

Application for a review of a premises licence or club premises certificate under the Licensing Act  
 Ref No. 1095533

17/09/2018

Please enter the name of applicant who is applying for the review of a premises licence under section 51/  
 applying for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the  
 premises described in part 1

	Ray MOORE, Trading Standards Officer on behalf of LB Southwark
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Postal address of premises or club premises, or if none, ordnance survey map reference or description

Address Line 1	14 HALF MOON LANE
Address Line 2	
Town	LONDON
County	
Post code	SE24 9HU
Ordnance survey map reference or description	

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

	Mr Ken Joseph GANGADEEN
--	-------------------------

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

	824437
--	--------

I am

	2) a responsible authority
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Personal Information

Title	Mr
If other, please specify	
First names	Ray
Surname	MOORE

Address

Address Line 1	160 TOOLEY STREET
----------------	-------------------

Application for a review of a premises licence or club premises certificate under the Licensing Act

Address Line 2	
Town	LONDON
County	
Post code	SE1 2QH

Contact Details

Telephone number (if any)	██████████
E-mail address (optional)	████████████████████

Personal Details

Title	Mr
If other, please specify	
Forenames	Ray
Surname	MOORE

Address

	SOUTHWARK COUNCIL
Address Line 1	160 TOOLEY STREET
Address Line 2	
Town	LONDON
County	
Post code	SE1 2QH

Contact Details

Daytime contact telephone number	██████████
E-mail address (optional)	████████████████████

This application to review relates to the following licensing objective(s)

	Please select one or more as appropriate
	1) the prevention of crime and disorder 4) the protection of children from harm

Please state the ground(s) for review (please read guidance note 2)

The following matters relate both to the licensing objectives “the prevention of crime and disorder” and the “protection of children from harm”. The persons involved and alleged criminal offences are:-

A K Food & Wine Ltd (Co No 10203970)

Directors: Mr Ken Joseph GANGADEEN (DOB: [REDACTED])

Mr Aaron Kenneth GAGADEEN (DOB: [REDACTED])

Both live at 276 Whitehorse Road, Croydon, CR02LD

Premises License Holder (PLH) and Designated Premises Supervisor (DPS):  
Mr Ken Joseph GANGADEEN

Issues: Sale of tobacco pouch and filters to a 16 year old girl on 18th July 2018 at approximately 16:00 hours by [REDACTED] (and filters at 15:00 hrs?) \*

Issue: Supply of alcohol (bottle of cider) to the same 16 year old girl by person unknown who was working in the shop for “clothes and food”. (alcohol was given to girl without request for payment) \*\*

\* Children and Young Persons Act 1933, as amended by the Children and Young Persons (Protection from Tobacco) Act 1991, Section 7(1) (18th July 2018)

\*\*Licensing Act 2003, section 151(1) (30th June 2018)

Licensing Act 2003, Section 136 (5th September 2018 & 14/12/2017) wrt:-

Condition 101 “Every supply of alcohol under the premises license must be made, or authorised by, a person who holds a Personal license.” Unknown person supplied alcohol on 30/06/2018 – also identified on CCTV by DC Bernard LAPCHA working in shop on 18/07/2018.

Condition 127 “Alcohol shall not be sold or supplied unless it is paid for before or at the time when it is sold or supplied, except alcohol sold or supplied: a. With and for consumption at a meal supplied at the same time, consumed with the meal and paid for together with the meal; b. For consumption by a person residing in the premises or his guest and paid for together with his accommodation; c. To a canteen mess.” Alcohol supplied by unknown person given and not paid for.

Condition 488 “(1) The premises license holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol. (2) The designated premises supervisor in relation to the premises license must ensure that the supply of alcohol at the premises is carried out in accordance with the age verification policy. (3) The policy must require individuals who appear to the responsible person to be under 18 year of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either (a) a holographic mark; or (b) an ultraviolet feature.” Not attempt to challenge 16 and 17 year olds on 14/12/2017; 27/03/2018; 30/06/2018 and 18/07/2018.

The alleged recent offences in relation to under age sales are:-

1. Delivery of alcohol to a minor by a member of staff working in the shop contrary to section 151(1) of the Licensing Act 2003. (Date 30/06/2018) This offence is committed by the both the person supplying the alcohol and the person who allowed that person to deliver alcohol in the premises. Allegation is that a bottle of cider was “given” to a 16 year old local girl.

151 Delivering alcohol to children

(1)A person who works on relevant premises in any capacity, whether paid or unpaid, commits an offence if he knowingly delivers to an individual aged under 18—

(a)alcohol sold on the premises, or

(b)alcohol supplied on the premises by or on behalf of a club to or to the order of a member of the club.

(2)A person to whom subsection (3) applies commits an offence if he knowingly allows anybody else to deliver to an individual aged under 18 alcohol sold on relevant premises.

(3)This subsection applies to a person who works on the premises in a capacity, whether paid or unpaid, which authorises him to prevent the delivery of the alcohol.

