 1993 to 2012).⁵

Street/brand names: Laughing gas, Nos, whippets, hippy crack, N₂O.

Appearance: At room temperature nitrous oxide is a colourless, non-flammable gas that is slightly sweet smelling and tasting.^{1,6} Recreational users often get it from whipped cream chargers, sometimes called 'whippets', which are single-use, finger-length steel cartridges usually containing 8g of highly pressurised nitrous oxide (image 1), although 16g cartridges are also available. Nitrous oxide is also found in supermarket cans of whipped cream and full sized gas cylinders, intended for medical or industrial use.



Image 1. Whippet
Image BBC



Image 2. Cracker with balloon attached
Image Erowid



Image 3. Whipped cream dispenser
Image M.Linnell

Information Sheet

Nitrous Oxide

Date: 29/3/2016
Version: 1.3



Route of administration: In order to produce its dissociative effects nitrous oxide is inhaled, usually by mouth. In the case of 'whippets', they have to be fitted into and released from a small canister into a whipped cream dispenser or a smaller gadget called a cracker. This has a balloon/bag fitted to the release valve so that when the lever is pressed the balloon fills with gas which can then be inhaled^{6,7,8,9,10} (image 2 and 3). Serious damage could be done to the lungs if the gas was inhaled directly from capsules or cylinders, **it must always be inhaled from a balloon.**

Cost: Refills of pure nitrous oxide (whippets) for whipped cream dispensers (sold online and from catering shops in multiples) work out at around 50 for £15-£20 and are usually sold individually for between £1 and £1.50, although this can be higher in some places. Balloons already filled with gas cost upwards of £1.50.

Prices quoted are retail prices before the advent of the Psychoactive Substances Act 2016 (see Legal Status on page 3).

Whippets: Both whippets and crackers can be obtained from online suppliers for 'legitimate use' (See Legal Status page 3). Some whippets imported from china have been seen to leave an oily residue inside the dispenser, suggesting that they contain impurities. Gas at pressure is dangerous, so care must be taken when filling balloons. Used whippets should be disposed of considerately and should never be thrown into fires as they may explode.

Crackers: Some crackers are of poor quality and do not fully pierce the cannister, which has led to some users discarding them thinking they are 'duds' before getting a fright and a freeze burn when they unscrew the canister and the gas suddenly goes off.

Dosage: A single inhalation of a balloon filled with an 8g cartridge of nitrous oxide is the normal dose, although some heavier users may 'double fill' a balloon and inhale. Because the effects of nitrous oxide are pleasurable but brief, people often take it repeatedly over a short space of time; users often take many 'hits' of nitrous oxide over a few hours.

Dosage information should not be taken as recommendations.

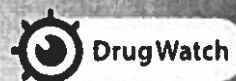
Brain chemistry: Nitrous oxide has a range of effects on the brain which are not fully understood, but its dissociative effects are probably caused by preventing the normal action of the NMDA receptor.⁶

Onset, duration and after effects: A single inhalation will result in effects starting almost immediately, peaking about 10-30 seconds after inhalation and then rapidly diminishing. If the dose is repeated effects reach a plateau about 30-60 seconds after the first breath. Whilst the user often feels back to normal within about 2 minutes after the last inhalation some users report that effects, such as a sense of well-being, can be felt for up to 30 minutes after last use.^{6,7,8,9,10}

Information Sheet

Nitrous Oxide

Date: 29/3/2016
Version: 1.3



Typical effects and side effects:	
Dizziness	Dissociation
Euphoria	Blurred vision
Giggling and laughing	Loss of balance
Sound distortions	Nausea
Hallucinogenic effects- Closed eye and mild open eye visuals e.g. Visual patterning	Tight chest after heavy use or for those with conditions such as asthma
Deep 'silly' voice	Headache

Patterns of use: Nitrous oxide is normally used occasionally in a social setting, however like all drugs it has the potential for psychological dependency, although this is rare.

