

**Heron, Andrew**

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**From:** Heron, Andrew  
**Sent:** 25 September 2018 17:21  
**To:** 'Murugesu Kunapalan'  
**Subject:** RE: THE LICENSING ACT 2003 - PACE INTERVIEW INVITE (KG2P Convenience Store - Unit 2, North church, Dawes Street, London, SE17 2AQ)

**Categories:** Egress Switch: Unprotected

Dear Mr Kunapalan,

Thank you for your email confirming when the notices were in place, please note that the consultation will run until 17<sup>th</sup> October 2018. Please make sure that the notices remain there until after that date.

Regards,

Andrew Heron  
Principal Licensing Officer  
London Borough of Southwark  
Regulatory Services – Environment & Leisure  
020 7525 5767

**Address:** Licensing Unit, Hub 1, Floor 3, 160 Tooley Street, London, SE1 2QH

**Switchboard:** 020 7525 5000

**Website:** [www.southwark.gov.uk](http://www.southwark.gov.uk)

<https://www.southwark.gov.uk/community-safety/let-s-talk-about-women-s-safety>



**From:** Murugesu Kunapalan [REDACTED]  
**Sent:** Tuesday, September 25, 2018 4:25 PM  
**To:** Heron, Andrew  
**Subject:** Re: THE LICENSING ACT 2003 - PACE INTERVIEW INVITE (KG2P Convenience Store - Unit 2, North church, Dawes Street, London, SE17 2AQ)

Hi Andrew Heron

The light blue notices were hanged at the shopfronts and the shutters on 20th Sept 18. The notice for newspaper will come in the Southwark News on 27th Sept 18.

M Kunapalan & M Sundarapalan.

On Tue, 25 Sep 2018, 15:52 Heron, Andrew, <[Andrew.Heron@southwark.gov.uk](mailto:Andrew.Heron@southwark.gov.uk)> wrote:

Dear Sirs,

As you will be aware, there is a current premises licence application. Previously, there had been no blue notices advertising the application. Both you and the Applicant (your brother) attended an interview under caution on 18<sup>th</sup> September and confirmed that the notices were not in place. I am now aware that the notices have gone up, but can you please advise which date they were put in place as this will note the first day of the consultation. I have tried repeatedly emailing the Applicant, but receive no response.

Please note that a newspaper advisement will also have to be made, with a copy sent to me.

Regards,

Andrew Heron

Principal Licensing Officer

London Borough of Southwark

Regulatory Services – Environment & Leisure

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**From:** Prahashini Kunapalan [mailto:████████████████████]  
**Sent:** Friday, September 14, 2018 5:25 PM  
**To:** 'Kunapalan, Prahashini (UK)'; Heron, Andrew  
**Cc:** ██████████████████  
**Subject:** Re: THE LICENSING ACT 2003 - PACE INTERVIEW INVITE (KG2P Convenience Store - Unit 2, North church, Dawes Street, London, SE17 2AQ)

Dear Mr Heron

We understand the offence, we are stating that this was not authorised by Mr Kunapalan. Regardless, we will attend the interview to clarify the situation as far in as possible.

We also have correspondence to confirm the above and the contents of my email yesterday.

Regards

Prahashini Kunapalan

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**From:** Heron, Andrew <[Andrew.Heron@southwark.gov.uk](mailto:Andrew.Heron@southwark.gov.uk)>

**Sent:** Friday, September 14, 2018 2:44:45 PM

**To:** 'Kunapalan, Prahashini (UK)'

**Cc:** [REDACTED]

**Subject:** RE: THE LICENSING ACT 2003 - PACE INTERVIEW INVITE (KG2P Convenience Store - Unit 2, North church, Dawes Street, London, SE17 2AQ)

Dear Mr Kunapalan,

Thank you for your email, the contents of which are noted.

Unfortunately, you do not appear to understand the method that is used to establish if a criminal offence has taken place. Unlicensed alcohol was sold and the seller advised us that Mr Kunapalan was in charge of the business. The Lang Registry is also still in Mr Kunapalan's name, therefore this would suggest that he is still fundamentally involved in running the business. The interview under caution will be Mr Kunapalan's opportunity to give his side of the story. If he does not attend, we will likely have no other option other than to proceed with a prosecution at which point Mr Kunapalan will have to convince the Court that he has no genuine connection to the business.

Mr Kunapalan is not under arrest and does not need to attend the interview under duress. Please therefore confirm if he does intend to attend on Tuesday afternoon.

Finally, you state "I would be extremely grateful if Southwark Council would take an alternative course of action and rescind the lease of KG2P Convenience Store" – I am uncertain what you are referring to. It is

not for the Council to rescind a lease; Mr Kunaplan would have need to seek formal legal advice on how to proceed, should he no longer wish to have the lease for the premises.

Regards,

Andrew Heron

Principal Licensing Officer

London Borough of Southwark

Regulatory Services – Environment & Leisure

020 7525 5767

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<https://www.southwark.gov.uk/community-safety/let-s-talk-about-women-s-safety>



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**From:** Kunapalan, Prahashini (UK) [REDACTED]  
**Sent:** Wednesday, September 12, 2018 3:10 PM  
**To:** Heron, Andrew  
**Cc:** [REDACTED]  
**Subject:** RE: THE LICENSING ACT 2003 - PACE INTERVIEW INVITE (KG2P Convenience Store - Unit 2, North church, Dawes Street, London, SE17 2AQ)  
**Importance:** High

**Dear Mr Heron**

**I write further to the above matter on behalf of Mr Kunapalan. Thank you for your letter dated 7 August 2018 and apologies for the delay in responding to you.**

**Mr Kunapalan did not authorise the sale of the Nigerian Guinness on Friday 24 August 2018, prior to obtaining approval of a new premises licence application. He has been a long standing lessee of good character of KG2P Convenience Store and it is clear that there has been some form of miscommunication between Mr Kunapalan and Mr R [REDACTED]. Mr Kunapalan is not vicariously liable for the incident as there is an insufficient connection between him and the incident that took place. In other words, there is no connection between him and the wrong carried out as he did not permit/nor authorise the sale of this alcohol. I would like to take this opportunity to add that Mr Kunapalan is also of old age and deteriorating health.**

**In order to settle this matter and avoid further stress on Mr Kunapalan's poor health whilst also avoiding wasting Southwark Council's resources, I would be extremely grateful if Southwark Council would take an alternative course of action and rescind the lease of KG2P Convenience Store. This would prevent any further incidents.**

**Again, I apologise for the delay in responding to you but I have been away and Mr Kunapalan has been extremely worried and stressed about the situation, which has only added to the deterioration of his health. I have also attempted calling you but unable to get through. I would be grateful if you could 'reply all' (my personal email address and Mr Kunapalan's email address are cc'd in) in order to progress the outcome of this matter.**

**I look forward to hearing from you as soon as possible.**

**Yours sincerely,**

**Prahashini Kunapalan**

**(Legal & Compliance Manager)**

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