2. Sale of hand rolling tobacco to the same minor on 18th July 2018 contrary to Section 7(1) of the Children and Young Persons Act 1933, as amended by the Children and Young Persons (Protection from tobacco) Act 1991 by the owner of the business who is also the Premises License Holder and Designated Premises Supervisor

7 Sale of tobacco, &c. to persons under 18

(1)Any person who sells to a person under the age of eighteen years any tobacco or cigarette papers, whether for his own use or not, shall be liable on summary conviction to a fine not exceeding level 4 on the standard scale.

(1A) It shall be a defence for a person charged with an offence under subsection (1) above to prove that he took all reasonable precautions and exercised all due diligence to avoid the commission of the offence.

Please provide as much information as possible to support the application (please read guidance note 3)

THE BACKGROUND TO THIS PREMISES WITH RESPECT TO UNDER AGE SALES OVER THE LAST 6 YEARS IS AS FOLLOWS:-

COMPLAINT FROM PC MICK BELL 271MD (EAST DULWICH SAFER NEIGHBOURHOOD TEAM)

From: [REDACTED] 8/3/2018

We have had several reports of sales of alcohol and cigarettes to underage youth at two shops. [REDACTED]

[REDACTED] and the other is Londis Half Moon Lane.

Any chance of a test purchase at these two shops.

Mick Bell PC 271MD

East Dulwich Safer Neighbourhood Team

( SNT Phone 020 8721 2447 or 07920 233912

( Office Phone: 020 8284 7364

( Met phone: 27364 2 Fax: 020 7232 7349

: E-mail: Michael.Bell@met.police.uk

TRADING STANDARDS VISIT THE SHOP AND SPEAK TO THE OWNER / DPS / PLH – KEN GANGADEEN

27/3/2018

Angel HARROW of Trading Standards visited the shop – these are her notes recorded from the visit...

“Visited and spoke to owner Ken GANGADEEN re enquiry relating reports of underage sales of cigarettes and alcohol.

Trader displaying Spa proof of age doc and displaying statutory A3 Tobacco notice.

Advised to use a Refusals book as one not currently in use.

Reminder of Age verification policy 'Challenge 25'- To remind staff to request ID if customers appear to be 25 or under. Issued related information leaflet, and info-leaflets relating to underage sales of tobacco and alcohol.

Advice to maintain staff training records also (only manager and two other members of staff)

Spa Proof of age stickers and RU18 stickers provided.

Will send example of blank training record sheet for records of staff training of underage sales and Best Practice guidance.

ANGEL HARROW SENT ADVISORY LETTER TO TRADER...

2/4/2018

CHECK ON CIGARETTE GANTRY BY HEDLEY SETAHUL TO ENSURE CIGARETTES ARE NOW NOT OPENLY DISPLAYED. 20/05/2015

COMPLAINT VIA LONDON TRADING STANDARDS INTELLIGENCE ABOUT UNDER AGE SALES FROM SHOP 15/11/2017

From: Intel [REDACTED]

Date: 15 November 2017 at 15:56:50 GMT

To: "Bourne, Matt" [REDACTED]

Subject: Fw: Consumer crime report from website

Dear Colleague,

Please see the information below which has been sent through on the LTS website through the reporting tool.

Message Body:

Who or what are you telling us about?

Half Moon Food and Wine

What are they doing that's wrong?

selling alcohol to children

What is the address or other location details concerned?  
14 Half Moon Lane, Herne Hill SE24 9HU

When is this happening or when did it happen?  
Two friends (aged 15 or 16) of my son (aged 15) bought a lot of beers for a group of 4/5 boys on 4 November 2017 from this store. Apparently it is well known to be selling to under-age customers.

Do you wish to be contacted about this should we need further information?  
No

Your name (optional)  
[REDACTED]

Your contact number (optional)  
[REDACTED]

Your email (optional)  
This e-mail was sent from a contact form on London Trading Standards Authorities (<http://londontradingstandards.org.uk>)

**TEST PURCHASING OF ALCOHOL USING A 17 YEAR OLD MALE VOLUNTEER**  
14/12/2017 – test purchasing operation using 17 year old male volunteer – can of fosters lager sold to him by the owner (PLH and DPS) / director of the company that runs the business, A K Food & Wine Ltd (Co No 10203970) – Mr Ken Joseph GANGADEEN. No questions asked. (Note a total of 32 attempted test purchases were made with this volunteer in the year 2017/2018 of which 12 resulted in sales – premises are selected on the basis of intelligence and previous history)

Interview under caution  
19/12/2017 – Mr GAGADEEN Formally interviewed and signed a simply caution for the sale for both himself and the company.

Cautions with documents accompanying this review application

**TEST PURCHASING OF TOBACCO USING A 17 YEAR OLD FEMALE VOLUNTEER**  
27/03/2018 – test purchasing operation using a 17 year old apprentice. Cigarettes sold by Mr Ken GANGADEEN – no questions asked. (Note a total of 18 attempted test purchases were made with this volunteer in the year 2017/2018 of which 12 resulted in sales – premises are selected on the basis of intelligence and previous history)

6/6/2018 – [REDACTED] visited the premises to arrange and interview with Ken GAGADEEN – arranged for 12th June.

12/6/2018 – Mr GANGADEEN formally interviewed and signed a simple caution for the sale of tobacco to a minor.