Combinations with nitrous oxide: Nitrous oxide is commonly used with drugs such as cannabis and alcohol and is used to enhance/alter the effects of other drugs, particularly hallucinogenic drugs such as LSD, mushrooms and ketamine, where the effects can be intense. It is reported that nitrous oxide can alter the experience even after the user comes down from the nitrous oxide.⁷

Long term effects/known harms: Regular use can lead to red blood cell problems that could result in anaemia. There is a risk of vitamin D deficiency and a link with mood swings and depression. There is also a risk of vitamin B12 deficiency^{10,11} with continued regular use. Vitamin B12 deficiency can potentially cause severe and irreversible damage, especially to the brain and nervous system. Although official figures are not collected for deaths related to nitrous oxide there have been a number of deaths linked to its use, primarily due to oxygen deprivation.

Legal status: Nitrous oxide is not covered under the *Misuse of Drugs Act*. However, nitrous oxide is covered by the Psychoactive Substances Act 2016 (PSA).¹² Possession of nitrous oxide under the PSA is not an offence except in a 'custodial institution' (prison, young offender centre, removal centre etc.). Possession with intent to supply, offer to supply, importing or exporting psychoactive substances including nitrous oxide are offences **if** it is likely to be used for its psychoactive effects.

Nitrous oxide is still legal to sell or supply as a propellant for whipped cream or for any other industrial purpose. The PSA is likely to come into force in the spring of 2016.

Information Sheet

Nitrous Oxide

Date: 29/3/2016
Version: 1.3



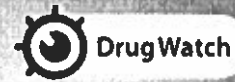
Harm reduction:

- Do not inhale directly from the canister, it's so cold that it could seriously damage the throat and lungs (like butane). Asphyxiation will occur if the gas is inhaled continuously with no air breathed.
- Do not use nitrous oxide with a bag over your head, even if mixed with air, or with a mask attached to cylinders of pure nitrous oxide. This will deprive the body of oxygen and several deaths have been associated with these methods of use.
- Use in a safe location (e.g. on sofa or floor) so that any lack of coordination or temporary unconsciousness does not result in falling or other accidents.
- Do not smoke or hold drinks or anything sharp when inhaling nitrous oxide.
- Dispose of empty containers responsibly. Whippets can be recycled.
- People with heart conditions or abnormal blood pressure may be at higher risk as the drop in oxygen levels caused by inhaling nitrous oxide raises the heart rate, which could cause problems in these individuals.
- Avoid mixing nitrous oxide with other drugs, especially stimulants, as effects on blood pressure and heart rate could be unpredictable.
- If pregnant or breast-feeding then you should avoid nitrous oxide.
- Because they are both gases used to fill balloons, nitrous oxide is sometimes confused with helium. Helium causes a high 'silly' voice, where as nitrous oxide causes a deep 'silly' voice. The two gases are not related.
- Nitrous oxide is not the same as nitric oxide. Nitric oxide is a poisonous gas.
- If there are serious adverse effects call 999 and tell emergency services what has been taken.
- Seek medical attention if experiencing any negative side effects.
- Always place an unconscious person in the recovery position (see illustration on next page).

Information Sheet

Nitrous Oxide

Date: 28/3/2016
Version: 1.3



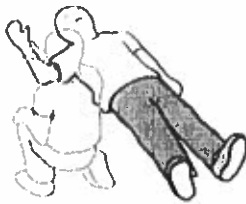
The recovery position: If a user becomes unconscious place them in the recovery position to prevent choking, then call an ambulance.