Copy of caution with documents accompanying this review

**TEST PURCHASING OF TOBACCO USING A 15 YEAR OLD FEMALE VOLUNTEER**  
28/8/2018 – Test purchasing campaign using a 15 year old female volunteer – sale of 20 Mayfair refused – ID requested.

**COMPLAINT RECEIVED FROM THE POLICE ABOUT UNDER AGE SALES FROM THE STORE**  
29/8/2018 – Complaint received from police via David FRANKLIN in the Licensing Team about under age supply of alcohol and tobacco to a local 16 year old girl. Intelligence came from DC Bernard LEPCHA (Dates 28/6/2018 – alcohol (bottle of cider)) and 18/07/2018 – tobacco (pouch of hand rolling tobacco and filters)). The police had been able to obtain CCTV footage of the sale of tobacco but were unable to get CCTV of the alcohol due to the passage of more than 31 days since the incident. Police to provide full details of these alleged sales.

Stills from the CCTV with this application of sale of tobacco by Mr Ken GANGADEEN on 18/07/2018.

5/9/2018 – MEB / JT and PC Graham WHITE visited the premises to discuss with owner.

5/9/2018 – RM sent letter to trader by e-mail for PACE interview re incidents for Wednesday 12th September 2018.

Copy of letter sent by e-mail with documents accompanying this review.

12/9/2018 – Ken GANGADEEN attended council offices for interview but after being cautioned he asked for a solicitor – so interview was ended so that he could make suitable arrangements.

Application for a review of a premises licence or club premises certificate under the Licensing Act

Have you made an application for review relating to this premises before?

	No
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If yes, please state the date of the application

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

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Checklist

	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
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Declaration (please read guidance note 5)

Applicant Full Name	Ray MOORE
Applicant or Applicant's solicitor or other duly authorised agent	
Date	17/09/2018
Capacity	Trading Standards Officer

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)

Full name	Ray MOORE
-----------	-----------

Address (please read guidance note 6)

Address Line 1	160 TOOLEY STREET
Address Line 2	
Town	LONDON
County	
Postcode	SE1 2QH
Telephone number (if any)	██████████
Email	████████████████████

[Insert name and address of relevant licensing authority and its reference number (optional)]

**Application for the review of a premises licence or club premises certificate under the  
Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form.  
If you are completing this form by hand please write legibly in block capitals. In all cases ensure  
that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.  
You may wish to keep a copy of the completed form for your records.

**I Ray MOORE (on behalf of Trading Standards)**

*(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**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> A K Food & Wine Ltd (Co No 10203970) T/A "Half Moon Food and Wine" 14 Half Moon Lane	
<b>Post town</b> London	<b>Post code (if known)</b> SE24 9HU

<b>Name of premises licence holder or club holding club premises certificate (if known)</b>  Mr Ken Joseph GANGADEEN (Premises License Holder)
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<b>Number of premises licence or club premises certificate (if known)</b>  Premises License number 824437
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**Part 2 - Applicant details**

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible  
authority (please read guidance note 1, and complete (A)  
or (B) below)

2) a responsible authority (please complete (C) below)

✓

3) a member of the club to which this application relates  
(please complete (A) below)

**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

Please tick ✓ yes

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

Southwark Council – Trading Standards

Ray MOORE  
Principal Trading Standards Enforcement Officer  
Regulatory Services  
3<sup>rd</sup> Floor Hub 1  
PO Box 64529  
London SE1P 5LX

Telephone number (if any)

██████████

E-mail address (optional)

████████████████████

**This application to review relates to the following licensing objective(s)**

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

- ✓  
  
  
 ✓

Please state the ground(s) for review (please read guidance note 2)

The following matters relate both to the licensing objectives "the prevention of crime and disorder" and the "protection of children from harm". The persons involved and alleged criminal offences are:-

A K Food & Wine Ltd (Co No 10203970)

Directors: Mr Ken Joseph GANGADEEN (DOB: [REDACTED])

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Both live at 276 Whitehorse Road, Croydon, CR02LD

Premises License Holder (PLH) and Designated Premises Supervisor (DPS):

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Issue: Supply of alcohol (bottle of cider) to the same 16 year old girl by person unknown who was working in the shop for "clothes and food". (alcohol was given to girl without request for payment) \*\*

\* Children and Young Persons Act 1933, as amended by the Children and Young Persons (Protection from Tobacco) Act 1991, Section 7(1) (18<sup>th</sup> July 2018)

\*\*Licensing Act 2003, section 151(1) (30<sup>th</sup> June 2018)

Licensing Act 2003, Section 136 (5<sup>th</sup> September 2018 & 14/12/2017) wrt:-

Condition 101 "Every supply of alcohol under the premises license must be made, or authorised by, a person who holds a Personal license." Unknown person supplied alcohol on 30/06/2018 – also identified on CCTV by DC Bernard LAPCHA working in shop on 18/07/2018.

Condition 127 "Alcohol shall not be sold or supplied unless it is paid for before or at the time when it is sold or supplied, except alcohol sold or supplied: a. With and for consumption at a meal supplied at the same time, consumed with the meal and paid for together with the meal; b. For consumption by a person residing in the premises or his guest and paid for together with his accommodation; c. To a canteen mess." Alcohol supplied by unknown person given and not paid for.

Condition 488 "(1) The premises license holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol. (2) The designated premises supervisor in relation to the premises license must ensure that the supply of alcohol at the premises is carried out in accordance with the age verification policy. (3) The policy must require individuals who appear to the responsible person to be under 18 year of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either (a) a holographic mark; or (b) an ultraviolet feature." Not attempt to challenge 16 and 17 year olds on 14/12/2017; 27/03/2018; 30/06/2018 and 18/07/2018.

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151 Delivering alcohol to children

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(a) alcohol sold on the premises, or

(b) alcohol supplied on the premises by or on behalf of a club to or to the order of a member of the club.

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Please provide as much information as possible to support the application (please read guidance note 3)

**THE BACKGROUND TO THIS PREMISES WITH RESPECT TO UNDER AGE SALES OVER THE LAST 6 YEARS IS AS FOLLOWS:-**

**COMPLAINT FROM PC MICK BELL 271MD (EAST DULWICH SAFER NEIGHBOURHOOD TEAM)**

From: [REDACTED] 8/3/2018

We have had several reports of sales of alcohol and cigarettes to underage youth at two shops. One is Vals Store at 387 Lordship Lane (14 year old girl arrived home with alcohol) and the other is Londis Half Moon Lane.

Any chance of a test purchase at these two shops.

Mick Bell PC 271MD  
East Dulwich Safer Neighbourhood Team  
( SNT Phone 020 8721 2447 or 07920 233912  
( Office Phone: 020 8284 7364  
( Met phone: 27364 2 Fax: 020 7232 7349  
: E-mail: [REDACTED]

**TRADING STANDARDS VISIT THE SHOP AND SPEAK TO THE OWNER / DPS / PLH – KEN GANGADEEN**

27/3/2018

Angel HARROW of Trading Standards visited the shop – these are her notes recorded from the visit...

"Visited and spoke to owner Ken GANGADEEN re enquiry relating reports of underage sales of cigarettes and alcohol.

Trader displaying Spa proof of age doc and displaying statutory A3 Tobacco notice.

Advised to use a Refusals book as one not currently in use.

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Advice to maintain staff training records also (only manager and two other members of staff)

Spa Proof of age stickers and RU18 stickers provided.

Will send example of blank training record sheet for records of staff training of underage sales and Best Practice guidance.

**ANGEL HARROW SENT ADVISORY LETTER TO TRADER...**

2/4/2018



**Mr Ken Gangadeen**  
Half Moon Food & Wine  
14 Half Moon Lane  
London SE24 9HU

02 April 2013

**Trading Standards**  
Direct Dial - 020 7525 5783  
Facsimile - 020 7525 5735

**Dear Mr Gangadeen**

RE: Underage Sales Guidance

Further to my visit to 14 Half Moon Lane SE24 on 27/03/13 I have enclosed a Trading Standards Age restricted sales folder.

An example of a Training record sheet has been enclosed which you may find useful for maintaining records of staff training. It is advisable to keep all the documents together as this can be read by staff as a useful reminder of age-restricted products and relevant law.

If you require further information relating to this matter, please contact me on the telephone number listed above.

Thank you

Yours sincerely,

**Angel Harrow**  
Enforcement Officer  
tradingstandards@southwark.gov.uk

**Trading Standards** – CS&E, 3<sup>rd</sup> Floor Hub 2, PO Box 64529, London SE1P 5LX  
**Contact centre** - 020 7525 2000 **Website** - [www.southwark.gov.uk/tradingstandards](http://www.southwark.gov.uk/tradingstandards)  
**Strategic Director of Environment & Leisure** – Deborah Collins

**CHECK ON CIGARETTE GANTRY BY HEDLEY SETAHUL TO ENSURE CIGARETTES ARE NOW NOT OPENLY DISPLAYED. 20/05/2015**

**COMPLAINT VIA LONDON TRADING STANDARDS INTELLIGENCE ABOUT UNDER AGE SALES FROM SHOP 15/11/2017**

**From:** Intel [REDACTED]  
**Date:** 15 November 2017 at 15:56:50 GMT  
**To:** [REDACTED]  
**Subject:** Fw: Consumer crime report from website

Dear Colleague,

Please see the information below which has been sent through on the LTS website through the reporting tool.

Message Body:

Who or what are you telling us about?

Half Moon Food and Wine

What are they doing that's wrong?

selling alcohol to children

What is the address or other location details concerned?

14 Half Moon Lane, Herne Hill SE24 9HU

When is this happening or when did it happen?

Two friends (aged 15 or 16) of my son (aged 15) bought a lot of beers for a group of 4/5 boys on 4 November 2017 from this store. Apparently it is well known to be selling to under-age customers.

Do you wish to be contacted about this should we need further information?