1. Roll the person onto their side

2. Bend the top knee

3. Tilt the head back

4. Support the head



Where to get help: We would advise anyone experiencing issues from nitrous oxide or other substances to seek medical support via their GP or the NHS. There are a wide range of local drug services throughout the UK, to find out what is available in your area please use the links below:

England: <http://www.talktofrank.com/need-support/>

Scotland: <http://www.scottishdrugservices.com/scsd/homepage.htm>

Wales: <http://dan217.org.uk>

Northern Ireland: <http://www.publichealth.gov.uk/publications/drug-and-alcohol-directories-services>

DrugWatch is currently an informal association of charities, organisations and individuals who share an interest in establishing a robust early warning system in the UK for all types of drugs. A list of current members, and a selection of drug briefings can be found at: <http://www.drugscope.org.uk/partnersandprojects/DrugWatch.htm>

References:

1. <http://www.britannica.com/ebchecked/topic/416322/nitrous-oxide-N2O> September/2014
2. <http://www.pregnancy.org/article/nitrous-oxide-on-the-pain-chill-biscs> September/2014
3. <http://www.globaldrugsurvey.com/facts-figures/no-global-drug-survey-2014-finding/> September/2014
4. CSEW (Crime Survey for England and Wales) ending March 2014 <http://www.ons.gov.uk/ons/dcl/crime-stats/crime-statistics/violent-ending-march-2014/csb-crime-stats.html>
5. Number of drug-related deaths where nitrous oxide was mentioned on the death certificate, England and Wales, deaths registered between 1993 and 2012. Office for National Statistics <http://www.ons.gov.uk>
6. <http://www.drugscience.org.uk/drugs-info/nitrous-oxide/> September/2014
7. https://www.drugs-forum.com/forum/showthread.php?title=Nitrous_Oxide September/2014
8. <http://www.erowid.org/chemicals/nitrous/nitrous.shtml> September/2014
9. Tripology Lifeline Dr Nuke's Guide to mind-bending drugs. Lifeline Publications, Manchester, 2003.
10. Giannini, A. J. (1991). "Volatiles". In Miller, N. S. Comprehensive Handbook of Drug and Alcohol Addiction. New York: Marcel Dekker, p. 396. ISBN 0-8247-8474-X.
11. Husain, R.S. June 2003 Serum B12 Levels amongst Anaesthesiologists and non-Anaesthesiologists. Journal of Pakistan Medical Association
12. <https://www.gov.uk/government/collections/psychoactive-substances-bill-2015>

APPENDIX B

SCHEDULE 12 PART A REGULATION 33, 34

PREMISES LICENCE

Premises Licence Number:

NSC/ 027767

Part 1

Premises Details:

Bargain Booze
Unit 12 Kenn Road
Clevedon
BS21 6EL
Telephone Number –

Where the licence is time limited the dates

Start Date: 11th December 2008

End Date:

Licensable activities authorised by the licence:

Sale of Alcohol

The times the licence authorises the carrying out of licensable activities:

SUPPLY OF ALCOHOL

	START:	FINISH:
MONDAY:	0800	2300
TUESDAY:	0800	2300
WEDNESDAY:	0800	2300
THURSDAY:	0800	2300
FRIDAY:	0800	2300
SATURDAY:	0800	2300
SUNDAY:	0800	2300

Non Standard Timings:

The opening hours of the premises:	START:	FINISH:
MONDAY:	0800	2300
TUESDAY:	0800	2300
WEDNESDAY:	0800	2300
THURSDAY:	0800	2300
FRIDAY:	0800	2300
SATURDAY:	0800	2300
SUNDAY:	0800	2300
Non Standard Timings:		

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies

Off the Premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Harpreet Sehmbi, Harminder Kaur Sehmbi & Kulwant Kaur
 19 Stockwell Drive
 Mangotsfield
 Bristol
 BS16 9DW
 Tel No: 07984 437229

Registered number of holder, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Harpreet Sehmbi
 19 Stockwell Drive
 Mangotsfield
 Bristol
 BS16 9DW

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Number: SGC042230

Issuing Authority: South Gloucestershire Council

Annex 1 – Mandatory Conditions

Supply of Alcohol

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.

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Annex 2 – Conditions consistent with the operating Schedule

GENERAL:

- 1) Permitted hours as per Premises Licence
- 2) No Adult Entertainment

PREVENTION OF CRIME & DISORDER:

- 1) Digital CCTV which needs Police and Local Authority requirements is to be installed and in operation when licensable activity taking place. System records and the data is to be retained for 28 days and made available to the police and licensing authority on request.
- 2) Alarm system on premises.
- 3) A responsible person will be in charge of the premises in the absence of the Designate Premises Supervisor.