No

Your name (optional)

[REDACTED]

Your contact number (optional)

Your email (optional)

This e-mail was sent from a contact form on London Trading Standards Authorities (<http://londontradingstandards.org.uk>)

**TEST PURCHASING OF ALCOHOL USING A 17 YEAR OLD MALE VOLUNTEER**

14/12/2017 – test purchasing operation using 17 year old male volunteer – **can of fosters lager sold** to him by the owner (PLH and DPS) / director of the company that runs the business, A K Food & Wine Ltd (Co No 10203970) – Mr Ken Joseph GANGADEEN. No questions asked. (Note a total of 32 attempted test purchases were made with this volunteer in the year 2017/2018 of which 12 resulted in sales – premises are selected on the basis of intelligence and previous history)

Interview under caution

19/12/2017 – Mr GAGADEEN Formally interviewed and signed a **simply caution for the sale** for both himself and the company.

Cautions with documents accompanying this review application

**TEST PURCHASING OF TOBACCO USING A 17 YEAR OLD FEMALE VOLUNTEER**

27/03/2018 – test purchasing operation using a 17 year old apprentice. **Cigarettes sold** by Mr Ken GANGADEEN – no questions asked. (Note a total of 18 attempted test purchases were made with this volunteer in the year 2017/2018 of which 12 resulted in sales – premises are selected on the basis of intelligence and previous history)

6/6/2018 – [REDACTED] visited the premises to arrange and interview with Ken GAGADEEN – arranged for 12th June.

12/6/2018 – Mr GANGADEEN formally interviewed and signed a **simple caution for the sale** of tobacco to a minor.

Copy of caution with documents accompanying this review

**TEST PURCHASING OF TOBACCO USING A 15 YEAR OLD FEMALE VOLUNTEER**

28/8/2018 – Test purchasing campaign using a 15 year old female volunteer – **sale of 20 Mayfair refused – ID requested.**

**COMPLAINT RECEIVED FROM THE POLICE ABOUT UNDER AGE SALES FROM THE STORE**

29/8/2018 – Complaint received from police via David FRANKLIN in the Licensing Team about under age supply of alcohol and tobacco to a local 16 year old girl. Intelligence came from DC Bernard LEPCHA (Dates 28/6/2018 – alcohol (bottle of cider)) and 18/07/2018 – tobacco (pouch of hand rolling tobacco and filters)). The police had been able to obtain CCTV footage of the sale of tobacco but were unable to get CCTV of the alcohol due to the passage of more than 31 days since the incident. Police to provide full details of these alleged sales.

Stills from the CCTV with this application of sale of tobacco by Mr Ken GANGADEEN on 18/07/2018.

5/9/2018 – MEB / JT and PC Graham WHITE visited the premises to discuss with owner.

5/9/2018 – RM sent letter to trader by e-mail for PACE interview re incidents for Wednesday 12<sup>th</sup> September 2018.

Copy of letter sent by e-mail with documents accompanying this review.

12/9/2018 – Ken GANGADEEN attended council offices for interview but after being cautioned he asked for a solicitor – so interview was ended so that he could make suitable arrangements.

Please tick  yes

Have you made an application for review relating to the premises before

If yes please state the date of that application

Day Month Year

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**If you have made representations before relating to the 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 4)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature  .....

Date 17<sup>th</sup> September 2018 .....

Capacity Trading Standards Officer acting on behalf of LB Southwark .....

<b>Contact name (where not previously given) and postal address for correspondence associated with this application</b> (please read guidance note 6)	
<b>Post town</b>	<b>Post Code</b>
<b>Telephone number (if any)</b>	
<b>If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)</b>	

**Notes for Guidance**

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

## Companies House

**BETA** This is a trial service — your [feedback \(https://www.research.net/r/chbeta\)](https://www.research.net/r/chbeta) will help us to improve it.

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# A K FOOD & WINE LIMITED

Company number **10203970**

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## 4 officers / 2 resignations

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### **GANGADEEN, Aaron Kenneth**

Correspondence address 

Role Active **Director**

Date of birth 

Appointed on **15 January 2017**

Nationality **British**

Country of residence **United Kingdom**

Occupation **Director**

---

### **GANGADEEN, Ken Joseph**

Correspondence address 

Role Active **Director**

Date of birth 

Appointed on **1 October 2017**

Nationality **British**

Country of residence **England**

Occupation **Director**

---

**GANGADEEN, Aaron Kenneth**

Correspondence address [REDACTED]

Role Resigned **Director**

Date of birth [REDACTED]

Appointed on **27 May 2016**

Resigned on **28 October 2016**

Nationality **British**

Country of residence **United Kingdom**

Occupation **Director**

---

**THANGARAJ, Rajesh**

Correspondence address [REDACTED]

Role Resigned **Director**

Date of birth [REDACTED]

Appointed on **28 October 2016**

Resigned on **15 January 2017**

Nationality **British**

Country of residence **United Kingdom**

Occupation **Director**

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Is there anything wrong with this page?