PUBLIC SAFETY:

- 1) To operate in accordance with all legislation that is relevant to public safety.

PREVENTION OF PUBLIC NUISANCE:

PROTECTION OF CHILDREN FROM HARM:

- 1) Challenge 21 scheme will be adopted at the premises.
- 2) Any person under 21 will be challenged and proof of age identification will be required. Photo driving licence, passport or a government approved pass can only be accepted.

Annex 3 – Conditions attached after a hearing by the licensing authority

Annex 4 – Plans

Original plans with the Licensing Section, North Somerset Council, Environmental and Consumer Services, Somerset House, Oxford Street, Weston-super-Mare, Somerset, BS23 1TG

Part B

Premises Licence Summary

Premises Licence Number

NSC/ 027767

Premises details:

Bargain Booze
Unit 12 Kenn Road
Clevedon
BS21 6EL

Telephone Number:

Where the licence is time limited the dates

Start Date: 11th December 2008

End Date:

Licensable activities authorised by the licence:

Sale of Alcohol

The times the licence authorises the carrying out of licensable activities:

SUPPLY OF ALCOHOL	START:	FINISH:
MONDAY:	0800	2300
TUESDAY:	0800	2300
WEDNESDAY:	0800	2300
THURSDAY:	0800	2300
FRIDAY:	0800	2300
SATURDAY:	0800	2300
SUNDAY:	0800	2300

Non Standard Timings:

The opening hours of the premises	START:	FINISH:
MONDAY:	0800	2300
TUESDAY:	0800	2300
WEDNESDAY:	0800	2300
THURSDAY:	0800	2300
FRIDAY:	0800	2300
SATURDAY:	0800	2300
SUNDAY:	0800	2300

Non Standard Timings:

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

Off the Premises

Name, (registered) address of holder of premises licence

Harpreet Sehmbi, Harminder Kaur Sehmbi & Kulwant Kaur
 19 Stockwell Drive
 Mangotsfield
 Bristol
 BS16 9DW

Registered number of holder, for example company number, charity number, (where applicable)

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Harpreet Sehmbi

State whether access to the premises by children is restricted or prohibited

Children under 16 years of age are prohibited and restricted as outlined in Section 145 of the Licensing Act 2003.

NOTICE OF GRANT OF PREMISES LICENCE

Premises Licence Number:

NSC/ 027767

Premises Details:

**Bargain Booze
Unit 12 Kenn Road
Clevedon
BS21 6EL**

Registered Business Number:

GRANTED at the Office of the said council on 23rd November 2008

**Mandy Bishop
Environmental and Consumer Services Manager
Directorate of Development and Environment**

APPENDIX C

Caz Horton

From: Andrew Jones (WSM) <Andrew.Jones@avonandsomerset.police.uk>
Sent: 22 November 2022 11:57
To: Caz Horton
Subject: FW: Bargain Booze, Clevedon - Proposed Police conditions

From: Andrew Jones (WSM)
Sent: 18 November 2022 11:09
To: Andrew Jones (WSM) <Andrew.Jones@avonandsomerset.police.uk>
Subject: Bargain Booze, Clevedon - Proposed Police conditions

Police licensing - Proposed Conditions

- 1) - Harpreet Sehmbi to be removed as DPS from the Clevedon Store.
- 2) - An independent DPS (not family connected) to be responsible at the Clevedon Store.
- 3) - A personal licence holder to be on duty during opening hours.
- 4) - The Premises Licence Holder shall retain receipts, invoices and supplier details for all goods bought or supplied to the premises 6 months after purchase and shall make these available for inspection by an authorised officer on reasonable request.
- 5) - No Nitrous Oxide cannisters (NOS gas) or associated catering products to be kept on the premises.
- 6) - All alcohol sold for consumption off the premises shall be supplied in sealed containers.

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Avon and Somerset Constabulary

Working to make the communities of Avon and Somerset feel safe and be safe