# SOUTHWARK COUNCIL SIMPLE CAUTION (COMPANY)

Page 1 of 2

<b>CASE REFERENCE:</b>	2017/43
<b>COMPANY NAME:</b>	AK Food & Wine Ltd
<b>COMPANY NUMBER:</b>	10203970
<b>REGISTERED OFFICE ADDRESS:</b>	14 Half Moon Lane, London, SE24 9HU

<b>DATE OF OFFENCE(S):</b>	14/12/2017
<b>PLACE OF OFFENCE(S):</b>	Half Moon Food and Wine, 14 Half Moon Lane, London, SE24 9HU
<b>BRIEF CIRCUMSTANCES OF OFFENCE(S):</b>	<p><b>Sale of Alcohol to a minor</b></p> <p>1. That you did, on the 14<sup>th</sup> December 2017, as the Designated Premises Supervisor and Premises License Holder at "Half Moon Food &amp; Wine" 14 Half Moon Lane, London, SE24 9HU sell alcohol, namely a can of fosters lager, to an individual under 18 years old, namely a 17 year old boy</p> <p><i>Contrary to section 146(1) of the Licensing Act 2003</i></p>

## Ministry of Justice guidance on simple cautions (issued 8<sup>th</sup> April 2013) (abridged)

Please read the guidance below and the attached declaration. Make sure you understand it before you sign. You may seek independent legal advice before you accept the caution.

1. A simple caution is an admission of guilt to committing an offence and forms part of an offender's criminal record. A record will be retained by the Council for future use. It may also be disclosed in a court in any future proceedings.
2. If after the simple caution has been administered, new evidence comes to light suggesting that the offence(s) committed are more serious, a prosecution may still be brought.
3. If the offence(s) involve a victim or victims they might still take civil action or bring a private prosecution against the company. The Council may provide your details to the victims if this is necessary for legal action to take place.
4. In some circumstances the company may be under a duty to disclose this caution.

## Further information relating to certain cautions

**Trading Standards** – CS&E, 3<sup>rd</sup> Floor Hub 2, PO Box 64529, London SE1P 5LX  
**Contact centre** - 020 7525 2000 **Website** - [www.southwark.gov.uk/tradingstandards](http://www.southwark.gov.uk/tradingstandards)  
**Strategic Director of Environment & Leisure** - Deborah Collins

1. If this caution relates to the sale of age restricted products (ARPs) or services please note that further covert test purchases will be attempted by the Council at your business. This means we will send in underage, or young looking, volunteers to attempt to buy ARPs or services. Such test purchasing may be covertly observed and recorded. You should also advise all sales staff of this.
2. If the company applies for certain licences connected with the business, e.g. under the Consumer Credit Act 1974 or Licensing Act 2003, this caution may be taken into account in any decision whether to issue any licence.

**SOUTHWARK COUNCIL  
SIMPLE CAUTION (COMPANY)**

Page 2 of 2


**DECLARATION:**

**I hereby declare that on behalf of the above-mentioned Company, I have read and understand all this information.**

**I hereby declare that I (insert name)**

KEN GANCADEEN

am authorised by the company to admit the offence(s) described above and agree to accept a Caution in this case. I understand that a record will be kept of this caution and that it may influence a decision to institute proceedings should the Company be found to be infringing the law in the future. I further understand that this Caution may be cited should the Company subsequently be found guilty of an offence by a Court of Law. I also understand that in some circumstances the company may be under a duty to disclose the existence of this Caution.

**NAME:** KEN GANCADEEN **SIGNED:**   
*(Block capitals)*

**POSITION IN THE COMPANY:** Director

**DATED THIS 19<sup>th</sup> DAY of December 2017**

**After a signature has been added above, an officer of Southwark Council will countersign and return a copy.**

**NAME:** DAVID LITTLETON **SIGNED:** 

**DESIGNATION:** Head of Regulatory Services

**DATED THIS 19<sup>th</sup> DAY of December 2017**

# SOUTHWARK COUNCIL SIMPLE CAUTION (INDIVIDUAL)

CASE REFERENCE:	2017/043
OFFENDER'S SURNAME:	GANGADEEN
FORENAME(S):	Ken Joseph
NATIONAL INSURANCE No.	
OCCUPATION:	Company Director; Premises License Holder and Designated Premises Supervisor
ADDRESS:	[REDACTED]
DATE OF BIRTH:	[REDACTED]

DATE OF OFFENCE(S):	14/12/2017
PLACE OF OFFENCE(S):	Half Moon Food and wine
BRIEF CIRCUMSTANCES OF OFFENCE(S):	<p><b>Sale of Alcohol to a minor</b></p> <p>1. That you did, on the 14<sup>th</sup> December 2017, as the Designated Premises Supervisor and Premises License Holder at Half Moon Food and Wine, 14 Half Moon Lane, SE24 9HU sell alcohol, namely a 500ml can of Fosters lager , to an individual under 18 years old, namely a 17 year old boy</p> <p><i>Contrary to section 146(1) of the Licensing Act 2003</i></p>

## Ministry of Justice guidance on simple cautions (issued 8<sup>th</sup> April 2013)

Please read the guidance below and the attached declaration. Make sure you understand it before you sign. You may seek independent legal advice before you accept the caution. Some of these points are applicable to cautions issued by the Police and will not be relevant to this matter.

1. A simple caution is an admission of guilt to committing an offence and forms part of an offender's criminal record. A record will be retained by the Council for future use. It may also be disclosed in a court in any future proceedings.
2. If after the simple caution has been administered, new evidence comes to light suggesting that the offence(s) committed are more serious, a prosecution may still be brought.
3. A simple caution may be disclosed to a current or prospective employer in certain circumstances. Separate guidance governs the disclosure of criminal record information
4. Simple cautions become spent immediately they are administered. This means that you do not need to disclose a simple caution when asked unless you are seeking work in an occupation that is listed in the Exceptions Order to the Rehabilitation of Offenders Act 1974 such as working with children and vulnerable adults or for other excepted purposes such as

seeking to obtain certain licences. Police Cautions will also be disclosed under Disclosure and Barring Service (DBS) standard and enhanced checks. Further information can be obtained from the DBS.

5. The DBS maintains the lists of those barred from working with children and vulnerable groups, including adults. A simple caution may be taken into account by the DBS when reaching a decision about the suitability of persons to work with children and adults. Accepting a simple caution for certain offences may lead to the offender's inclusion on such a list which will prevent them from working in a regulated post with children and vulnerable groups. Further information should be obtained from the DBS.
6. If the offence(s) involve a victim or victims they might still take civil action or bring a private prosecution against you. The Council may provide your details to the victims if this is necessary for legal action to take place.
7. Countries requiring foreign nationals to obtain entry visas may require applicants to declare simple cautions on their application forms or at interview. Other country's immigration rules may mean that a person who has received a simple caution is refused entry as though they have a criminal conviction. The Rehabilitation of Offenders Act 1974 only applies within the UK which means simple cautions, even if spent, may still need to be disclosed to some countries in some circumstances. This will vary from country to country and may apply to people who want to emigrate permanently or those who simply want to visit for short term purposes, such as on business, for a holiday or to study. For specific information on what an individual may be required to disclose, the relevant embassy of the country of travel should be contacted.

#### **Further information relating to certain cautions**

If this caution relates to the sale of age restricted products (ARPs) or services please note that further covert test purchases will be attempted by the Council at your business. This means we will send in underage, or young looking, volunteers to attempt to buy ARPs or services. Such test purchasing may be covertly observed and recorded. You should also advise all sales staff of this.



# SOUTHWARK COUNCIL SIMPLE CAUTION (INDIVIDUAL)

## DECLARATION:

I have read and understand all this information.  
I hereby declare that I (insert name)

Mr Ken Joseph GANGADEEN

admit the offences described above and agree to accept a caution in this case. I understand that a record will be kept of this caution and that it may influence a decision to institute proceedings should I be found to be infringing the law in the future. I further understand that this caution may be cited should I subsequently be found guilty of an offence by a Court of Law. I also understand that in some circumstances I may be under a duty to disclose the existence of this caution.

NAME: KEN GANGADEEN SIGNED:   
(Block capitals)

DATED THIS 19<sup>th</sup> DAY of December 2017

After a signature has been added above, an officer of Southwark Council will countersign and return a copy.

NAME: DAVID LITTLETON SIGNED: 

DESIGNATION: Head of Regulatory Services

DATED THIS \_\_\_\_\_<sup>th</sup> DAY of December 2017

**Age restricted products (ARPs) – business support report**



To All Food + Wine Ltd TIA "Half Man Food + Wine" LA ref .....

Address 14 Half Man Lane, SE24 9HU

Date 14/12/17 Time 18:15 Officer Ray Moore + PC

Person seen Mark Gargoden Position\* Director

**Trading Standards**  
 Call centre – 020 7525 2000  
 Facsimile – 020 7525 5735

Report no. **0472**

\* If you are an employee you should pass this report to the business owner(s) or the relevant manager or company director etc.

Reason for visit  Routine  Enquiry / complaint  Campaign / project  Revisit

This report informs you of the results of the visit. Advice may be provided on aspects of your trading activities and indicate action taken by the officer or action required by the business. The visit is based upon a selection of legal requirements enforced by this service. The results should not be taken as an indication of compliance with all legal responsibilities.

ARPs sold / provided <input checked="" type="checkbox"/>							
Cigarettes, HRT etc.	<input checked="" type="checkbox"/>	Blunts	<input type="checkbox"/>	Shisha products	<input type="checkbox"/>	e-products	<input checked="" type="checkbox"/>
Alcoholic drinks	<input checked="" type="checkbox"/>	DVDs	<input type="checkbox"/>	Knives etc.	<input type="checkbox"/>	Solvents	<input type="checkbox"/>
Aerosol paints	<input type="checkbox"/>	BB guns	<input type="checkbox"/>	Fireworks (adult)	<input type="checkbox"/>	Treatments	<input type="checkbox"/>
Other (please list)							

For trading standards business advice visit [www.southwark.gov.uk/tradingstandards](http://www.southwark.gov.uk/tradingstandards)

Officers comments / action you need to take now;  
Section 14bA Licensing Act  
2003  
- sale of alcohol (a small  
juice) to a minor (17  
year old male) at 18:11.

Business comments / requests etc;  
Please provide CCTV  
for 18:00 - 18:30  
10:00 PACE interview at  
150 Tulse St  
kggand@ben.co@gmail.com

Advice leaflet(s) provided  FTA training offered  Signed by recipient...

Store signage & tobacco control <input checked="" type="checkbox"/>				
	Very good <input type="checkbox"/>	Satisfactory <input type="checkbox"/>	Unsatisfactory <input type="checkbox"/>	Office code
A3 tobacco notice (point of sale)	Correct <input type="checkbox"/>	Incorrect <input checked="" type="checkbox"/>		S40
agecheck zone (entry point)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>		U20
agecheck zone (internal)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>		U21
Shelf edge labels (RU18? etc)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>		U22
Challenge 25 signage	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>		U25
Tobacco advertising	Correct <input checked="" type="checkbox"/>	Incorrect <input type="checkbox"/>		S51
Tobacco display regulations	Correct <input checked="" type="checkbox"/>	Incorrect <input type="checkbox"/>		S61
Tobacco labelling (health/duty)	Correct <input checked="" type="checkbox"/>	Incorrect <input type="checkbox"/>		S23
No sale of single cigarettes	Correct <input type="checkbox"/>	Incorrect <input type="checkbox"/>		S39
Other.....	Correct <input type="checkbox"/>	Incorrect <input type="checkbox"/>		

Measure to assist sales staff and licensing <input checked="" type="checkbox"/>				
	Very good <input type="checkbox"/>	Satisfactory <input type="checkbox"/>	Unsatisfactory <input type="checkbox"/>	Office code
EPOS till prompt	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>		U23
Till reminder stickers for staff	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>		U24
Refusals register provided	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>		U26
Refusals register in regular use	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>		U27
Staff training records available	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	NA	U28
Staff aware of approved ID	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>		U29
Product placement considered	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>		U30
Personal Licence holder present?	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>		U31
Licence condition(s).....	Correct <input type="checkbox"/>	Incorrect <input type="checkbox"/>		U32
Other.....	Correct <input type="checkbox"/>	Incorrect <input type="checkbox"/>		

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## Licensing Register - Premises licences and club registrations - licences granted for licence number: 824437

Further Information on Licence Number: 824437

### Property details

**Licence number:** 824437  
**Trading name and address:** HALF MOON FOOD AND WINE  
14 Half Moon Lane  
SE24 9HU  
**Ward:** Village

### Applicant and Designated Premises Supervisor details

**Licence Holder** Mr Ken Joseph Gangadeen  
**Designated Premises Supervisor name:** Mr Ken Jospeh Gangadeen

### Licence details

**Licence type:** Premises  
**Date granted:** July 04 2007

### Licensable activities and conditions

**Opening hours:** **Sale by retail of alcohol to be consumed off premises**  
Monday 08:00 to 23:00  
Tuesday 08:00 to 23:00  
Wednesday 08:00 to 23:00  
Thursday 08:00 to 23:00  
Friday 08:00 to 23:00  
Saturday 08:00 to 23:00  
Sunday 10:00 to 22:30

**Granted licensable activities:**

100 - 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.

101 - Every supply of alcohol under the Premises Licence must be made, or authorised by, a person who holds a Personal Licence.

124 - Alcohol shall not be sold or supplied except during the permitted hours. In this condition the permitted hours means: a. On weekdays, other than Christmas Day, 8.00.a.m. to 11.00.p.m. b. On Sundays, other than Christmas Day, 10.00.a.m. to 10.30.p.m. c. On Christmas day, 12 noon to 3.00.p.m. and 7.00.p.m. to 10.30.p.m. d. On Good Friday, 8.00.a.m. to 10.30.p.m. The above restrictions do not prohibit: i) During the first twenty minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel ii) The ordering of alcohol to be consumed off the premises, or the dispatch by the vendor of the alcohol so ordered; iii) The sale of alcohol to a trader or club for the purposes of the trade or club; iv) The sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces.

125 - Alcohol shall not be sold in an open container or be consumed in the licensed premises.

127 - Alcohol shall not be sold or supplied unless it is paid for before or at the time when it is sold or supplied, except alcohol sold or supplied: a. With and for consumption at a meal supplied at the same time, consumed with the meal and paid for together with the meal; b. For consumption by a person residing in the premises or his guest and paid

**Conditions:** for together with his accommodation; c. To a canteen or mess.

488 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol. (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy. (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either (a) a holographic mark; or (b) an ultraviolet feature.

491 - 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price. 2. For the purpose of the condition set out in paragraph (1): (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979; (b) "permitted price" is the price found by applying the formula  $P = D + (D \times V)$ , where- (i) P is the permitted price, (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol; (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence (i) the holder of the premises licence; (ii) the designated premises supervisor (if any) in respect of such a licence; or (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence; (iv) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club

present on the premises in a capacity which enables the member or officer to prevent the supply in question; and (v) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994. 3. Where the permitted price given by paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny. 4. (1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax; (2) the permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

### Contact us

Southwark Licensing Team  
3rd Floor, Hub 1  
PO BOX 64529  
London  
SE1P 5LX  
020 7525 5748  
[licensing@southwark.gov.uk](mailto:licensing@southwark.gov.uk)

**Telephone:**  
**E-mail:**

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Southwark Council  
PO BOX 64529  
London SE1P 5LX

020 7525 5000

[csc@southwark.gov.uk](mailto:csc@southwark.gov.uk)

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